

## HOUSE BILL No. 2427

By Representatives O'Brien, Goodman and J. Kelly

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1 AN ACT concerning crimes and punishment; relating to entrapment of  
2 firearms dealers.

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

5 Section 1. (a) For purposes of this section:

6 1. "Licensed dealer" means a person who is licensed pursuant to 18  
7 U.S.C., § 923 and pursuant to any laws of this state and engages in the  
8 business of dealing in firearms;

9 2. "private seller" means a person who sells or offers for sale any  
10 firearm, as defined by the laws of this state, or ammunition;

11 3. "ammunition" means any cartridge, shell, or projectile designed for  
12 use in a firearm; and

13 4. "materially false information" means information that portrays an  
14 illegal transaction as legal or legal transaction as illegal.

15 (b) Any person, who knowingly solicits, persuades, encourages or  
16 entices a licensed dealer or private seller of firearms or ammunition to  
17 transfer a firearm or ammunition under circumstances which the person  
18 knows would violate the laws of this state or the United States is guilty of  
19 a severity level 10, nonperson felony.

20 (c) Any person who provides to a licensed dealer or private seller of  
21 firearms or ammunition what the person knows to be a materially false  
22 information with intent to deceive the dealer or seller about the legality of  
23 a transfer of a firearm or ammunition is guilty of a severity level 10,  
24 nonperson felony.

25 (d) Any person who willfully procures another to engage in conduct  
26 prohibited by this section shall be guilty of a severity level 10, nonperson  
27 felony.

28 (e) This section shall not apply to a law enforcement officer acting in  
29 such officer's official capacity or to a person acting at the direction of the  
30 law enforcement officer.

31 Sec. 2. This act shall take effect and be in force from and after its  
32 publication in the statute book.

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