

As Amended by House Committee

Session of 2013

HOUSE BILL No. 2055

By Committee on Federal and State Affairs

1-23

1 AN ACT concerning the personal and family protection act; amending
2 K.S.A. 2012 Supp. 21-6309 ~~and, 75-7c05, 75-7c10 and 75-7c17~~ and
3 repealing the existing sections.

4
5 *Be it enacted by the Legislature of the State of Kansas:*

6 New Section 1. (a) The carrying of a concealed handgun as
7 authorized by the personal and family protection act shall not be prohibited
8 in **any** state or municipal ~~buildings~~ **building** unless such building has
9 adequate security measures to ensure that no weapons are permitted to be
10 carried into such building **and the building is conspicuously posted in**
11 **accordance with K.S.A. 2012 Supp. 75-7c10, and amendments thereto.**

12 (b) Any state or municipal building which contains both public access
13 entrances and restricted access entrances shall provide adequate security
14 **measures** at the public access entrances in order to prohibit the carrying of
15 ~~a concealed handgun in such public areas~~ **any weapons into such**
16 **building.**

17 (c) No state agency or municipality shall prohibit an employee who is
18 licensed to carry a concealed handgun under the provisions of the personal
19 and family protection act from carrying such concealed handgun at the
20 employee's work place unless the building has adequate security measures
21 ~~and is properly posted prohibiting concealed carry~~ **and the building is**
22 **conspicuously posted in accordance with K.S.A. 2012 Supp. 75-7c10,**
23 **and amendments thereto.**

24 (d) It shall not be a crime for a person to carry a concealed handgun
25 ~~into such a~~ **state or municipal** building so long as that person is licensed
26 to carry a concealed handgun under the provisions of the personal and
27 family protection act and has authority to enter through a restricted access
28 entrance into such building which provides adequate security measures
29 ~~and is properly posted prohibiting concealed carry~~ **and the building is**
30 **conspicuously posted in accordance with K.S.A. 2012 Supp. 75-7c10,**
31 **and amendments thereto.**

32 (e) A state agency or municipality which provides adequate security
33 **measures** in a ~~public building and which properly posts a sign~~ **state or**
34 **municipal building and conspicuously posts signage in accordance**
35 **with K.S.A. 2012 Supp. 75-7c10, and amendments thereto,** prohibiting
36 the carrying of a concealed handgun on the premises of such building ~~as~~

1 ~~authorized by the personal and family protection act~~, such state agency or
2 municipality shall not be liable for any wrongful act or omission relating
3 to actions of persons licensed to carry a concealed handgun concerning
4 acts or omissions regarding such handguns.

5 (f) A state agency or municipality which does not provide adequate
6 security ~~in a public~~ **measures in a state or municipal** building and which
7 allows the carrying of a concealed handgun as authorized by the personal
8 and family protection act shall not be liable for any wrongful act or
9 omission relating to actions of persons licensed to carry a concealed
10 handgun concerning acts or omissions regarding such handguns.

11 (g) The governing body or the chief administrative officer, if no
12 governing body exists, of a state or municipal-owned medical care facility
13 as defined in K.S.A. 65-425, and amendments thereto, may exempt itself
14 from this section for a period of four years by stating the reasons for such
15 exemption. Notice of this exemption shall be sent to the Kansas attorney
16 general.

17 (h) The governing body or the chief administrative officer, if no
18 governing body exists, of a state or municipal-owned adult care home as
19 defined in K.S.A. 39-923, and amendments thereto, may exempt itself
20 from this section for a period of four years by stating the reasons for such
21 exemption. Notice of this exemption shall be sent to the Kansas attorney
22 general.

23 (i) The governing body or the chief administrative officer, if no
24 governing body exists, of a ~~post secondary~~ **postsecondary** educational
25 institution, as defined in K.S.A. 74-3201b, and amendments thereto, may
26 exempt the institution from this section for a period of four years by
27 stating the reasons for such exemption. Notice of this exemption shall be
28 sent to the Kansas attorney general.

29 (j) Subject to provisions of subsection (b), nothing in this act shall
30 limit the ability of a corrections facility, a jail facility or a law enforcement
31 agency to prohibit the carrying of a concealed handgun by any person **into**
32 **any building located** on such premises.

33 (k) For purposes of this section:

34 (1) "Adequate security measures" means the use of electronic
35 equipment and personnel at public entrances to detect and restrict the
36 carrying of any weapons into the state or municipal building, including,
37 but not limited to, metal detectors, metal detector wands or any other
38 equipment used for similar purposes to ensure that weapons are not
39 permitted to be carried into such building by members of the public.

40 (2) The terms "municipality" and "municipal" are interchangeable
41 and have the same meaning as the term "municipality" is defined in
42 K.S.A.75-6102, and amendments thereto, but does not include school
43 districts.

1 (3) "Restricted access entrance" means an entrance that is restricted to
2 the public and requires a key, keycard, code, or similar device to allow
3 entry to authorized personnel.

4 (4) "State" means the same as the term is defined in K.S.A. 75-6102,
5 and amendments thereto.

6 (5) "State or municipal building" means a building owned or leased
7 by such public entity. It does not include a building owned by the state or a
8 municipality which is leased by a private entity whether for profit or not-
9 for-profit or a building held in title by the state or a municipality solely for
10 reasons of revenue bond financing.

11 (6) "Weapon" means a weapon described in K.S.A. 2012 Supp. 21-
12 6301, and amendments thereto.

13 (1) This section shall be a part of and supplemental to the personal
14 and family protection act.

15 Sec. 2. K.S.A. 2012 Supp. 21-6309 is hereby amended to read as
16 follows: 21-6309. (a) It shall be unlawful to possess, with no requirement
17 of a culpable mental state, a firearm ~~on the grounds in any of the following~~
18 ~~places:~~

19 (1) Within any building located within the capitol complex;

20 (2) within the governor's residence;

21 (3) on the grounds of or in any building on the grounds of the
22 governor's residence;

23 (4) *subject to section 1, and amendments thereto*, within any other
24 state-owned or leased building if the secretary of administration has so
25 designated by rules and regulations and conspicuously placed signs clearly
26 stating that firearms are prohibited within such building; or

27 (5) *subject to section 1, and amendments thereto*, within any county
28 courthouse, unless, by county resolution, the board of county
29 commissioners authorize the possession of a firearm within such
30 courthouse.

31 (b) Violation of this section is a class A misdemeanor.

32 (c) This section shall not apply to:

33 (1) A commissioned law enforcement officer;

34 (2) a full-time salaried law enforcement officer of another state or the
35 federal government who is carrying out official duties while in this state;

36 (3) any person summoned by any such officer to assist in making
37 arrests or preserving the peace while actually engaged in assisting such
38 officer;

39 (4) a member of the military of this state or the United States engaged
40 in the performance of duties; or

41 (5) a person with a license issued pursuant to or recognized under
42 K.S.A. 2012 Supp. 75-7c01 et seq., and amendments thereto, except in
43 buildings posted in accordance with K.S.A. 2012 Supp. 75-7c10, and

1 amendments thereto, and in the areas specified in subsections (a)(2) and
2 (a)(3).

3 (d) It is not a violation of this section for the:

4 (1) Governor, the governor's immediate family, or specifically
5 authorized guest of the governor to possess a firearm within the governor's
6 residence or on the grounds of or in any building on the grounds of the
7 governor's residence; or

8 (2) United States attorney for the district of Kansas, the attorney
9 general, any district attorney or county attorney, any assistant United
10 States attorney if authorized by the United States attorney for the district
11 of Kansas, any assistant attorney general if authorized by the attorney
12 general, or any assistant district attorney or assistant county attorney if
13 authorized by the district attorney or county attorney by whom such
14 assistant is employed, to possess a firearm within any county courthouse
15 and court-related facility, subject to any restrictions or prohibitions
16 imposed in any courtroom by the chief judge of the judicial district. The
17 provisions of this paragraph shall not apply to any person not in
18 compliance with K.S.A. 2012 Supp. 75-7c19, and amendments thereto.

19 (e) *It is not a violation of this section for a person to possess a*
20 *handgun as authorized under the personal and family protection act.*

21 ~~(f)~~ (f) Notwithstanding the provisions of this section, any county may
22 elect by passage of a resolution that the provisions of subsection (d)(2)
23 shall not apply to such county's courthouse or court-related facilities if
24 such:

25 (1) Facilities have adequate security measures to ensure that no
26 weapons are permitted to be carried into such facilities;

27 (2) facilities have adequate measures for storing and securing
28 lawfully carried weapons, including, but not limited to, the use of gun
29 lockers or other similar storage options;

30 (3) county also has a policy or regulation requiring all law
31 enforcement officers to secure and store such officer's firearm upon
32 entering the courthouse or court-related facility. Such policy or regulation
33 may provide that it does not apply to court security or sheriff's office
34 personnel for such county; and

35 (4) facilities have a sign conspicuously posted at each entryway into
36 such facility stating that the provisions of subsection (d)(2) do not apply to
37 such facility.

38 ~~(g)~~ (g) As used in this section:

39 (1) "Adequate security measures" means the use of electronic
40 equipment and personnel *at public entrances* to detect and restrict the
41 carrying of any weapons into the facility, including, but not limited to,
42 metal detectors, metal detector wands or any other equipment used for
43 similar purposes;

1 (2) "possession" means having joint or exclusive control over a
2 firearm or having a firearm in a place where the person has some measure
3 of access and right of control; and

4 (3) "capitol complex" means the same as in K.S.A. 75-4514, and
5 amendments thereto.

6 ~~(g)~~ (h) For the purposes of subsection (a)(1), (a)(4) and (a)(5),
7 "building" and "courthouse" shall not include any structure, or any area of
8 any structure, designated for the parking of motor vehicles.

9 **Sec. 3. K.S.A. 2012 Supp. 75-7c05 is hereby amended to read as**
10 **follows: 75-7c05. (a) The application for a license pursuant to this act**
11 **shall be completed, under oath, on a form prescribed by the attorney**
12 **general and shall only include:**

13 (1) (A) Subject to the provisions of subsection (a)(1)(B), the name,
14 address, social security number, Kansas driver's license number or
15 Kansas nondriver's license identification number, place and date of
16 birth, a photocopy of the applicant's driver's license or nondriver's
17 identification card and a photocopy of the applicant's certificate of
18 training course completion; (B) in the case of an applicant who
19 presents proof that such person is on active duty with any branch of
20 the armed forces of the United States, or is the dependent of such a
21 person, and who does not possess a Kansas driver's license or Kansas
22 nondriver's license identification, the number of such license or
23 identification shall not be required;

24 (2) a statement that the applicant is in compliance with criteria
25 contained within K.S.A. 2012 Supp. 75-7c04, and amendments
26 thereto;

27 (3) a statement that the applicant has been furnished a copy of
28 this act and is knowledgeable of its provisions;

29 (4) a conspicuous warning that the application is executed under
30 oath and that a false answer to any question, or the submission of any
31 false document by the applicant, subjects the applicant to criminal
32 prosecution under K.S.A. 2012 Supp. 21-5903, and amendments
33 thereto; and

34 (5) a statement that the applicant desires a concealed handgun
35 license as a means of lawful self-defense.

36 (b) The applicant shall submit to the sheriff of the county where
37 the applicant resides, during any normal business hours:

38 (1) A completed application described in subsection (a);

39 ~~(2) except as provided by subsection (g), a nonrefundable license~~
40 ~~fee of \$132.50, if the applicant has not previously been issued a~~
41 ~~statewide license or if the applicant's license has permanently expired,~~
42 ~~which fee shall be in the form of two cashier's checks, personal checks~~
43 ~~or money orders of \$32.50 payable to the sheriff of the county where~~

1 the applicant resides and \$100 payable to the attorney general;

2 (3) a photocopy of a certificate or an affidavit or document as
3 described in subsection (b) of K.S.A. 2012 Supp. 75-7c04, and
4 amendments thereto, or if applicable, of a license to carry a firearm as
5 described in subsection (d) of K.S.A. 2012 Supp. 75-7c03, and
6 amendments thereto; and

7 (4) a full frontal view photograph of the applicant taken within
8 the preceding 30 days.

9 (c) (1) The sheriff, upon receipt of the items listed in subsection
10 (b) of this section, shall provide for the full set of fingerprints of the
11 applicant to be taken and forwarded to the attorney general for
12 purposes of a criminal history records check as provided by
13 subsection (d). In addition, the sheriff shall forward to the attorney
14 general a copy of the application and the portion of the original license
15 fee which is payable to the attorney general. The cost of taking such
16 fingerprints shall be included in the portion of the fee retained by the
17 sheriff. Notwithstanding anything in this section to the contrary, an
18 applicant shall not be required to submit fingerprints for a renewal
19 application under K.S.A. 2012 Supp. 75-7c08, and amendments
20 thereto.

21 (2) The sheriff of the applicant's county of residence or the chief
22 law enforcement officer of any law enforcement agency, at the sheriff's
23 or chief law enforcement officer's discretion, may participate in the
24 process by submitting a voluntary report to the attorney general
25 containing readily discoverable information, corroborated through
26 public records, which, when combined with another enumerated
27 factor, establishes that the applicant poses a significantly greater
28 threat to law enforcement or the public at large than the average
29 citizen. Any such voluntary reporting shall be made within 45 days
30 after the date the sheriff receives the application. Any sheriff or chief
31 law enforcement officer submitting a voluntary report shall not incur
32 any civil or criminal liability as the result of the good faith submission
33 of such report.

34 (3) All funds retained by the sheriff pursuant to the provisions of
35 this section shall be credited to a special fund of the sheriff's office
36 which shall be used solely for the purpose of administering this act.

37 (d) Each applicant shall be subject to a state and national
38 criminal history records check which conforms to applicable federal
39 standards, including an inquiry of the national instant criminal
40 background check system for the purpose of verifying the identity of
41 the applicant and whether the applicant has been convicted of any
42 crime or has been the subject of any restraining order or any mental
43 health related finding that would disqualify the applicant from

1 holding a license under this act. The attorney general is authorized to
2 use the information obtained from the state or national criminal
3 history record check to determine the applicant's eligibility for such
4 license.

5 (e) Within 90 days after the date of receipt of the items listed in
6 subsection (b), the attorney general shall:

7 (1) Issue the license and certify the issuance to the department of
8 revenue; or

9 (2) deny the application based solely on: (A) The report
10 submitted by the sheriff or other chief law enforcement officer under
11 subsection (c)(2) for good cause shown therein; or (B) the ground that
12 the applicant is disqualified under the criteria listed in K.S.A. 2012
13 Supp. 75-7c04, and amendments thereto. If the attorney general denies
14 the application, the attorney general shall notify the applicant in
15 writing, stating the ground for denial and informing the applicant the
16 opportunity for a hearing pursuant to the Kansas administrative
17 procedure act.

18 (f) Each person issued a license shall pay to the department of
19 revenue a fee for the cost of the license which shall be in amounts
20 equal to the fee required pursuant to K.S.A. 8-243 and 8-246, and
21 amendments thereto, for replacement of a driver's license.

22 (g) (1) A person who is a retired law enforcement officer, as defined
23 in K.S.A. 2012 Supp. 21-5111, and amendments thereto, shall be: (A)
24 Required to pay an original license fee of \$75, which fee shall be in the
25 form of two cashier checks or money orders, \$25 payable to the sheriff of
26 the county where the applicant resides and \$50 payable to the attorney
27 general, as provided in subsection (b)(2); to be forwarded by the sheriff
28 to the attorney general; (B) exempt from the required completion of a
29 weapons handgun safety and training course if such person was
30 certified by the Kansas commission on peace officer's standards and
31 training, or similar body from another jurisdiction, not more than
32 eight years prior to submission of the application; (C) required to pay
33 the license renewal fee; (D) required to pay to the department of
34 revenue the fees required by subsection (f); and (E) required to
35 comply with the criminal history records check requirement of this
36 section.

37 (2) Proof of retirement as a law enforcement officer shall be
38 required and provided to the attorney general in the form of a letter
39 from the agency head, or their designee, of the officer's retiring agency
40 that attests to the officer having retired in good standing from that
41 agency as a law enforcement officer for reasons other than mental
42 instability and that the officer has a nonforfeitable right to benefits
43 under a retirement plan of the agency.

1 (h) *A person who is a corrections officer, a parole officer or a*
2 *corrections officer employed by the federal bureau of prisons, as defined*
3 *by K.S.A. 75-5202, and amendments thereto, shall be: (1) Required to pay*
4 *an original license fee as provided in subsection (b)(2); (2) exempt from*
5 *the required completion of a handgun safety and training course if such*
6 *person was issued a certificate of firearms training by the department of*
7 *corrections or the federal bureau of prisons or similar body not more than*
8 *one year prior to submission of the application; (3) required to pay the*
9 *license renewal fee; (4) required to pay to the department of revenue the*
10 *fees required by subsection (f); and (5) required to comply with the*
11 *criminal history records check requirement of this section.*

12 Sec. ~~3~~ 4. K.S.A. 2012 Supp. 75-7c10 is hereby amended to read as
13 follows: 75-7c10. (a) *Subject to the provisions of section 1, and*
14 *amendments thereto, provided that the premises are conspicuously posted*
15 *in accordance with rules and regulations adopted by the attorney general as*
16 *premises where carrying a concealed handgun is prohibited, no license*
17 *issued pursuant to or recognized by this act shall authorize the licensee to*
18 *carry a concealed handgun into the building of:*

19 (1) Any place where an activity declared a common nuisance by
20 K.S.A. 22-3901, and amendments thereto, is maintained;

21 (2) any police, sheriff or highway patrol station;

22 (3) any detention facility, prison or jail;

23 (4) any courthouse, except that nothing in this section would preclude
24 a judge from carrying a concealed handgun or determining who may carry
25 a concealed handgun in the judge's courtroom;

26 (5) any polling place on the day an election is held;

27 (6) any state office;

28 (7) any facility hosting an athletic event not related to or involving
29 firearms which is sponsored by a private or public elementary or
30 secondary school or any private or public institution of postsecondary
31 education;

32 (8) any facility hosting a professional athletic event not related to or
33 involving firearms;

34 (9) any drinking establishment as defined by K.S.A. 41-2601, and
35 amendments thereto;

36 (10) any elementary or secondary school, attendance center,
37 administrative office, services center or other facility;

38 (11) any community college, college or university;

39 (12) any child exchange and visitation center provided for in K.S.A.
40 75-720, and amendments thereto;

41 (13) any community mental health center organized pursuant to
42 K.S.A. 19-4001 et seq., and amendments thereto; any mental health clinic
43 organized pursuant to K.S.A. 65-211 et seq., and amendments thereto; any

1 psychiatric hospital licensed under K.S.A. 75-3307b, and amendments
2 thereto; or a state psychiatric hospital, as follows: Larned state hospital,
3 Osawatomie state hospital or Rainbow mental health facility;

4 (14) any public library operated by the state;

5 (15) any day care home or group day care home, as defined in Kansas
6 administrative regulation 28-4-113, or any preschool or childcare center, as
7 defined in Kansas administrative regulation 28-4-420; or

8 (16) any place of worship.

9 (b) (1) *Any private entity which provides adequate security **measures***
10 *in a private building ~~or facility~~ and which ~~properly posts a sign~~*
11 **conspicuously posts signage in accordance with this section prohibiting**
12 *the carrying of a concealed handgun ~~on the premises of~~ in such building*
13 *or facility as authorized by the personal and family protection act shall*
14 *not be liable for any wrongful act or omission relating to actions of*
15 *persons licensed to carry a concealed handgun concerning acts or*
16 *omissions regarding such handguns.*

17 (2) *Any private entity which does not provide adequate security*
18 **measures** *in a private building ~~or facility~~ and which allows the carrying*
19 *of a concealed handgun as authorized by the personal and family*
20 *protection act shall not be liable for any wrongful act or omission relating*
21 *to actions of persons licensed to carry a concealed handgun concerning*
22 *acts or omissions regarding such handguns.*

23 (c) Nothing in this act shall be construed to prevent:

24 (1) Any public or private employer from restricting or prohibiting by
25 personnel policies persons licensed under this act from carrying a
26 concealed handgun while on the premises of the employer's business or
27 while engaged in the duties of the person's employment by the employer,
28 except that no employer may prohibit possession of a handgun in a private
29 means of conveyance, even if parked on the employer's premises; or

30 (2) any private business or city, county or political subdivision from
31 restricting or prohibiting persons licensed or recognized under this act
32 from carrying a concealed handgun within a building or buildings of such
33 entity, provided that the premises are posted in accordance with rules and
34 regulations adopted by the attorney general pursuant to subsection-~~(f)~~ (h),
35 as premises where carrying a concealed handgun is prohibited.

36 (d) **Any board of education of a unified school district, governing**
37 **body of any community college, technical college or the institute of**
38 **technology, or the chancellor or president of any state educational**
39 **institution may permit any employee, who is licensed to carry a**
40 **concealed handgun as authorized by the provisions of K.S.A. 75-7c01**
41 **et seq., and amendments thereto, to carry a concealed handgun in any**
42 **school building if the employee meets such institution's own policy**
43 **requirements regardless of whether such building is conspicuously**

1 **posted in accordance with the provisions of K.S.A. 75-7c10, and**
 2 **amendments thereto.**

3 ~~(e) (d)~~ (e) (1) It shall be a violation of this section to carry a
 4 concealed handgun in violation of any restriction or prohibition allowed by
 5 subsection (a) or ~~(b) (c)~~ if the premises are posted in accordance with rules
 6 and regulations adopted by the attorney general pursuant to subsection ~~(f)~~
 7 **(h)**. Any person who violates this section shall be guilty of a misdemeanor
 8 punishable by a fine of: (A) Not more than \$50 for the first offense; or (B)
 9 not more than \$100 for the second offense. Any third or subsequent
 10 offense is a class B misdemeanor **not be subject to a criminal penalty**
 11 **but may be subject to denial to such premises or removal from such**
 12 **premises.**

13 (2) Notwithstanding the provisions of subsection (a) or ~~(b) (c)~~, it is
 14 not a violation of this section for the United States attorney for the district
 15 of Kansas, the attorney general, any district attorney or county attorney,
 16 any assistant United States attorney if authorized by the United States
 17 attorney for the district of Kansas, any assistant attorney general if
 18 authorized by the attorney general, or any assistant district attorney or
 19 assistant county attorney if authorized by the district attorney or county
 20 attorney by whom such assistant is employed, **or a law enforcement**
 21 **officer from another state or a retired law enforcement officer meeting**
 22 **the requirements of the federal law enforcement officers safety act, 18**
 23 **U.S.C. §§ 926B and 926C**, to possess a handgun within any of the
 24 buildings described in subsection (a) or ~~(b) (c)~~, subject to any restrictions
 25 or prohibitions imposed in any courtroom by the chief judge of the judicial
 26 district. The provisions of this paragraph shall not apply to any person who
 27 is not in compliance with K.S.A. 2012 Supp. 75-7c19, and amendments
 28 thereto.

29 ~~(d) (e)~~ (f) For the purposes of this section;

30 (1) **"Adequate security measures" shall have the same meaning**
 31 **as the term is defined in section 1, and amendments thereto;**

32 (2) "building" shall not include any structure, or any area of any
 33 structure, designated for the parking of motor vehicles.

34 ~~(e) (f)~~ (g) Nothing in this act shall be construed to authorize the
 35 carrying or possession of a handgun where prohibited by federal law.

36 ~~(f) (g)~~ (h) The attorney general shall adopt rules and regulations
 37 prescribing the location, content, size and other characteristics of signs to
 38 be posted on premises where carrying a concealed handgun is prohibited
 39 pursuant to subsections (a) and ~~(b) (c)~~. Such regulations shall prescribe, at
 40 a minimum, that:

41 (1) The signs be posted at all exterior entrances to the prohibited
 42 buildings;

43 (2) ~~they~~ *the signs* be posted at eye level of adults using the entrance

1 and not more than 12 inches to the right or left of such entrance;

2 (3) the signs not be obstructed or altered in any way; and

3 (4) signs which become illegible for any reason be immediately
4 replaced.

5 **Sec. 5. K.S.A. 2012 Supp. 75-7c17 is hereby amended to read as**
6 **follows: 75-7c17. (a) The legislature finds as a matter of public policy**
7 **and fact that it is necessary to provide statewide uniform standards**
8 **for issuing licenses to carry concealed handguns for self-defense and**
9 **finds it necessary to occupy the field of regulation of the bearing of**
10 **concealed handguns for self-defense to ensure that no honest, law-**
11 **abiding person who qualifies under the provisions of this act is**
12 **subjectively or arbitrarily denied the person's rights. No city, county**
13 **or other political subdivision of this state shall regulate, restrict or**
14 **prohibit the carrying of concealed handguns by persons licensed**
15 **under this act except as provided in subsection ~~(b)~~ (c) of K.S.A. 2012**
16 **Supp. 75-7c10, and amendments thereto, and subsection (f) of K.S.A.**
17 **21-4218, prior to its repeal, or subsection ~~(e)~~ (f) of K.S.A. 2012 Supp.**
18 **21-6309, and amendments thereto. Any existing or future law,**
19 **ordinance, rule, regulation or resolution enacted by any city, county or**
20 **other political subdivision of this state that regulates, restricts or**
21 **prohibits the carrying of concealed handguns by persons licensed**
22 **under this act except as provided in subsection ~~(b)~~ (c) of K.S.A. 2012**
23 **Supp. 75-7c10, and amendments thereto, and subsection (f) of K.S.A.**
24 **21-4218, prior to its repeal, or subsection ~~(e)~~ (f) of K.S.A. 2012 Supp.**
25 **21-6309, and amendments thereto, shall be null and void.**

26 (b) Prosecution of any person licensed under the personal and
27 family protection act, and amendments thereto, for violating any
28 restrictions on licensees will be done through the district court.

29 (c) The legislature does not delegate to the attorney general the
30 authority to regulate or restrict the issuing of licenses provided for in
31 this act, beyond those provisions of this act pertaining to licensing and
32 training. Subjective or arbitrary actions or rules and regulations
33 which encumber the issuing process by placing burdens on the
34 applicant beyond those sworn statements and specified documents
35 detailed in this act or which create restrictions beyond those specified
36 in this act are in conflict with the intent of this act and are prohibited.

37 (d) This act shall be liberally construed. This act is supplemental
38 and additional to existing constitutional rights to bear arms and
39 nothing in this act shall impair or diminish such rights.

40 ~~Sec. 4. 6. K.S.A. 2012 Supp. 21-6309 and, 75-7c05, 75-7c10 and 75-~~
41 ~~7c17 are hereby repealed.~~

42 ~~Sec. 5. 7. This act shall take effect and be in force from and after its~~
43 ~~publication in the statute book.~~