

HOUSE BILL No. 2406

By Committee on Federal and State Affairs

2-10

1 AN ACT concerning the personal and family protection act; prohibiting
2 the collection of personal information regarding off-duty law
3 enforcement officers entering buildings or requiring the officer to wear
4 anything identifying the person as a law enforcement officer or being
5 armed; amending K.S.A. 75-7c22 and repealing the existing section.
6

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

8 Section 1. K.S.A. 75-7c22 is hereby amended to read as follows: 75-
9 7c22. (a) An off-duty law enforcement officer may carry a concealed
10 handgun in any building where an on-duty law enforcement officer would
11 be authorized to carry a concealed handgun regardless of whether the
12 requirements of K.S.A. 75-7c10 or 75-7c20, and amendments thereto, for
13 prohibiting the carrying of a concealed handgun in such building have
14 been satisfied, provided:

15 (1) Such officer is in compliance with the firearms policies of such
16 officer's law enforcement agency; and

17 (2) such officer possesses identification required by such officer's law
18 enforcement agency and presents such identification when requested by
19 another law enforcement officer or by a person of authority for the
20 building where the carrying of concealed handguns is otherwise
21 prohibited.

22 *No person of authority for the building shall require, request or record*
23 *personal information of the off-duty officer including, but not limited to,*
24 *the officer's email address, home phone number or home address, nor*
25 *shall the off-duty officer be required to wear anything identifying the*
26 *officer as a law enforcement officer or as being armed.*

27 (b) A law enforcement officer from another state or a retired law
28 enforcement officer meeting the requirements of the federal law
29 enforcement officers safety act, 18 U.S.C. §§ 926B and 926C, may carry a
30 concealed handgun in any building where an on-duty law enforcement
31 officer would be authorized to carry a concealed handgun regardless of
32 whether the requirements of K.S.A. 75-7c10 or 75-7c20, and amendments
33 thereto, for prohibiting the carrying of a concealed handgun in such
34 building have been satisfied, provided, such officer possesses
35 identification required by the federal law enforcement officers safety act
36 and presents such identification when requested by another law

1 enforcement officer or by a person of authority for the building where the
2 carrying of concealed handguns is otherwise prohibited.

3 (c) Any law enforcement officer or retired law enforcement officer
4 who is issued a license to carry a concealed handgun under the personal
5 and family protection act shall be subject to the provisions of that act,
6 except that for any such law enforcement officer or retired law
7 enforcement officer who satisfies the requirements of either subsection (a)
8 or (b) the provisions of this section shall control with respect to where a
9 concealed handgun may be carried.

10 (d) The provisions of this section shall not apply to any building
11 where the possession of firearms is prohibited or restricted by an order of
12 the chief judge of a judicial district, or by federal law or regulation.

13 (e) The provisions of this section shall not apply to any law
14 enforcement officer or retired law enforcement officer who has been
15 denied a license to carry a concealed handgun pursuant to K.S.A. 75-7c04,
16 and amendments thereto, or whose license to carry a concealed handgun
17 has been suspended or revoked in accordance with the provisions of the
18 personal and family protection act.

19 (f) As used in this section:

20 (1) "Law enforcement officer" means:

21 (A) Any person employed by a law enforcement agency, who is in
22 good standing and is certified under the Kansas law enforcement training
23 act;

24 (B) a law enforcement officer who has obtained a similar designation
25 in a jurisdiction outside the state of Kansas but within the United States; or

26 (C) a federal law enforcement officer who as part of such officer's
27 duties is permitted to make arrests and to be armed.

28 (2) "Person of authority" means any person who is tasked with
29 screening persons entering the building, or who otherwise has the authority
30 to determine whether a person may enter or remain in the building.

31 (g) This section shall be a part of and supplemental to the personal
32 and family protection act.

33 Sec. 2. K.S.A. 75-7c22 is hereby repealed.

34 Sec. 3. This act shall take effect and be in force from and after its
35 publication in the statute book.