

House Concurrent Resolution No. 5006

By Representatives Schmoe, Anderson, Awerkamp, Barrett, Barth, Bergkamp, Bergquist, Blex, Bloom, Brantley, Bryce, Buehler, B. Carpenter, W. Carpenter, Chauncey, Collins, Corbet, Delperdang, Droge, Ellis, Estes, Fairchild, Gardner, Goddard, Goetz, Hawkins, Helwig, Hill, Hoffman, Hoheisel, Howe, Howell, Howerton, Humphries, Johnson, Kessler, King, Long, McNorton, Minnix, Moser, Neelly, Penn, Pickert, Poetter Parshall, Proctor, Rahjes, Rhiley, Roeser, Roth, Sanders, Schwertfeger, Seiwert, A. Smith, Steele, Sutton, Tarwater, Thompson, Turk, Waggoner, Ward, Wasinger, Waymaster, White, Wilborn, K. Williams and Wolf

1-23

1 A PROPOSITION to amend section 4 of the bill of rights of the
2 constitution of the state of Kansas to recognize the right to bear arms
3 as a natural and fundamental right; clarifying that such right includes
4 the possession and use of ammunition, firearm accessories and firearm
5 components; making restrictions on such right subject to strict
6 scrutiny.

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8 *Be it resolved by the Legislature of the State of Kansas, two-thirds of the*
9 *members elected (or appointed) and qualified to the House of*
10 *Representatives and two-thirds of the members elected (or appointed)*
11 *and qualified to the Senate concurring therein:*

12 Section 1. The following proposition to amend the constitution of
13 the state of Kansas shall be submitted to the qualified electors of the state
14 for their approval or rejection: Section 4 of the bill of rights of the
15 constitution of the state of Kansas is hereby amended to read as follows:

16 **"§ 4. Individual right to bear arms; armies.** (a) A person
17 has the right to keep and bear arms for the defense of self, family,
18 home and state, for lawful hunting and recreational use, and for
19 any other lawful purpose, *and such right includes the possession*
20 *and use of ammunition, firearm accessories and firearm*
21 *components*; but standing armies, in time of peace, are dangerous
22 to liberty, and shall not be tolerated, and the military shall be in
23 strict subordination to the civil power.

24 (b) *The right to keep and bear arms is a natural and*
25 *fundamental right. This right shall not be infringed. Any restriction*
26 *of such right shall be subject to the strict scrutiny standard."*

27 Sec. 2. The following statement shall be printed on the ballot with
28 the amendment as a whole:

29 *"Explanatory statement.* This amendment recognizes that the

1 right of the people of Kansas to keep and bear arms shall not
2 be infringed and clarifies that the right includes the
3 possession and use of ammunition, firearm accessories and
4 firearm components. This amendment further recognizes that
5 the right to keep and bear arms is a natural and fundamental
6 right deserving the highest protection. Any restriction of the
7 right to keep and bear arms shall be subject to the strict
8 scrutiny standard.

9 "A vote for this proposition would recognize that the right of the
10 people of Kansas to keep and bear arms shall not be
11 infringed and clarify that the right includes the possession
12 and use of ammunition, firearm accessories and firearm
13 components. Such vote would also recognize the right to
14 keep and bear arms as a natural and fundamental right. Any
15 restrictions of such right would be subject to the strict
16 scrutiny standard.

17 "A vote against this proposition would make no changes to the
18 constitution of the state of Kansas with respect to the right to
19 keep and bear arms."

20 Sec. 3. This resolution, if approved by two-thirds of the members
21 elected (or appointed) and qualified to the House of Representatives and
22 two-thirds of the members elected (or appointed) and qualified to the
23 Senate, shall be entered on the journals, together with the yeas and nays.
24 The secretary of state shall cause this resolution to be published as
25 provided by law and shall cause the proposed amendment to be submitted
26 to the electors of the state at a special election, which is hereby called on
27 August 4, 2026, pursuant to section 1 of article 14 of the constitution of
28 the state of Kansas, to be held in conjunction with the primary election
29 held on such date.