

Approved: March 19, 2012

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(Date)

## MINUTES OF THE HOUSE CORRECTIONS AND JUVENILE JUSTICE COMMITTEE

The meeting was called to order by Chairperson Pat Colloton at 2:00 PM on Friday, January 24, 2012 in 144-S of the Capitol.

All members were present

Committee staff present:

Jackie Lunn, Committee Assistant  
Lauren Douglass, Legislative Research  
Robert Allison-Gallimore, Legislative Research  
Sean Ostrow, Office of the Revisor of Statutes  
Jason Thompson, Office of the Revisor of Statutes

Conferees appearing before the Committee:

State Representative Jim Kelly  
Patricia Stoneking, President, Kansas State Rifle Association  
Scott Schultz, Executive Director, Kansas Sentencing Commission

Others in attendance:

See attached list.

Vice-Chair Kinzer called the meeting to order and opened the hearing on **HB 2427-Firearms; firearms dealer; entrapment**, and called on Sean Ostrow, Office of the Revisor of Statutes, to explain the bill to the Committee. Mr. Ostrow stated the bill creates three new offenses of entrapment of firearms dealers. Each carries a punishment of a drug severity level 10, non-person felony.

Chairperson Colloton jointed the meeting and called on State Representative Jim Kelly to give is his testimony as a proponent of the bill. Representative Kelly provided written copies of his testimony for the Committee and Staff (Attachment 1) He stated that Mayor Bloomberg and his Mayors against illegal guns group have been targeting firearms dealers in other states with entrapment by attempting illegal firearm purchases. To his knowledge this has not happened in Kansas, yet. He believes that the citizens of Kansas oppose anyone from another state coming to Kansas to try to entrap their firearms dealers who he believes are abiding the law. This

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## CONTINUATION SHEET

Minutes of the HOUSE CORRECTIONS AND JUVENILE JUSTICE Committee at 1:30 PM on Friday, January 24, in 144-S of the Capitol.

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legislation would simply make it clear that there are stiff penalties for those who wish to engage in such behavior. Other states have passed similar laws.

A question and answer session followed.

Chairperson Colloton called on Scott Schultz, Executive Director, Kansas Sentencing Commission, to review the bed impact on the bill. The Committee and staff were provided with copies of the bed impact memorandum regarding **HB 2427** (Attachment 2). He stated no information is available for the crimes defined in this bill in the Commission's database. In closing, he stated that Oklahoma had recently passed similar legislation but the new law was effective November 1, 2011. Therefore, no meaningful statistics are available. This bill would have no immediate impact on prison admission and prison bed need. Director Schultz addressed the questions and concerns of the Committee during his testimony.

Chairperson Colloton introduced Patricia Stoneking, Director, Kansas State Rifle Association, to give her testimony as a proponent of the bill. Director Stoneking provided written copies of her testimony for the Committee and Staff (Attachment 3). She stated the Dealer Entrapment Act is necessary because of the actions of Mayor Bloomberg. She went on to say the Kansas State Rifle Association opposes anyone from any other State coming to Kansas and trying to entrap Kansas gun dealers, who by all statistical counts are doing the right thing and abiding by law. This legislation makes it clear that there are stiff penalties for those who wish to engage in such egregious behavior and if they come to Kansas and commit such a crime they will be charged with a felony.

A question and answer session followed.

Chairperson Colloton called for others wishing to testify or speak to the bill, being none; she closed the hearing on **HB 2427**.

Chairperson Colloton announced to the Committee that there will be a joint committee meeting tomorrow with Senate Judiciary in room 159 S at noon regarding DUI.

The meeting was adjourned at 2:40 pm with the next regular meeting scheduled for January 26, 2012 at 1:30pm in room 144 S.

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