AN ACT concerning crimes, punishment and criminal procedure; relating to possession of firearms; law enforcement policies and procedures.

Be it enacted by the Legislature of the State of Kansas:

Section 1. (a) All law enforcement agencies in this state shall adopt a detailed, written policy relating to the procedures to be employed when inquiring about the possession of firearms by an individual during an enforcement action.

(b) Policies adopted pursuant to this section shall be implemented by all Kansas law enforcement agencies within two years after the effective date of this act. Such policies shall be made available to all officers of such agency and shall be available for public inspection during normal business hours.

(c) The policies adopted pursuant to this section shall include, but not be limited to, identifying those enforcement actions during which inquiries about firearm possession are to be made, and when such inquiries are to be waived due to exigent circumstances. The procedures shall include:

(1) Use of the following inquiries to ascertain the presence and location of any firearms:

(A) Whether the individual who is the subject of the enforcement action, or any other individual within close proximity to the enforcement action, is in possession of a firearm, whether concealed or openly carried;

(B) whether the individual who is the subject of the enforcement action, or any other individual within close proximity to the enforcement action, has a license to carry a concealed handgun issued by the attorney general or by the appropriate authority of a foreign jurisdiction; and

(C) where the firearms, if any, are located; and

(2) instructions to the individual who is the subject of the enforcement action, or any other individual within close proximity to the enforcement action, regarding the handling of any firearms for the duration of the enforcement action.

(d) As used in this section, the term "enforcement action" means:

(1) Determining the existence of probable cause to take into custody or to arrest an individual;

(2) investigating a reasonable and articulable suspicion that an offense has been or is being committed so as to justify the detention of an
individual or the investigatory stop of a vehicle; or
(3) determining the existence of probable cause to conduct a search of
an individual or a conveyance.
Sec. 2. This act shall take effect and be in force from and after its
publication in the statute book.