

STATE OF KANSAS  
HOUSE OF REPRESENTATIVES



SAMANTHA M. POETTER PARSHALL  
6TH DISTRICT

March 7, 2024

House Committee on Federal and State Affairs,

As a member of the Kansas House, I want to thank you for holding a hearing for HB 2803, The Kansas Gun Rights Preservation Act. It is my hope that the Kansas House Federal and State Affairs committee recognizes committee and recommends it to be passed by the Committee of the Whole.

The Kansas Gun Right Preservation Act is a vital step to protect law abiding Kansans and the United States Constitution.

It protects law abiding Kansans by prohibiting state and local law enforcement from knowingly and willingly enforcing "any federal act, law, executive order, administrative order, rule or regulation regarding a firearm, firearm accessory or ammunition against a law-abiding citizen." This includes prohibiting state and local funds being used to aid the enforcement of federal gun control measures against law-abiding citizens.

It further goes on to define a law-abiding as "an individual who is not otherwise precluded under state law from possessing a firearm."

Kansas law prohibits individuals from possessing a firearm for many reasons.

KSA 21-6301 prohibits individuals from possessing a firearm for the following reasons:

- If they are addicted to and an unlawful user of a controlled substance.
- If they are or have been a mentally ill person subject to involuntary commitment for care and treatment, or a person with an alcohol or substance abuse problem subject to involuntary commitment for care and treatment, unless the person has received a "certificate of restoration" pursuant to Kansas law.

- If they are a fugitive from justice or an undocumented person unlawfully in the United States.
- If they have, within the preceding five years, been convicted of a domestic violence misdemeanor offense.

KSA 21-6304 prohibits individuals from possessing a firearm for the following reasons:

- Used a firearm in the commission of a crime that is a “person felony”.
- Possess a firearm within three years of satisfying the sentence for conviction of a “person felony”.
- Possess a firearm within eight years of satisfying the sentence for conviction or has been released from imprisonment for the conviction of certain controlled substances felony crimes; certain crimes against persons and property; sex offenses; or an attempt, conspiracy, or criminal solicitation of any such felony.
- Possess a firearm within three months of conviction for certain “nonperson” felonies under Kansas law.

It protects the US Constitution in a time when the Federal Government has made it clear their desire to control the populace outweighs our nations founding documents. When the Federal Government continues to overreach its authority, it is the duty of the States to protect our Constitutional rights.

The Second Amendment of the United States Constitution was written for the security of a free state. Federal gun laws that limit or ban a law-abiding citizens ability to possess a firearm, firearm accessory, or ammunition that would assist in the security of a free state is an infringement on our Second Amendment Rights.

The Kansas Gun Rights Preservation Act is needed to protect the Constitutional Rights of law-abiding Kansans from an overreaching federal government.

Thank you again for taking the time to hold a hearing, listen, ask questions, and read through writing testimony. Please take the first step to protect law abiding Kansans from Federal overreach by passing this out favorable and recommending for passage by the Committee as a Whole.

Sincerely,

A handwritten signature in black ink, appearing to read 'S. M. Poetter Parshall', written in a cursive style.

Samantha M. Poetter Parshall  
District 6