

SESSION OF 2008

**CONFERENCE COMMITTEE REPORT BRIEF  
HOUSE BILL NO. 2359**

As Agreed to May 1, 2008

**Brief\***

HB 2359 would require an individual to disclose any arrest, conviction, or diversion that had been expunged on an application for a license to carry a concealed weapon.

Under the bill, if the applicant had arrests, convictions, or diversions expunged, and the applicant has been eligible for expungement for five years or more immediately preceding the date the application for licensure is submitted, then the applicant would not be disqualified from being issued a license to carry a concealed weapon. In addition, if the applicant has been convicted or placed on diversions for a felony and the felony has been expunged or is expungeable and the applicant has not been convicted of a felony that is not subject to expungement or adjudicated as a juvenile for an act that would be a felony, if committed by an adult, a license would be issued.

**Conference Committee Action**

The Conference Committee agreed to insert the contents of HB 2818 (with modifications) into HB 2359.

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\*Conference committee report briefs are prepared by the Legislative Research Department and do not express legislative intent. No summary is prepared when the report is an agreement to disagree. Conference committee report briefs may be accessed on the Internet at <http://www.kslegislature.org/klrd>

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## **Background**

Proponents of HB 2818 included Representative Candy Ruff; Representative Janice Pauls; C. W. Klebe, Attorney General's Office; Ed Klumpp, Kansas Association Chiefs of Police; and Jordan Austin, National Rifle Association. No opponents testified on the bill.

The Committee amended the bill to allow a person to be eligible for a license to carry a concealed weapon if he or she has had his or her record expunged for at least five years.

According to the fiscal note, the Attorney General's Office indicates that passage of HB 2818 would increase the Agency's workload; however, any fiscal effect could be absorbed within existing resources.

The original contents of HB 2359 have been inserted into SB 204 and HB 2062. HB 2359 had done the following:

- Changed the law regarding controlled substances and paraphernalia;
- Amended the Kansas Offender Registration Act; and
- Amended the Sheriff Matt Samuels Chemical Control Act.

concealed carry