

May 1, 2024

The Honorable Mike Thompson, Chairperson  
Senate Committee on Federal and State Affairs  
300 SW 10th Avenue, Room 144-S  
Topeka, Kansas 66612

Dear Senator Thompson:

SUBJECT: Fiscal Note for SB 548 by Senate Committee on Federal and State Affairs

In accordance with KSA 75-3715a, the following fiscal note concerning SB 548 is respectfully submitted to your committee.

SB 548 specifies that any person not subject to the provisions of KSA 21-6302(a)(4), pursuant to KSA 21-6302(d)(7), would obtain at the person's own expense and maintain a license to carry a concealed handgun in accordance with the Personal and Family Protection Act. Under current law, a person who is 21 years of age or older with a valid license to carry a firearm may possess a firearm or ammunition in a parking lot open to the public. The bill would remove the provision where the person must be 21 years of age or older. Under current law, criminal carrying of a weapon is knowingly carrying any pistol, revolver, or other firearm concealed on one's person if the person is under 21 years of age, except when on the person's land, abode, or fixed place of business. The bill would remove the age provision.

Criminal carrying of a weapon would not apply to the following:

1. Watchmen, while actually engaged in their performance of the duties of their employment;
2. Licensed hunters or fishermen, while engaged in hunting or fishing;
3. Private detectives licensed by Kansas to carry the firearm involved, while actually engaged in the duties of their employment;
4. Detectives or special agents regularly employed by railroad companies or other corporations to perform full-time security or investigative service, while actually engaged in the duties of their employment;
5. The State Fire Marshal, deputies of the State Fire Marshal, or any member of a fire department authorized to carry a firearm while engaged in an investigation in which the State Fire Marshal, deputy, or member is authorized to carry a firearm;

6. Special deputy sheriffs who have satisfactorily completed the basic course of instruction required for permanent appointment as a part-time law enforcement officer;
7. The U.S. District Attorney for the District of Kansas, the Attorney General, any district or county attorney, any assistant U.S. attorney if authorized by the U.S. District Attorney for the District of Kansas, any assistant attorney general if authorized by the Attorney General, or any assistant district attorney or assistant county attorney if authorized by the district or county attorney by whom the assistant is employed; and
8. Any law enforcement officer.

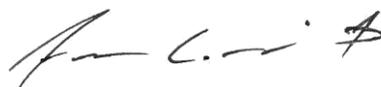
The bill specifies that at all times when the licensee is in actual possession of a concealed handgun, the licensee would be required to carry the valid license to carry concealed handguns. Upon the demand of a law enforcement officer, the licensee would be required to display the license to carry concealed handguns and proper identification. Verification by a law enforcement officer that a person holds a valid license to carry a concealed handgun may be accomplished by using a record check of the person's driver's license information or the person's concealed carry license number. The license of any person who violates the bill's provisions would be suspended for not less than 30 days for a first violation and would be revoked for not less than five years for a second or subsequent violation. The bill would also exempt postsecondary educational institutions from the public building requirements under the Personal and Family Protection Act.

The Office of the Attorney General estimates additional expenditures of \$160,000 from the State General Fund in FY 2025 and \$168,000 in FY 2026 for an additional 2.00 FTE positions to administer the bill's provisions. The Office also states if the bill is enacted there could be litigation; however, the agency does not have enough information to estimate any costs associated with a legal challenge.

The Office of Judicial Administrations states enactment of the bill would have a negligible fiscal effect on Judicial Branch operations. The State Fire Marshal, the Highway Patrol, the Kansas Bureau of Investigation, and the Board of Regents state enactment of the bill would not have a fiscal effect on the operations of any of the respective agencies. The state universities indicate enactment of the bill would not have a fiscal effect on the operations of any of the respective institutions. Any fiscal effect associated with SB 548 is not reflected in *The FY 2025 Governor's Budget Report*.

The Kansas Association of Counties states enactment of the bill would not have a fiscal effect on counties.

Sincerely,



Adam C. Proffitt  
Director of the Budget