

Comparison Chart for KSA 21-6304 as Amended by HB2058

Law Prior to July 1, 2021		Law on and after July 1, 2021	
Prohibition Period	Included Offenses	Prohibition Period	Included Offenses
Permanent	Person felony while <u>in possession of</u> a firearm. Article 57 of Ch 21 (any drug felony) while <u>in possession of</u> a firearm. <u>No</u> expungement/pardon provision.	Permanent	Person felony while <u>using</u> a firearm. Article 57 of Ch 21 (any drug felony) while <u>using</u> a firearm. <u>Expungement/pardon provision.</u>
10 year from <u>conviction or release from prison</u>	Felony while <u>not in possession of</u> a firearm under the following statutes 21-5402 1st degree murder 21-5403 2nd degree murder 21-5404 Voluntary manslaughter 21-5405 Involuntary manslaughter 21-5408 Kidnapping 21-5412(b) or (d) Agg assault deadly weapon 21-5413(b) or (d) Agg battery deadly weapon 21-5415(a) Criminal threat 21-5420(b) Agg. robbery 21-5503 Rape 21-5504(b) Agg. sodomy 21-5505(b) Agg. sexual battery 21-5807(b) Agg. burglary article 57 of chapter 21 Drug felonies Expungement/pardon provision exists. Nonperson felony possessing firearm. No expungement/pardon provision.	8 year from <u>end of sentence</u>	Felony while <u>not using</u> a firearm under the following statutes 21-5402 1st degree murder 21-5403 2nd degree murder 21-5404 Voluntary manslaughter 21-5405 Involuntary manslaughter 21-5408 Kidnapping 21-5412(b) or (d) Agg assault deadly weapon 21-5413(b) or (d) Agg battery deadly weapon 21-5415(a) Criminal threat 21-5420(b) Agg. robbery 21-5503 Rape 21-5504(b) Agg. sodomy 21-5505(b) Agg. sexual battery 21-5807(b) Agg. burglary article 57 of chapter 21 Drug felonies <u>No</u> expungement/pardon provision exists. Nonperson felony while using a firearm moved to 3 month prohibition.
5 years from <u>conviction or release from prison</u>	<u>Any felony</u> not listed in the 10 year prohibition group above, was not found to be <u>in possession of</u> a firearm when the crime was committed. No expungement/pardon provision.	3 years from <u>end of sentence</u>	<u>Any person felony</u> not listed in the 8 year prohibition group above, was not found to be using a firearm when the crime was committed. Expungement/pardon provision.
	See 10 year prohibition provisions above for nonperson felony while in possession of firearm. Current law had no prohibition for nonperson felony when no firearm was in possession.	3 Months from end of sentence	Any nonperson felony not listed in the three areas shown above. Use of firearm or no use of firearm included. Expungement/pardon provision.

NOTES:

Expungement/pardon provision provides prohibition ends if charge is expunged or pardoned.