

**{As Amended by House Committee of the Whole}**

*Session of 2017*

**HOUSE BILL No. 2042**

By Committee on Federal and State Affairs

1-12

1 AN ACT concerning firearms; relating to the personal and family  
2 protection act; **{relating to eligibility for a license;}** relating to the  
3 recognition of licenses issued by another jurisdiction; relating to  
4 confidentiality of licensure documents; **{relating to possession of**  
5 **concealed handguns in postsecondary educational institutions;}**  
6 amending K.S.A. ~~2016~~ **{2017}** Supp. **{21-6302,}** **{21-6302,}** 75-7c03  
7 ~~and~~, **75-7c04,}**, **75-7c04}** 75-7c06 and **{75-7c20 and}** repealing the  
8 existing sections.  
9

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

11 Section 1. K.S.A. ~~2016~~ **{2017}** Supp. 75-7c03 is hereby amended to  
12 read as follows: 75-7c03. (a) The attorney general shall issue licenses to  
13 carry concealed handguns to persons who comply with the application and  
14 training requirements of this act and who are not disqualified under K.S.A.  
15 ~~2016~~ **{2017}** Supp. 75-7c04, and amendments thereto. Such licenses shall  
16 be valid throughout the state for a period of four years from the date of  
17 issuance. The availability of licenses to carry concealed handguns under  
18 this act shall not be construed to impose a general prohibition on the  
19 carrying of handguns without such license, whether carried openly or  
20 concealed, or loaded or unloaded.

21 (b) The license shall be a separate card, in a form prescribed by the  
22 attorney general, that is approximately the size of a Kansas driver's license  
23 and shall bear the licensee's signature, name, address, date of birth and  
24 driver's license number or nondriver's identification card number except  
25 that the attorney general shall assign a unique number for military  
26 applicants or their dependents described in K.S.A. ~~2016~~ **{2017}** Supp. 75-  
27 7c05(a)(1)(B), and amendments thereto.

28 (c) (1) *Subject to the provisions of subsection (c)(2), a valid license*  
29 *or permit to carry concealed weapons issued by another jurisdiction shall*  
30 *be recognized in this state, but only while the holder is not a resident of*  
31 *Kansas.*

32 (2) *A valid license or permit that is recognized pursuant to this*  
33 *subsection shall only entitle the lawful holder thereof to carry concealed*  
34 *handguns, as defined by K.S.A. ~~2016~~ {2017} Supp. 75-7c02, and*  
35 *amendments thereto, in this state and the holder thereof shall otherwise*  
36 *act in accordance with the laws of this state while such holder is present in*

1 *this state. The recognition of a license or permit pursuant to this*  
2 *subsection shall not be construed to impose a general prohibition on the*  
3 *carrying of handguns without such license, whether carried openly or*  
4 *concealed, or loaded or unloaded.*

5 (3) *As used in this subsection, the terms "jurisdiction" and "license or*  
6 *permit" shall have the same meanings as provided in K.S.A. ~~2016~~ {2017}*  
7 *Supp. 75-7c04, and amendments thereto.*

8 Sec. 2. K.S.A. ~~2016~~ {2017} Supp. 75-7c06 is hereby amended to read  
9 as follows: 75-7c06. (a) The attorney general shall be the official custodian  
10 of all records relating to licenses issued pursuant to the personal and  
11 family protection act.

12 (b) Except as provided by subsections (c) and (d), records relating to  
13 persons issued licenses pursuant to this act, persons applying for licenses  
14 pursuant to this act or persons who have had a license denied pursuant to  
15 this act shall be confidential and shall not be disclosed pursuant to the  
16 Kansas open records act. Any disclosure of a record in violation of this  
17 subsection is a class A misdemeanor. *The provisions of this subsection*  
18 *shall apply to the office of the attorney general, the department of revenue,*  
19 *any sheriff's office or other law enforcement agency, and all employees,*  
20 *contractors and agents thereof, and any other agency, office, department*  
21 *or other governmental entity, and all employees, contractors and agents*  
22 *thereof, having access to or otherwise privy to any of the records*  
23 *described in this subsection.*

24 (c) Records of a person whose license has been suspended or revoked  
25 pursuant to this act shall be subject to public inspection in accordance with  
26 the open records act.

27 (d) The attorney general shall maintain an automated listing of license  
28 holders and pertinent information, and such information shall be available  
29 at all times to all law enforcement agencies in this state, other states and  
30 the District of Columbia when requested for a legitimate law enforcement  
31 purpose.

32 (e) Within 30 days after the changing of a permanent address, or  
33 within 30 days after the discovery that a license has been lost or destroyed,  
34 the licensee shall notify the attorney general of such change, loss or  
35 destruction. The attorney general, upon notice and opportunity for hearing  
36 in accordance with the provisions of the Kansas administrative procedure  
37 act, may order a licensee to pay a fine of not more than \$100, or may  
38 suspend the licensee's license for not more than 180 days, for failure to  
39 notify the attorney general pursuant to the provisions of this subsection.

40 (f) In the event that a concealed handgun license is lost or destroyed,  
41 the license shall be automatically invalid, and the person to whom the  
42 license was issued, upon payment of \$15 to the attorney general, may  
43 obtain a duplicate, or substitute thereof, upon furnishing a notarized

1 statement to the attorney general that such license has been lost or  
2 destroyed.

3 **{Sec. 3. K.S.A. 2017 Supp. 21-6302 is hereby amended to read as**  
4 **follows: 21-6302. (a) Criminal carrying of a weapon is knowingly**  
5 **carrying:**

6 **(1) Any bludgeon, sandclub, metal knuckles or throwing star;**

7 **(2) concealed on one's person, a billy, blackjack, slungshot or any**  
8 **other dangerous or deadly weapon or instrument of like character;**

9 **(3) on one's person or in any land, water or air vehicle, with**  
10 **intent to use the same unlawfully, a tear gas or smoke bomb or**  
11 **projector or any object containing a noxious liquid, gas or substance;**  
12 **or**

13 **(4) any pistol, revolver or other firearm concealed on one's person**  
14 **if such person is under 21 years of age, except when on such person's**  
15 **land or in such person's abode or fixed place of business; or**

16 **(5) a shotgun with a barrel less than 18 inches in length or any**  
17 **other firearm designed to discharge or capable of discharging**  
18 **automatically more than once by a single function of the trigger**  
19 **whether the person knows or has reason to know the length of the**  
20 **barrel or that the firearm is designed or capable of discharging**  
21 **automatically.**

22 **(b) Criminal carrying of a weapon as defined in:**

23 **(1) Subsections (a)(1), (a)(2), (a)(3) or (a)(4) is a class A nonperson**  
24 **misdemeanor; and**

25 **(2) subsection (a)(5) is a severity level 9, nonperson felony.**

26 **(c) Subsection (a) shall not apply to:**

27 **(1) Law enforcement officers, or any person summoned by any**  
28 **such officers to assist in making arrests or preserving the peace while**  
29 **actually engaged in assisting such officer;**

30 **(2) wardens, superintendents, directors, security personnel and**  
31 **keepers of prisons, penitentiaries, jails and other institutions for the**  
32 **detention of persons accused or convicted of crime, while acting within**  
33 **the scope of their authority;**

34 **(3) members of the armed services or reserve forces of the United**  
35 **States or the Kansas national guard while in the performance of their**  
36 **official duty; or**

37 **(4) the manufacture of, transportation to, or sale of weapons to a**  
38 **person authorized under subsections (c)(1), (c)(2) and (c)(3) to possess**  
39 **such weapons.**

40 **(d) Subsection (a)(5) shall not apply to:**

41 **(1) Any person who sells, purchases, possesses or carries a**  
42 **firearm, device or attachment which has been rendered unserviceable**  
43 **by steel weld in the chamber and marriage weld of the barrel to the**

1 receiver and which has been registered in the national firearms  
2 registration and transfer record in compliance with 26 U.S.C. § 5841  
3 et seq. in the name of such person and, if such person transfers such  
4 firearm, device or attachment to another person, has been so  
5 registered in the transferee's name by the transferor;

6 (2) any person employed by a laboratory which is certified by the  
7 United States department of justice, national institute of justice, while  
8 actually engaged in the duties of their employment and on the  
9 premises of such certified laboratory. Subsection (a)(5) shall not affect  
10 the manufacture of, transportation to or sale of weapons to such  
11 certified laboratory; or

12 (3) any person or entity in compliance with the national firearms  
13 act, 26 U.S.C. § 5801 et seq.

14 (e) *Subsection (a)(4) shall not apply to any person who is carrying a*  
15 *concealed handgun and who is licensed by the attorney general to carry a*  
16 *concealed handgun under K.S.A. 2017 Supp. 75-7c01, and amendments*  
17 *thereto.*

18 (f) As used in this section, "throwing star" means the same as  
19 prescribed by K.S.A. 2017 Supp. 21-6301, and amendments thereto.

20 Sec. 4. K.S.A. 2017 Supp. 75-7c04 is hereby amended to read as  
21 follows: 75-7c04. (a) The attorney general shall not issue a license  
22 pursuant to this act if the applicant:

23 (1) Is not a resident of the county where application for licensure  
24 is made or is not a resident of the state;

25 (2) is prohibited from shipping, transporting, possessing or  
26 receiving a firearm or ammunition under 18 U.S.C. § 922(g) or (n),  
27 and amendments thereto, or K.S.A. 21-4204, prior to its repeal, or  
28 K.S.A. 2017 Supp. 21-6301(a)(10) through (a)(13) or K.S.A. 2017  
29 Supp. 21-6304(a)(1) through (a)(3), and amendments thereto; or

30 (3) is less than ~~21~~ 18 years of age.

31 (b) (1) The attorney general shall adopt rules and regulations  
32 establishing procedures and standards as authorized by this act for an  
33 eight-hour handgun safety and training course required by this  
34 section. Such standards shall include: (A) A requirement that trainees  
35 receive training in the safe storage of handguns, actual firing of  
36 handguns and instruction in the laws of this state governing the  
37 carrying of concealed handguns and the use of deadly force; (B)  
38 general guidelines for courses which are compatible with the industry  
39 standard for basic handgun training for civilians; (C) qualifications of  
40 instructors; and (D) a requirement that the course be: (i) A handgun  
41 course certified or sponsored by the attorney general; or (ii) a  
42 handgun course certified or sponsored by the national rifle association  
43 or by a law enforcement agency, college, private or public institution

1 or organization or handgun training school, if the attorney general  
2 determines that such course meets or exceeds the standards required  
3 by rules and regulations adopted by the attorney general and is taught  
4 by instructors certified by the attorney general or by the national rifle  
5 association, if the attorney general determines that the requirements  
6 for certification of instructors by such association meet or exceed the  
7 standards required by rules and regulations adopted by the attorney  
8 general. Any person wanting to be certified by the attorney general as  
9 an instructor shall submit to the attorney general an application in the  
10 form required by the attorney general and a fee not to exceed \$150.

11 (2) The cost of the handgun safety and training course required  
12 by this section shall be paid by the applicant. The following shall  
13 constitute satisfactory evidence of satisfactory completion of an  
14 approved handgun safety and training course:

15 (A) Evidence of completion of a course that satisfies the  
16 requirements of subsection (b)(1), in the form provided by rules and  
17 regulations adopted by the attorney general;

18 (B) an affidavit from the instructor, school, club, organization or  
19 group that conducted or taught such course attesting to the  
20 completion of the course by the applicant;

21 (C) evidence of completion of a course offered in another  
22 jurisdiction which is determined by the attorney general to have  
23 training requirements that are equal to or greater than those required  
24 by this act; or

25 (D) a determination by the attorney general pursuant to  
26 subsection (c).

27 (c) The attorney general may:

28 (1) Create a list of concealed carry handgun licenses or permits  
29 issued by other jurisdictions which the attorney general finds have  
30 training requirements that are equal to or greater than those of this  
31 state; and

32 (2) review each application received pursuant to K.S.A. 2017  
33 Supp. 75-7c05, and amendments thereto, to determine if the  
34 applicant's previous training qualifications were equal to or greater  
35 than those of this state.

36 (d) For the purposes of this section:

37 (1) "Equal to or greater than" means the applicant's prior  
38 training meets or exceeds the training established in this section by  
39 having required, at a minimum, the applicant to: (A) Receive  
40 instruction on the laws of self-defense; and (B) demonstrate training  
41 and competency in the safe handling, storage and actual firing of  
42 handguns.

43 (2) "Jurisdiction" means another state or the District of

1 Columbia.

2 (3) "License or permit" means a concealed carry handgun license  
3 or permit from another jurisdiction which has not expired and, except  
4 for any residency requirement of the issuing jurisdiction, is currently  
5 in good standing.

6 {Sec. 5. K.S.A. 2017 Supp. 21-6302 is hereby amended to read as  
7 follows: 21-6302. (a) Criminal carrying of a weapon is knowingly  
8 carrying:

9 (1) Any bludgeon, sandclub, metal knuckles or throwing star;

10 (2) concealed on one's person, a billy, blackjack, slungshot or any  
11 other dangerous or deadly weapon or instrument of like character;

12 (3) on one's person or in any land, water or air vehicle, with  
13 intent to use the same unlawfully, a tear gas or smoke bomb or  
14 projector or any object containing a noxious liquid, gas or substance;  
15 or

16 (4) any pistol, revolver or other firearm concealed on one's person  
17 if such person is under 21 years of age, except when on such person's  
18 land or in such person's abode or fixed place of business; or

19 (5) a shotgun with a barrel less than 18 inches in length or any  
20 other firearm designed to discharge or capable of discharging  
21 automatically more than once by a single function of the trigger  
22 whether the person knows or has reason to know the length of the  
23 barrel or that the firearm is designed or capable of discharging  
24 automatically.

25 (b) Criminal carrying of a weapon as defined in:

26 (1) Subsections (a)(1), (a)(2), (a)(3) or (a)(4) is a class A nonperson  
27 misdemeanor; and

28 (2) subsection (a)(5) is a severity level 9, nonperson felony.

29 (c) Subsection (a) shall not apply to:

30 (1) Law enforcement officers, or any person summoned by any  
31 such officers to assist in making arrests or preserving the peace while  
32 actually engaged in assisting such officer;

33 (2) wardens, superintendents, directors, security personnel and  
34 keepers of prisons, penitentiaries, jails and other institutions for the  
35 detention of persons accused or convicted of crime, while acting within  
36 the scope of their authority;

37 (3) members of the armed services or reserve forces of the United  
38 States or the Kansas national guard while in the performance of their  
39 official duty; or

40 (4) the manufacture of, transportation to, or sale of weapons to a  
41 person authorized under subsections (c)(1), (c)(2) and (c)(3) to possess  
42 such weapons.

43 (d) Subsection (a)(5) shall not apply to:

1       **(1) Any person who sells, purchases, possesses or carries a**  
2 **firearm, device or attachment which has been rendered unserviceable**  
3 **by steel weld in the chamber and marriage weld of the barrel to the**  
4 **receiver and which has been registered in the national firearms**  
5 **registration and transfer record in compliance with 26 U.S.C. § 5841**  
6 **et seq. in the name of such person and, if such person transfers such**  
7 **firearm, device or attachment to another person, has been so**  
8 **registered in the transferee's name by the transferor;**

9       **(2) any person employed by a laboratory which is certified by the**  
10 **United States department of justice, national institute of justice, while**  
11 **actually engaged in the duties of their employment and on the**  
12 **premises of such certified laboratory. Subsection (a)(5) shall not affect**  
13 **the manufacture of, transportation to or sale of weapons to such**  
14 **certified laboratory; or**

15       **(3) any person or entity in compliance with the national firearms**  
16 **act, 26 U.S.C. § 5801 et seq.**

17       **(e) Subsection (a)(4) shall not apply to any person who is carrying a**  
18 **concealed handgun and who is licensed by the attorney general to carry a**  
19 **concealed handgun under K.S.A. 2017 Supp. 75-7c01, and amendments**  
20 **thereto.**

21       **(f) As used in this section, "throwing star" means the same as**  
22 **prescribed by K.S.A. 2017 Supp. 21-6301, and amendments thereto.**

23       **Sec. 6. K.S.A. 2017 Supp. 75-7c04 is hereby amended to read as**  
24 **follows: 75-7c04. (a) The attorney general shall not issue a license**  
25 **pursuant to this act if the applicant:**

26       **(1) Is not a resident of the county where application for licensure**  
27 **is made or is not a resident of the state;**

28       **(2) is prohibited from shipping, transporting, possessing or**  
29 **receiving a firearm or ammunition under 18 U.S.C. § 922(g) or (n),**  
30 **and amendments thereto, or K.S.A. 21-4204, prior to its repeal, or**  
31 **K.S.A. 2017 Supp. 21-6301(a)(10) through (a)(13) or K.S.A. 2017**  
32 **Supp. 21-6304(a)(1) through (a)(3), and amendments thereto; or**

33       **(3) is less than ~~21~~ 18 years of age.**

34       **(b) (1) The attorney general shall adopt rules and regulations**  
35 **establishing procedures and standards as authorized by this act for an**  
36 **eight-hour handgun safety and training course required by this**  
37 **section. Such standards shall include: (A) A requirement that trainees**  
38 **receive training in the safe storage of handguns, actual firing of**  
39 **handguns and instruction in the laws of this state governing the**  
40 **carrying of concealed handguns and the use of deadly force; (B)**  
41 **general guidelines for courses which are compatible with the industry**  
42 **standard for basic handgun training for civilians; (C) qualifications of**  
43 **instructors; and (D) a requirement that the course be: (i) A handgun**

1 course certified or sponsored by the attorney general; or (ii) a  
2 handgun course certified or sponsored by the national rifle association  
3 or by a law enforcement agency, college, private or public institution  
4 or organization or handgun training school, if the attorney general  
5 determines that such course meets or exceeds the standards required  
6 by rules and regulations adopted by the attorney general and is taught  
7 by instructors certified by the attorney general or by the national rifle  
8 association, if the attorney general determines that the requirements  
9 for certification of instructors by such association meet or exceed the  
10 standards required by rules and regulations adopted by the attorney  
11 general. Any person wanting to be certified by the attorney general as  
12 an instructor shall submit to the attorney general an application in the  
13 form required by the attorney general and a fee not to exceed \$150.

14 (2) The cost of the handgun safety and training course required  
15 by this section shall be paid by the applicant. The following shall  
16 constitute satisfactory evidence of satisfactory completion of an  
17 approved handgun safety and training course:

18 (A) Evidence of completion of a course that satisfies the  
19 requirements of subsection (b)(1), in the form provided by rules and  
20 regulations adopted by the attorney general;

21 (B) an affidavit from the instructor, school, club, organization or  
22 group that conducted or taught such course attesting to the  
23 completion of the course by the applicant;

24 (C) evidence of completion of a course offered in another  
25 jurisdiction which is determined by the attorney general to have  
26 training requirements that are equal to or greater than those required  
27 by this act; or

28 (D) a determination by the attorney general pursuant to  
29 subsection (c).

30 (c) The attorney general may:

31 (1) Create a list of concealed carry handgun licenses or permits  
32 issued by other jurisdictions which the attorney general finds have  
33 training requirements that are equal to or greater than those of this  
34 state; and

35 (2) review each application received pursuant to K.S.A. 2017  
36 Supp. 75-7c05, and amendments thereto, to determine if the  
37 applicant's previous training qualifications were equal to or greater  
38 than those of this state.

39 (d) For the purposes of this section:

40 (1) "Equal to or greater than" means the applicant's prior  
41 training meets or exceeds the training established in this section by  
42 having required, at a minimum, the applicant to: (A) Receive  
43 instruction on the laws of self-defense; and (B) demonstrate training



1 and competency in the safe handling, storage and actual firing of  
2 handguns.

3 (2) "Jurisdiction" means another state or the District of  
4 Columbia.

5 (3) "License or permit" means a concealed carry handgun license  
6 or permit from another jurisdiction which has not expired and, except  
7 for any residency requirement of the issuing jurisdiction, is currently  
8 in good standing.

9 Sec. 7. K.S.A. 2017 Supp. 75-7c20 is hereby amended to read as  
10 follows: 75-7c20. (a) The carrying of a concealed handgun shall not be  
11 prohibited in any public area of any state or municipal building unless  
12 such public area has adequate security measures to ensure that no  
13 weapons are permitted to be carried into such public area and the  
14 public area is conspicuously posted with either permanent or  
15 temporary signage approved by the governing body, or the chief  
16 administrative officer, if no governing body exists, in accordance with  
17 K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

18 (b) The carrying of a concealed handgun shall not be prohibited  
19 throughout any state or municipal building in its entirety unless such  
20 building has adequate security measures at all public access entrances  
21 to ensure that no weapons are permitted to be carried into such  
22 building and the building is conspicuously posted in accordance with  
23 K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

24 (c) No state agency or municipality shall prohibit an employee  
25 from carrying a concealed handgun at the employee's work place  
26 unless the building has adequate security measures at all public access  
27 entrances to ensure that no weapons are permitted to be carried into  
28 such building and the building is conspicuously posted in accordance  
29 with K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

30 (d) (1) It shall not be a violation of the personal and family  
31 protection act for a person to carry a concealed handgun into a state  
32 or municipal building, or any public area thereof, so long as that  
33 person has authority to enter through a restricted access entrance into  
34 such building, or public area thereof, that provides adequate security  
35 measures at all public access entrances and the building, or public  
36 area thereof, is conspicuously posted in accordance with K.S.A. 2017  
37 Supp. 75-7c10, and amendments thereto.

38 (2) Any person, who is not an employee of the state or a  
39 municipality and is not otherwise authorized to enter a state or  
40 municipal building through a restricted access entrance, shall be  
41 authorized to enter through a restricted access entrance, provided  
42 such person:

43 (A) Is authorized by the chief law enforcement officer, governing

1 body, or the chief administrative officer, if no governing body exists, to  
2 enter such state or municipal building through a restricted access  
3 entrance;

4 (B) is issued an identification card by the chief law enforcement  
5 officer, governing body, or the chief administrative officer, if no  
6 governing body exists, which includes such person's photograph,  
7 name and any other identifying information deemed necessary by the  
8 issuing entity, and which states on the identification card that such  
9 person is authorized to enter such building through a restricted access  
10 entrance; and

11 (C) executes an affidavit or other notarized statement that such  
12 person acknowledges that certain firearms and weapons may be  
13 prohibited in such building and that violating any such regulations  
14 may result in the revocation of such person's authority to enter such  
15 building through a restricted access entrance.

16 The chief law enforcement officer, governing body, or the chief  
17 administrative officer, if no governing body exists, shall develop  
18 criteria for approval of individuals subject to this paragraph to enter  
19 the state or municipal building through a restricted access entrance.  
20 Such criteria may include the requirement that the individual submit  
21 to a state and national criminal history records check before issuance  
22 and renewal of such authorization and pay a fee to cover the costs of  
23 such background checks. An individual who has been issued a  
24 concealed carry permit by the state of Kansas shall not be required to  
25 submit to another state and national criminal records check before  
26 issuance and renewal of such authorization. Notwithstanding any  
27 authorization granted under this paragraph, an individual may be  
28 subjected to additional security screening measures upon reasonable  
29 suspicion or in circumstances where heightened security measures are  
30 warranted. Such authorization does not permit the individual to carry  
31 a concealed weapon into a public building, which has adequate  
32 security measures, as defined by this act, and which is conspicuously  
33 posted in accordance with K.S.A. 2017 Supp. 75-7c10, and  
34 amendments thereto.

35 (e) A state agency or municipality that provides adequate security  
36 measures in a state or municipal building and which conspicuously  
37 posts signage in accordance with K.S.A. 2017 Supp. 75-7c10, and  
38 amendments thereto, prohibiting the carrying of a concealed handgun  
39 in such building shall not be liable for any wrongful act or omission  
40 relating to actions of persons carrying a concealed handgun  
41 concerning acts or omissions regarding such handguns.

42 (f) A state agency or municipality that does not provide adequate  
43 security measures in a state or municipal building and that allows the

1 carrying of a concealed handgun shall not be liable for any wrongful  
2 act or omission relating to actions of persons carrying a concealed  
3 handgun concerning acts or omissions regarding such handguns.

4 (g) Nothing in this act shall limit the ability of a corrections  
5 facility, a jail facility or a law enforcement agency to prohibit the  
6 carrying of a handgun or other firearm concealed or unconcealed by  
7 any person into any secure area of a building located on such  
8 premises, except those areas of such building outside of a secure area  
9 and readily accessible to the public shall be subject to the provisions of  
10 subsection (a).

11 (h) Nothing in this section shall limit the ability of the chief judge  
12 of each judicial district to prohibit the carrying of a concealed  
13 handgun by any person into courtrooms or ancillary courtrooms  
14 within the district provided the public area has adequate security  
15 measures to ensure that no weapons are permitted to be carried into  
16 such public area and the public area is conspicuously posted in  
17 accordance with K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

18 ~~(i) The governing body or the chief administrative officer, if no~~  
19 ~~governing body exists, of a state or municipal building, may exempt the~~  
20 ~~building, or any public area thereof, from this section until July 1, 2017, by~~  
21 ~~adopting a resolution, or drafting a letter, listing the legal description of~~  
22 ~~such building, listing the reasons for such exemption, and including the~~  
23 ~~following statement: "A security plan has been developed for the building~~  
24 ~~being exempted which supplies adequate security to the occupants of the~~  
25 ~~building and merits the prohibition of the carrying of a concealed~~  
26 ~~handgun." A copy of the security plan for the building shall be maintained~~  
27 ~~on file and shall be made available, upon request, to the Kansas attorney~~  
28 ~~general and the law enforcement agency of local jurisdiction. Notice of~~  
29 ~~this exemption, together with the resolution adopted or the letter drafted,~~  
30 ~~shall be sent to the Kansas attorney general and to the law enforcement~~  
31 ~~agency of local jurisdiction. The security plan shall not be subject to~~  
32 ~~disclosure under the Kansas open records act.~~

33 ~~(j) The governing body or the chief administrative officer, if no~~  
34 ~~governing body exists, of any postsecondary educational institution, as~~  
35 ~~defined in K.S.A. 74-3201b, and amendments thereto, may exempt any~~  
36 ~~building of such institution, including any buildings located on the grounds~~  
37 ~~of such institution and any buildings leased by such institution, or any~~  
38 ~~public area thereof, from this section until July 1, 2017, by stating the~~  
39 ~~reasons for such exemption and sending notice of such exemption to the~~  
40 ~~Kansas attorney general (1) Except as provided in subsection (i)(2), a~~  
41 ~~postsecondary educational institution may prohibit the carrying of~~  
42 ~~concealed handguns in any building of such institution, including any~~  
43 ~~buildings located on the grounds of such institution and any buildings~~

1 leased by such institution, or any public area thereof, provided that the  
2 building or public area thereof is conspicuously posted in accordance with  
3 K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

4 (2) A postsecondary educational institution shall not prohibit the  
5 holder of a license issued pursuant to or recognized by this act from  
6 carrying a concealed handgun in any building of such institution or public  
7 area thereof, unless such building or public area has adequate security  
8 measures to ensure that no weapons are permitted to be carried into such  
9 building or public area and there is signage conspicuously posted in  
10 accordance with K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

11 ~~(h)~~(j) **The provisions of this section shall not apply to:**

12 **(1) Any building located on the grounds of the Kansas state**  
13 **school for the deaf or the Kansas state school for the blind;**

14 **(2) a state or municipal-owned medical care facility, as defined in**  
15 **K.S.A. 65-425, and amendments thereto;**

16 **(3) a state or municipal-owned adult care home, as defined in**  
17 **K.S.A. 39-923, and amendments thereto;**

18 **(4) a community mental health center organized pursuant to**  
19 **K.S.A. 19-4001 et seq., and amendments thereto;**

20 **(5) an indigent health care clinic, as defined by K.S.A. 2017 Supp.**  
21 **65-7402, and amendments thereto; or**

22 **(6) any building owned or leased by the authority created under**  
23 **the university of Kansas hospital authority act, any building located**  
24 **within the health care district, as defined in the unified government of**  
25 **Wyandotte county and Kansas City, Kansas City-wide master plan,**  
26 **Rosedale master plan and traffic study or similar master plan or**  
27 **comprehensive planning or zoning document approved by the unified**  
28 **government of Wyandotte county and Kansas City, Kansas in effect on**  
29 **January 12, 2017.**

30 ~~(i)~~(k) **Nothing in this section shall be construed to prohibit any**  
31 **law enforcement officer, as defined in K.S.A. 2017 Supp. 75-7c22, and**  
32 **amendments thereto, who satisfies the requirements of either K.S.A.**  
33 **2017 Supp. 75-7c22(a) or (b), and amendments thereto, from carrying**  
34 **a concealed handgun into any state or municipal building, or any**  
35 **public area thereof, in accordance with the provisions of K.S.A. 2017**  
36 **Supp. 75-7c22, and amendments thereto, subject to any restrictions or**  
37 **prohibitions imposed in any courtroom by the chief judge of the**  
38 **judicial district.**

39 ~~(m)~~(l) **For purposes of this section:**

40 **(1) "Adequate security measures" means the use of electronic**  
41 **equipment and armed personnel at public entrances to detect and**  
42 **restrict the carrying of any weapons into the state or municipal**  
43 **building, or any public area thereof, including, but not limited to,**

1 metal detectors, metal detector wands or any other equipment used  
 2 for similar purposes to ensure that weapons are not permitted to be  
 3 carried into such building or public area by members of the public.  
 4 Adequate security measures for storing and securing lawfully carried  
 5 weapons, including, but not limited to, the use of gun lockers or other  
 6 similar storage options may be provided at public entrances.

7 (2) "Authorized personnel" means employees of a state agency or  
 8 municipality and any person granted authorization pursuant to  
 9 subsection (d)(2), who are authorized to enter a state or municipal  
 10 building through a restricted access entrance.

11 (3) The terms "municipality" and "municipal" are  
 12 interchangeable and have the same meaning as the term  
 13 "municipality" is defined in K.S.A. 75-6102, and amendments thereto;  
 14 but does not include school districts. *The term "municipality" shall not*  
 15 *include school districts or postsecondary educational institutions, as*  
 16 *defined in K.S.A. 74-3201b, and amendments thereto.*

17 (4) "Public area" means any portion of a state or municipal  
 18 building that is open to and accessible by the public or which is  
 19 otherwise designated as a public area by the governing body or the  
 20 chief administrative officer, if no governing body exists, of such  
 21 building.

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

25 (6) "State" means the same as the term is defined in K.S.A. 75-  
 26 6102, and amendments thereto.

27 (7) (A) "State or municipal building" means a building owned or  
 28 leased by such public entity. It does not include a building owned by  
 29 the state or a municipality which is leased by a private entity whether  
 30 for profit or not-for-profit or a building held in title by the state or a  
 31 municipality solely for reasons of revenue bond financing.

32 (B) The term "state and municipal building" shall not include the  
 33 state capitol.

34 (8) "Weapon" means a weapon described in K.S.A. 2017 Supp.  
 35 21-6301, and amendments thereto, except the term "weapon" shall not  
 36 include any cutting instrument that has a sharpened or pointed blade.

37 ~~(n)~~(m) This section shall be a part of and supplemental to the  
 38 personal and family protection act.}

39 Sec. ~~3.~~ {8.} K.S.A. 2016 Supp. {21-6302,} {21-6302,} 75-7c03 ~~and~~{,  
 40 75-7c04,} 75-7c06 {and 75-7c20}{and 75-7c20} are hereby repealed.

41 Sec. ~~4.~~ {9.} This act shall take effect and be in force from and after its  
 42 publication in the statute book.