HOUSE BILL No. 2439

By Committee on Federal and State Affairs

2-10

9 AN ACT concerning firearms and ammunition, and components or com-
10   binations thereof; prohibiting cities and counties from taking certain
11   actions with regard thereto.
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13 *Be it enacted by the Legislature of the State of Kansas:*
14   Section 1.   (a) No political subdivision shall adopt any ordinance or
15 resolution, and no agent of any political subdivision shall take any admin-
16 istrative action, governing the purchase, possession, transfer, ownership,
17 carrying, storage or transporting of firearms or ammunition, or any com-
18 ponent or combination thereof, other than those expressly authorized by
19 statute. Any such ordinance or resolution adopted prior to the effective
20 date of this act shall be null and void. For purposes of this section, a
21 statute that does not refer to firearms or ammunition, or components or
22 combinations thereof, shall not be construed to provide express
23 authorization.
24   (b)   Nothing in this section shall:
25   (1)   Prohibit a political subdivision from adopting workplace rules re-
26 lating to terms and conditions of employment of the workforce; or
27   (2)   prohibit a law enforcement officer, as defined in K.S.A. 22-2202,
28 and amendments thereto, from acting within the scope of such officer's
29 duties.
30   (c)   No person shall be prosecuted or convicted of a violation of any
31 ordinance or resolution of a political subdivision which regulates the pos-
32 session, carrying, storage or transportation of a firearm if such person (1)
33 is possessing, carrying, storing or transporting the firearm without violat-
34 ing any provision of the Kansas criminal code or (2) is otherwise trans-
35 porting the firearm in a lawful manner.
36   (d)   The provisions of this section applicable to a political subdivision
37 shall also apply to any authority or to a local governmental entity, includ-
38 ing a department or agency, but not including any local or regional jail or
39 juvenile detention facility.
40   Sec. 2.   This act shall take effect and be in force from and after its
41 publication in the statute book.