

2012 Kansas Statutes

21-6307. Confiscation and disposition of weapons; use of proceeds of sale. (a) Upon conviction of a violation or upon adjudication as a juvenile offender for a violation of subsections (a)(1) through (a)(6) or (a)(10) through (a)(14) of K.S.A. 2012 Supp. 21-6301, 21-6302, 21-6304, 21-6305 or subsection (a)(1) or (a)(2) of 21-6308, and amendments thereto, any weapon seized in connection therewith shall remain in the custody of the trial court.

(b) Any stolen weapon so seized and detained, when no longer needed for evidentiary purposes, shall be returned to the person entitled to possession, if known. All other confiscated weapons when no longer needed for evidentiary purposes, shall in the discretion of the trial court, be:

(1) Destroyed;

(2) forfeited to the law enforcement agency seizing the weapon for use within such agency, for sale to a properly licensed federal firearms dealer, for trading to a properly licensed federal firearms dealer for other new or used firearms or accessories for use within such agency or for trading to another law enforcement agency for that agency's use; or

(3) forfeited to the Kansas bureau of investigation for law enforcement, testing, comparison or destruction by the Kansas bureau of investigation forensic laboratory.

(c) If weapons are sold as authorized by subsection (b), the proceeds of the sale shall be credited to the asset seizure and forfeiture fund of the seizing agency.

History: L. 2010, ch. 136, § 192; L. 2011, ch. 30, § 53; July 1.