

SESSION OF 2012

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2421

As Amended by House Committee on Federal
and State Affairs

Brief*

HB 2421, as amended, would create the Kansas Firearms Freedom Act. This bill would exempt specified personal firearms, firearm accessories, and ammunition manufactured and kept in the State of Kansas from being subject to federal law or federal regulation, including registration. It also would exempt generic parts and materials associated with the manufacture or consumer product application of personal firearms, firearm accessories, and ammunition from federal regulation. In addition, the bill would exempt firearm accessories imported into Kansas from another state from federal regulations under interstate commerce because these accessories would be used in conjunction with a firearm in Kansas.

An amendment was added to clarify that any firearm manufactured or sold in Kansas under provisions in the bill would have to be stamped with "Made in Kansas" on the receiver of the firearm.

The bill would be in effect upon publication in the *Kansas Register*.

Background

Proponents for the bill included Representative Connie O'Brien and the President of the Kansas State Rifle Association, Inc.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

No opponents testified on the bill.

The fiscal note indicated the Kansas Bureau of Investigation and the Kansas Department of Wildlife, Parks and Tourism said the bill would have no fiscal effect on their agencies' budgets. The Kansas Sentencing Commission indicated passage of this bill would have no effect on the prison population, and any effect on the probation population and workload of the Commission would be negligible and could be paid from existing resources.

The Office of the Attorney General stated passage of HB 2421 could result in the Office being called upon to defend the constitutionality of the bill in state or federal courts. An unsuccessful defense in a federal court action would expose the state to liability for the plaintiffs' attorney's fees.