MEMORANDUM

To:	Chairperson Thompson
	Members of the Senate Committee on Federal and State Affairs
From:	The Office of Revisor of Statutes
Date:	March 7, 2024
Subject:	SB 523 – Clarifying ineligibility for a concealed carry license and requirements for a suspended or revoked license.

Senate Bill No. 523 (SB 523) would amend the Personal and Family Protection Act. The amendments would update the state law violations that make an individual ineligible to possess a license to carry a concealed handgun. Additionally, the bill would direct a license holder to surrender their license if suspended or revoked.

First, SB 523 amends K.S.A. 75-7c04 regarding the criminal offenses that disqualify an individual from obtaining a license to carry a concealed handgun. Currently, those offenses are the following: (1) Federal prohibitions under 18 U.S.C. § 922(g) or (n); (2) state prohibitions under K.S.A. 21-6301(a)(10) through (a)(13); and (3) state prohibitions under K.S.A. 21-6302(a)(1) through (a)(3).

The bill would remove the offenses related to possession on school property and replace them with offenses that mirror the federal prohibitions. These include being: (1) A fugitive; (2) an illegal alien in the United States; (3) subject to a protection from abuse order; and (4) having been convicted of a domestic violence offense. Additionally, the bill adds the offense of unlawful possession of a concealed firearm.

Second, SB 523 amends K.S.A. 75-7c07 to make it clear that the Attorney General may deny the renewal of a license if the holder becomes ineligible. Also, the amendments specific direct the license holder to surrender their license to the Attorney General if the license is suspended or revoked by the Attorney General. A suspended license would be returned to the license holder upon the conclusion of the suspension period.

If enacted, SB 523 would become effective on July 1, 2024.