

SESSION OF 2015

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2074

As Recommended by House Committee on
Federal and State Affairs

Brief*

HB 2074 would make changes to laws regulating the possession of firearms.

The bill would amend a statute concerning who is eligible for a concealed carry license by removing a provision, passed by the 2014 Legislature, that permanently prohibits persons convicted of certain crimes from qualifying for a concealed carry license. The changes made by the bill would prohibit a person from obtaining a concealed carry license for a length of time after a conviction, as specified by federal or state law, but would not necessarily place a permanent prohibition on the individual obtaining a concealed carry license.

Additionally, the bill would repeal the statute that makes it a crime to possess a firearm on the following government property: any building in the capitol complex; the governor's residence; the grounds or buildings on the grounds of the governor's residence; other state-owned or -leased buildings where firearms are prohibited; and any county courthouse where firearms are prohibited. Under current law, an individual possessing a firearm on one of these government properties where firearms are prohibited could be charged with a criminal violation, despite amendments in a 2014 bill, which removed criminal penalties for violations of the Personal and Family Protection Act.

*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>

Background

At the hearing in the House Committee on Federal and State Affairs, Representative Couture-Lovelady and a representative from the Kansas State Rifle Association appeared in support of the bill. Written testimony in favor of the bill was submitted by a representative from the National Rifle Association of America. No neutral or opponent testimony was presented.

The fiscal note prepared by the Division of the Budget, states the Office of the Attorney General indicates it is possible the bill would result in a small increase in concealed carry license applications by individuals who are ineligible for the license under the current law, but would be eligible under the provisions of the bill. The Office indicates the bill also would result in a small increase in revenue to county sheriffs who accept initial permit applications and the bill may result in fewer administrative appeals. A precise fiscal effect cannot be determined. Any fiscal effect associated with the bill is not reflected in *The FY 2016 Governor's Budget Report*.