

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~~ **{violation of the personal and family**
25 **protection act}** for a person to carry a concealed handgun into ~~such a~~
26 **state or municipal** building so long as that person is licensed to carry a
27 concealed handgun under the provisions of the personal and family
28 protection act and has authority to enter through a restricted access
29 entrance into such building which provides adequate security measures
30 ~~and is properly posted prohibiting concealed carry~~ **and the building is**
31 **conspicuously posted in accordance with K.S.A. 2012 Supp. 75-7c10,**
32 **and amendments thereto.**

33 (e) A state agency or municipality which provides adequate security
34 **measures** in a ~~public building and which properly posts a sign~~ **state or**

1 **municipal building and conspicuously posts signage in accordance**
2 **with K.S.A. 2012 Supp. 75-7c10, and amendments thereto,** prohibiting
3 the carrying of a concealed handgun on the premises of such building ~~as~~
4 ~~authorized by the personal and family protection act,~~ such state agency or
5 municipality shall not be liable for any wrongful act or omission relating
6 to actions of persons licensed to carry a concealed handgun concerning
7 acts or omissions regarding such handguns.

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

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

20 (h) The governing body or the chief administrative officer, if no
21 governing body exists, of a state or municipal-owned adult care home as
22 defined in K.S.A. 39-923, and amendments thereto, ~~{of a community~~
23 **mental health center organized pursuant to K.S.A. 19-4001 et seq.,**
24 **and amendments thereto, or of an indigent health care clinic as**
25 **defined by K.S.A. 2012 Supp. 65-7402, and amendments thereto,}** may
26 exempt itself from this section for a period of four years by stating the
27 reasons for such exemption. Notice of this exemption shall be sent to the
28 Kansas attorney general.

29 (i) The governing body or the chief administrative officer, if no
30 governing body exists, of a ~~post-secondary~~ **postsecondary** educational
31 institution, as defined in K.S.A. 74-3201b, and amendments thereto, may
32 exempt the institution **{, including any buildings located on the grounds**
33 **of such institution and any buildings leased by such institution,}** from
34 this section for a period of four years by stating the reasons for such
35 exemption. Notice of this exemption shall be sent to the Kansas attorney
36 general.

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

41 **{(k) The provisions of this section shall not apply to any building**
42 **located on the grounds of the Kansas state school for the deaf or the**
43 **Kansas state school for the blind.}**

1 ~~(k)~~ **{(l)}** For purposes of this section:

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

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

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

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

17 (5)~~{(A)}~~ "State or municipal building" means a building owned or
18 leased by such public entity. It does not include a building owned by the
19 state or a municipality which is leased by a private entity whether for
20 profit or not-for-profit or a building held in title by the state or a
21 municipality solely for reasons of revenue bond financing.

22 **{(B) The term "state or municipal building" shall not include the**
23 **state capitol.}**

24 (6) "Weapon" means a weapon described in K.S.A. 2012 Supp. 21-
25 6301, and amendments thereto.

26 ~~(h)~~ **{(m)}** This section shall be a part of and supplemental to the
27 personal and family protection act.

28 **{New Sec. 2. (a) A license issued under K.S.A. 75-7c01 et seq., and**
29 **amendments thereto, shall authorize the licensee to carry a concealed**
30 **handgun in the state capitol in accordance with the provisions of**
31 **K.S.A. 75-7c01 et seq., and amendments thereto.}**

32 **{(b) This section shall be a part of and supplemental to the**
33 **personal and family protection act.}**

34 Sec. 2:~~3.~~ K.S.A. 2012 Supp. 21-6309 is hereby amended to read as
35 follows: 21-6309. (a) It shall be unlawful to possess, with no requirement
36 of a culpable mental state, a firearm ~~on the grounds in any of the following~~
37 ~~places:~~

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

39 (2) within the governor's residence;

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

42 (4) *subject to section 1, and amendments thereto*, within any other
43 state-owned or leased building~~{, except for the state capitol,}~~ if the

1 secretary of administration has so designated by rules and regulations and
2 conspicuously placed signs clearly stating that firearms are prohibited
3 within such building; or

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

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

9 (c) This section shall not apply to:

10 (1) A commissioned law enforcement officer;

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

13 (3) any person summoned by any such officer to assist in making
14 arrests or preserving the peace while actually engaged in assisting such
15 officer;

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

18 (5) a person with a license issued pursuant to or recognized under
19 K.S.A. 2012 Supp. 75-7c01 et seq., and amendments thereto, except in
20 buildings posted in accordance with K.S.A. 2012 Supp. 75-7c10, and
21 amendments thereto, and in the areas specified in subsections (a)(2) and
22 (a)(3).

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

24 (1) Governor, the governor's immediate family, or specifically
25 authorized guest of the governor to possess a firearm within the governor's
26 residence or on the grounds of or in any building on the grounds of the
27 governor's residence; or

28 (2) United States attorney for the district of Kansas, the attorney
29 general, any district attorney or county attorney, any assistant United
30 States attorney if authorized by the United States attorney for the district
31 of Kansas, any assistant attorney general if authorized by the attorney
32 general, or any assistant district attorney or assistant county attorney if
33 authorized by the district attorney or county attorney by whom such
34 assistant is employed, to possess a firearm within any county courthouse
35 and court-related facility, subject to any restrictions or prohibitions
36 imposed in any courtroom by the chief judge of the judicial district. The
37 provisions of this paragraph shall not apply to any person not in
38 compliance with K.S.A. 2012 Supp. 75-7c19, and amendments thereto.

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

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

1 such:

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

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

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

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

15 ~~(f)~~ (g) As used in this section:

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

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

24 (3) "capitol complex" means the same as in K.S.A. 75-4514, and
25 ~~amendments thereto~~ **{the Docking, Landon, Curtis and Eisenhower**
26 **state office buildings, memorial hall and the Kansas judicial center}**.

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

30 **Sec. 3-4.** **K.S.A. 2012 Supp. 75-7c05 is hereby amended to read**
31 **as follows: 75-7c05. (a) The application for a license pursuant to this**
32 **act shall be completed, under oath, on a form prescribed by the**
33 **attorney general and shall only include:**

34 **(1) (A) Subject to the provisions of subsection (a)(1)(B), the name,**
35 **address, social security number, Kansas driver's license number or**
36 **Kansas nondriver's license identification number, place and date of**
37 **birth, a photocopy of the applicant's driver's license or nondriver's**
38 **identification card and a photocopy of the applicant's certificate of**
39 **training course completion; (B) in the case of an applicant who**
40 **presents proof that such person is on active duty with any branch of**
41 **the armed forces of the United States, or is the dependent of such a**
42 **person, and who does not possess a Kansas driver's license or Kansas**
43 **nondriver's license identification, the number of such license or**

1 identification shall not be required;

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

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

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

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

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

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

17 (2) ~~except as provided by subsection (g),~~ a nonrefundable license
18 fee of \$132.50, if the applicant has not previously been issued a
19 statewide license or if the applicant's license has permanently expired,
20 which fee shall be in the form of two cashier's checks, personal checks
21 or money orders of \$32.50 payable to the sheriff of the county where
22 the applicant resides and \$100 payable to the attorney general;

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

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

30 (c) (1) The sheriff, upon receipt of the items listed in subsection
31 (b) of this section, shall provide for the full set of fingerprints of the
32 applicant to be taken and forwarded to the attorney general for
33 purposes of a criminal history records check as provided by
34 subsection (d). In addition, the sheriff shall forward to the attorney
35 general a copy of the application and the portion of the original license
36 fee which is payable to the attorney general. The cost of taking such
37 fingerprints shall be included in the portion of the fee retained by the
38 sheriff. Notwithstanding anything in this section to the contrary, an
39 applicant shall not be required to submit fingerprints for a renewal
40 application under K.S.A. 2012 Supp. 75-7c08, and amendments
41 thereto.

42 (2) The sheriff of the applicant's county of residence or the chief
43 law enforcement officer of any law enforcement agency, at the sheriff's

1 or chief law enforcement officer's discretion, may participate in the
2 process by submitting a voluntary report to the attorney general
3 containing readily discoverable information, corroborated through
4 public records, which, when combined with another enumerated
5 factor, establishes that the applicant poses a significantly greater
6 threat to law enforcement or the public at large than the average
7 citizen. Any such voluntary reporting shall be made within 45 days
8 after the date the sheriff receives the application. Any sheriff or chief
9 law enforcement officer submitting a voluntary report shall not incur
10 any civil or criminal liability as the result of the good faith submission
11 of such report.

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

15 (d) Each applicant shall be subject to a state and national
16 criminal history records check which conforms to applicable federal
17 standards, including an inquiry of the national instant criminal
18 background check system for the purpose of verifying the identity of
19 the applicant and whether the applicant has been convicted of any
20 crime or has been the subject of any restraining order or any mental
21 health related finding that would disqualify the applicant from
22 holding a license under this act. The attorney general is authorized to
23 use the information obtained from the state or national criminal
24 history record check to determine the applicant's eligibility for such
25 license.

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

28 (1) Issue the license and certify the issuance to the department of
29 revenue; or

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

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

43 (g) (1) A person who is a retired law enforcement officer, as defined

1 in K.S.A. 2012 Supp. 21-5111, and amendments thereto, shall be: (A)
2 **Required to pay an original license fee of \$75, which fee shall be in the**
3 ~~form of two cashier checks or money orders, \$25 payable to the sheriff of~~
4 ~~the county where the applicant resides and \$50 payable to the attorney~~
5 ~~general, as provided in subsection (b)(2); to be forwarded by the sheriff~~
6 **to the attorney general; (B) exempt from the required completion of a**
7 ~~weapons handgun safety and training course if such person was~~
8 **certified by the Kansas commission on peace officer's standards and**
9 **training, or similar body from another jurisdiction, not more than**
10 **eight years prior to submission of the application; (C) required to pay**
11 **the license renewal fee; (D) required to pay to the department of**
12 **revenue the fees required by subsection (f); and (E) required to**
13 **comply with the criminal history records check requirement of this**
14 **section.**

15 (2) Proof of retirement as a law enforcement officer shall be
16 required and provided to the attorney general in the form of a letter
17 from the agency head, or their designee, of the officer's retiring agency
18 that attests to the officer having retired in good standing from that
19 agency as a law enforcement officer for reasons other than mental
20 instability and that the officer has a nonforfeitable right to benefits
21 under a retirement plan of the agency.

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

33 Sec. ~~3~~ **4**, ~~5~~ **5**. K.S.A. 2012 Supp. 75-7c10 is hereby amended to read
34 as follows: 75-7c10. (a) ~~Subject to the provisions of section 1, and~~
35 ~~amendments thereto~~; Provided that the premises are conspicuously posted
36 in accordance with rules and regulations adopted by the attorney general as
37 premises where carrying a concealed handgun is prohibited, no license
38 issued pursuant to or recognized by this act shall authorize the licensee to
39 carry a concealed handgun into the building of:

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

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

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

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

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

5 (6) any state office{, **except as provided in section 2, and**
6 **amendments thereto**};

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

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

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

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

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

18 (12) any child exchange and visitation center provided for in K.S.A.
19 75-720, and amendments thereto;

20 (13) any community mental health center organized pursuant to
21 K.S.A. 19-4001 et seq., and amendments thereto; any mental health clinic
22 organized pursuant to K.S.A. 65-211 et seq., and amendments thereto; any
23 psychiatric hospital licensed under K.S.A. 75-3307b, and amendments
24 thereto; or a state psychiatric hospital, as follows: Larned state hospital,
25 Osawatomie state hospital or Rainbow mental health facility;

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

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

30 (16) any place of worship.

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

39 (2) *Any private entity which does not provide adequate security*
40 **measures in a private building ~~or facility~~ and which allows the carrying**
41 *of a concealed handgun as authorized by the personal and family*
42 *protection act shall not be liable for any wrongful act or omission relating*
43 *to actions of persons licensed to carry a concealed handgun concerning*

1 *acts or omissions regarding such handguns.*

2 (c) **{Subject to section 2, and amendments thereto,}** nothing in this
3 act shall be construed to prevent:

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

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

16 **(d) Any board of education of a unified school district, governing**
17 **body of any community college, technical college or the institute of**
18 **technology, or the chancellor or president of any state educational**
19 **institution may permit any employee, who is licensed to carry a**
20 **concealed handgun as authorized by the provisions of K.S.A. 75-7c01**
21 **et seq., and amendments thereto, to carry a concealed handgun in any**
22 **school building if the employee meets such institution's own policy**
23 **requirements regardless of whether such building is conspicuously**
24 **posted in accordance with the provisions of K.S.A. 75-7c10, and**
25 **amendments thereto.**

26 ~~(e)-(d)~~ **(e)** (1) It shall be a violation of this section to carry a
27 concealed handgun in violation of any restriction or prohibition allowed by
28 subsection (a) or ~~(b)~~ **(c)** if the premises are posted in accordance with rules
29 and regulations adopted by the attorney general pursuant to subsection-~~(f)~~
30 **(h)**. Any person who violates this section shall be guilty of a misdemeanor
31 punishable by a fine of: (A) Not more than \$50 for the first offense; or (B)
32 not more than \$100 for the second offense. Any third or subsequent
33 offense is a class B misdemeanor **not be subject to a criminal penalty**
34 **but may be subject to denial to such premises or removal from such**
35 **premises.**

36 (2) Notwithstanding the provisions of subsection (a) or ~~(b)~~ **(c)**, it is
37 not a violation of this section for the United States attorney for the district
38 of Kansas, the attorney general, any district attorney or county attorney,
39 any assistant United States attorney if authorized by the United States
40 attorney for the district of Kansas, any assistant attorney general if
41 authorized by the attorney general, or any assistant district attorney or
42 assistant county attorney if authorized by the district attorney or county
43 attorney by whom such assistant is employed, **or a law enforcement**

1 officer from another state or a retired law enforcement officer meeting
2 the requirements of the federal law enforcement officers safety act, 18
3 U.S.C. §§ 926B and 926C, to possess a handgun within any of the
4 buildings described in subsection (a) or ~~(b)~~ (c), subject to any restrictions
5 or prohibitions imposed in any courtroom by the chief judge of the judicial
6 district. The provisions of this paragraph shall not apply to any person who
7 is not in compliance with K.S.A. 2012 Supp. 75-7c19, and amendments
8 thereto.

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

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

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

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

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

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

23 (2) ~~they~~ the signs be posted at eye level of adults using the entrance
24 and not more than 12 inches to the right or left of such entrance;

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

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

28 {(i) The provisions of this section shall be subject to the
29 provisions of section 1, and amendments thereto.}

30 Sec. 5-6.} K.S.A. 2012 Supp. 75-7c17 is hereby amended to read
31 as follows: 75-7c17. (a) The legislature finds as a matter of public
32 policy and fact that it is necessary to provide statewide uniform
33 standards for issuing licenses to carry concealed handguns for self-
34 defense and finds it necessary to occupy the field of regulation of the
35 bearing of concealed handguns for self-defense to ensure that no
36 honest, law-abiding person who qualifies under the provisions of this
37 act is subjectively or arbitrarily denied the person's rights. No city,
38 county or other political subdivision of this state shall regulate, restrict
39 or prohibit the carrying of concealed handguns by persons licensed
40 under this act except as provided in subsection ~~(b)~~ (c) of K.S.A. 2012
41 Supp. 75-7c10, and amendments thereto, and subsection (f) of K.S.A.
42 21-4218, prior to its repeal, or subsection ~~(e)~~ (f) of K.S.A. 2012 Supp.
43 21-6309, and amendments thereto. Any existing or future law,

1 ordinance, rule, regulation or resolution enacted by any city, county or
2 other political subdivision of this state that regulates, restricts or
3 prohibits the carrying of concealed handguns by persons licensed
4 under this act except as provided in subsection ~~(b)~~ (c) of K.S.A. 2012
5 Supp. 75-7c10, and amendments thereto, and subsection (f) of K.S.A.
6 21-4218, prior to its repeal, or subsection ~~(e)~~ (f) of K.S.A. 2012 Supp.
7 21-6309, and amendments thereto, shall be null and void.

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

11 (c) The legislature does not delegate to the attorney general the
12 authority to regulate or restrict the issuing of licenses provided for in
13 this act, beyond those provisions of this act pertaining to licensing and
14 training. Subjective or arbitrary actions or rules and regulations
15 which encumber the issuing process by placing burdens on the
16 applicant beyond those sworn statements and specified documents
17 detailed in this act or which create restrictions beyond those specified
18 in this act are in conflict with the intent of this act and are prohibited.

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

22 Sec. ~~4~~ **6**;{7.} K.S.A. 2012 Supp. 21-6309 ~~and, 75-7c05, 75-7c10 and~~
23 ~~75-7c17~~ are hereby repealed.

24 Sec. ~~5~~ **7**;{8.} This act shall take effect and be in force from and after
25 its publication in the statute book.