

**THE BOARD OF COUNTY COMMISSIONERS  
OF  
FRANKLIN COUNTY, KANSAS**

**RESOLUTION 13 - 62**

A RESOLUTION AMENDING AND SUPPLEMENTING RESOLUTION 06-76 AND RESOLUTION 06-77 AND RESCINDING IN ITS ENTIRETY RESOLUTION 08-42 RESTRICTING WEAPONS ON COUNTY PREMISES AND IN COUNTY BUILDINGS

WHEREAS, K.S.A. 19-101, provides that a county may exercise the powers of home rule to determine its local affairs and government authorization under the provisions of K.S.A. 19-101a; and

WHEREAS, the County pursuant to Franklin County resolution 06-76 and 06-77 adopted a policy prohibiting weapons on all county premises and this is a permissible exercise of home rule power, pursuant to K.S.A. 19-101a;

WHEREAS, the County pursuant to Franklin County resolution 08-42 rescinded resolution 06-76 as it relates to handguns and adopted resolution 08-42 prohibiting the possession or carrying of certain firearms while upon designated county property; and

WHEREAS, the Board of County Commissioners believes that restricting weapons in county facilities promotes the health and safety of the County and is in the best interest of the County employees and the County;

WHEREAS, due to modifications to state law it is necessary to replace and modify resolution 06-76 , 06-77 and to rescind resolution 08-42 to allow concealed carry of handguns as authorized by K.S.A. 75-7c01 and K.S.A. 75-7c17.

**THEREFORE, BE IT RESOLVED  
BY  
THE BOARD OF FRANKLIN COUNTY COMMISSIONERS,**

The Board prohibits employees or members of the public from possessing, carrying, or using weapons on property owned by or under the control of the County not including County maintained road right of ways. This prohibition extends to employees of the County at any time during working hours or while in the performance of County business either on or off county premises. Violations of this policy may result in disciplinary action, up to and including termination of employment or expulsion of visitors or legal action. Members of the public may be asked to leave County property, and if they refuse to do so, such refusal shall be deemed an unlawful trespass.

For the purpose of this policy, “weapons” is defined as:

1. Any object or device which will or may be readily converted to, expel bullet, shot or shell by the action of an explosive or other propellant, and which has any barrel with a bore of more than ½ inch in diameter;
2. Any pistol, revolver, rifle, shotgun or other firearm of any nature;
3. Any explosive, incendiary or poison gas (A) bomb, (B) mine, (C) grenade, or (D) rocket having a propellant charge or more than four ounces, or (E) missile having an explosive or incendiary charge of more than ¼ ounce;
4. Any incendiary or explosive material, liquid, solid or mixture equipped with a fuse, wick or other detonating device;
5. Any tear gas bomb or smoke bomb; however, personal self-defense items containing mace or pepper spray shall not be deemed to be a weapon for the purposes of this policy; or
6. Any knife, commonly referred to as a switch-blade that opens or falls or is ejected into position by the force of gravity or by an outward, downward or centrifugal thrust or movement; and straight-blade knife of four inches or more such as a dagger, dirk, dangerous knife of stiletto; except that an ordinary pocket knife with a blade no more than four inches in length shall not be construed to be a weapons for the purposes of this policy;
7. Any object or device which is designed to expel bullet, shot or shell by the action of an explosive.

This prohibition shall not apply to the performance of job duties by duly authorized law enforcement officers or by County employees who have received approval from the Sheriff or other County employees who have received permission from the Commission to possess, carry or use weapons in the performance of their duties. In addition, the Sheriff shall have the authority to grant permission to individuals to carry firearms while they are at the County firing range for use at the County firing range. **This policy shall not apply to any person carrying a concealed handgun as authorized by K.S.A. 75-7c01 and K.S.A. 75-7c17 and consistent with County policy as adopted for county buildings.**

This resolution amends and replaces Franklin County resolution 06-76 and 06-77 and rescinds Franklin County resolution 08-42.

Passed and adopted in regular session this \_\_\_\_\_ day of December 2013.

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Steven W. Harris - Chairperson

Attested and Recorded, this \_\_\_\_\_ day of December 2013.

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Janet Paddock - County Clerk