

RESOLUTION NO. 20-2016

**A RESOLUTION AMENDING THE PERSONNEL POLICY FOR EMPLOYEES OF
CHEROKEE COUNTY, KANSAS, REGARDING CONCEALED CARRY OF
HANDGUNS.**

**BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF
CHEROKEE COUNTY, KANSAS, THAT THE FOLLOWING RESOLUTION BE
ADOPTED:**

SECTION 1. GENERAL AUTHORITY. K.S.A. 19-101, *et. seq.*, and K.S.A. 19-212 authorize the Board of County Commissioners of Cherokee County, Kansas, to transact all County business and perform all powers of local legislation deemed appropriate, and to make all contracts and do all other acts in relation to the property and concerns of the County necessary to the exercise of its corporate or administrative powers.

SECTION 2. LEGISLATIVE ACTION. The Cherokee County Personnel Policy shall be amended to reflect compliance with 2016 revisions to K.S.A. 2015 Supp. 75-7c10, as enacted by passage of House Bill 2502.

**SECTION 3. GENERAL POLICY. PERSONNEL POLICY HANDBOOK FOR
CHEROKEE COUNTY, KANSAS; NEW APPENDIX D, POLICY FOR CONCEALED
CARRY OF HANDGUNS.**

County employees and officials who are not otherwise prohibited by State or Federal law from possessing a firearm may carry concealed handguns in conformance with the Kansas Personal and Family Protection Act, K.S.A. 75-7c01, *et. seq.*, as amended.

Carrying of a concealed handgun is not within the course and scope of employment with Cherokee County except for employees who are certified law enforcement officers: Sheriff's deputies and security guards licensed to carry firearms and retained by Cherokee County, who are performing such services; Federal and State law enforcement and protective service personnel; and members of the Uniformed Services actively engaged in the performance of their duties.

The following list includes the policies applicable to Cherokee County employees who are not certified law enforcement officers:

- a. Any injury while working that is caused by the employee choosing to carry a concealed handgun will not be considered for workers' compensation.

- b. Any liability associated with the employee's decision to carry a concealed handgun will not be defended by the County and will be of a personal nature since the carrying of a concealed handgun is not part of the employee's duties.
- c. Employees are prohibited from brandishing of a handgun or leaving a handgun in plain view, or unattended.
- d. Employees shall abide by all laws related to conceal carry, such as not entering any building, private or public, which prohibits conceal carry.
- e. Firearms should not be stored in a County-owned vehicle.
- f. The County is not responsible for the replacement or repair of any lost or damaged handgun.
- g. The election of an employee to carry a concealed handgun should not interfere with the employee's ability to perform any duties and should not obstruct any required safety equipment or procedures.

SECTION 4. INCORPORATION. The Policy For Concealed Carry Of Handguns is incorporated as Appendix D to the Personnel Policy Handbook For Cherokee County, Kansas.

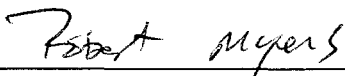
SECTION 5. ACKNOWLEDGMENT. Every Cherokee County employee shall be provided a copy of APPENDIX D, POLICY FOR CONCEALED CARRY OF HANDGUNS. Employees shall sign an acknowledgment that he or she has received a copy and understands the contents. Signed acknowledgments shall be maintained in employees' personnel files.

SECTION 6. PUBLICATION. The County Clerk shall cause this resolution to be published in the official County Newspaper.


SECTION 7. CONFLICT. All resolutions, County policies or parts thereof, in conflict herewith are hereby expressly repealed insofar and they conflict herewith.

SECTION 8. EFFECTIVE DATE. This resolution shall be effective upon passage.

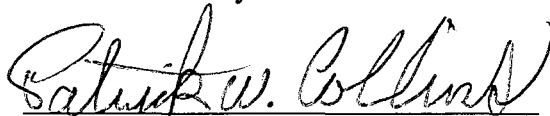
PASSED AND APPROVED this 18th day of July, 2016, by the Board of County Commissioners of Cherokee County, Kansas.



Robert Myers, Chairman
Cherokee County Commissioner

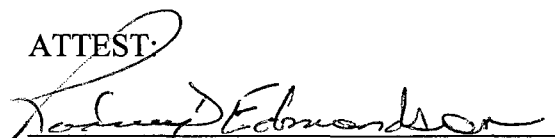


Charles Napier
Cherokee County Commissioner



Patrick Collins
Cherokee County Commissioner

ATTEST:



Rodney D. Edmondson, County Clerk

(Seal)

APPENDIX D

POLICY FOR CONCEALED CARRY OF HANDGUNS

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(continued on page 2 - Receipt and Acknowledgment)

RECEIPT AND ACKNOWLEDGMENT
APPENDIX D, POLICY FOR CONCEALED CARRY OF HANDGUNS

Sign on this receipt after you have read and understand the complete Policy For Concealed Carry of Handguns. Please ask if you have questions concerning this Policy.

I certify that I have read and understand the Policy For Concealed Carry of Handguns. I agree to abide by the terms of these policies contained herein and understand that I may be terminated for violating these policies.

Employee Signature

Date