

RESOLUTION 2013-22

BE IT RESOLVED, the Board of County Commissioners of Lincoln County, Kansas, hereby exempts the courtroom in the following building from the requirements of Kan. Sess. 2013, Ch. 105, Sec. 2(i), and as legally described:

All of Block 22 Lincoln Center, Kansas

Section 1. The exemption is based on the analysis of the security plan completed on this building and the determination of the governing body that safety is sufficient to continue the ban on concealed weapons from the courtroom of this building. Concealed weapons are permitted in all other areas of the courthouse pursuant to the personal and family protection act.

Section 2. A security plan has been developed for the courtroom being exempted which supplies adequate security to the occupants of the building and merits the prohibition of the carrying of a concealed handgun as authorized by the personal and family protection act. The prohibition shall continue until December 30, 2017.

Section 3. A copy of the security plan shall be maintained by the county clerk and will be provided to the Kansas Attorney General or local law enforcement upon request. The security plan is not subject to disclosure under the Kansas open records act.

Section 4. The following policy shall be adopted immediately as to work place violence and weapons and shall be included in the Employee Handbook for Lincoln County:

VIOLENCE AND WEAPONS IN THE WORKPLACE

Lincoln County has a policy of zero tolerance for workplace violence, except as may be reasonably necessary for law enforcement officers to protect themselves and the public. No talk of violence or joking about violence by employees will be tolerated.

“Violence” includes, but is not necessarily limited to, physically harming another, shoving, pushing, striking, brandishing weapons, and threatening or talking of engaging in such activities. It is the intent of this policy to ensure that no one associated with the County, including employees and customers, ever feels physically threatened by any employee’s actions or conduct.

In an effort to further fulfill this commitment to a safe working environment, the County has adopted the following policies in regard to the possession and carrying of weapons and/or other dangerous or hazardous devices or substances while on County premises or otherwise performing services for the County:

In an effort to assure a safe working environment, the County has adopted the following policy relating to employee possession and the carrying of weapons and/or other dangerous or hazardous devices or substances while on County premises or while

applicable law. No other County employees are authorized to draw or otherwise use a concealed handgun or other weapon as a function of their jobs. Employees that do so may be subject to personal civil and criminal liability, and will also be subject to disciplinary action, up to and including termination.

- **Violations of Policy.** Employees that violate any of the provisions of this policy will be subject to disciplinary action, up to and including immediate termination.

Adopted by the Board of County Commissioners of Lincoln County, Kansas, this 30th day of December, 2013.

BOARD OF COUNTY COMMISSIONERS, LINCOLN COUNTY, KANSAS



Al Joe Wallace, Chairman



Terry L. Finch, Vice-Chairman



Gerald D. Huehl, Member



Attest:



Dawn M Harlow, County Clerk

otherwise performing services for the County. This policy does not apply to County law enforcement personnel authorized to carry and/or otherwise be in possession of weapons and/or other dangerous or hazardous devices or substances as a part of their job duties.

- **Generally.** Except as otherwise provided in this policy, employees are prohibited from carrying openly or concealed any weapons or be in possession of dangerous or hazardous devices or substances while on County premises or while performing services for the County.
- **Definitions.** “Weapons” and “dangerous or hazardous devices or substances” include without limitation: all types of firearms, air guns, knives (other than small pocket knives), explosives, and other items that by their nature are intended to inflict harm to other persons or property.

County “premises” include, without limitation, all County owned and leased buildings, facilities, parking lots, grounds, vehicles and equipment.

“Services for the County” means any activity for which employees receive pay from the County.

- **Concealed Carry License Holders.** County employees that are Concealed Carry License (“CCL”) holders pursuant to the Kansas Personal and Family Protection Act (“the Act”) are also subject to this policy with limited exceptions and the provisions of the Act. No employee may carry a concealed handgun on County premises or while performing services for the County unless he/she: (1) is CCL holder under the Act; and (2) is in compliance with all applicable provisions of the Act; and (3) has on his/her person a valid CCL at all times; and (4) has notified the County Clerk’s Office in advance that he/she is a CCL holder and may carry a concealed handgun while performing services for the County; and (5) has provided The County Clerk’s Office with a copy of his/her current CCL.
- **Limitations.** Employee CCL holders are strictly prohibited from carrying a concealed handgun in any County building which has implemented “adequate security measures” within the meaning of the Act. These buildings are:

Lincoln County Courthouse Courtroom

Employee CCL holders are prohibited from carrying a concealed handgun in any County vehicle, while operating County equipment, in their personal vehicles when using those vehicles to perform services for the County, or when off County-premises while otherwise performing services for the County.

- **Warning.** Only authorized law enforcement officers are authorized to draw and/or use their weapons while performing services for the County and only when responding to deadly force within in the limits of

SECURITY PLAN

Lincoln County provides video monitoring on all floors of the courthouse with a video feed directly to the Lincoln County Sheriff's Office. Panic buttons have been installed in the office of the District Court Clerk on the second floor of the building that, if activated, alert the Sheriff's Office to the emergency. Panic buttons have also been installed in other county offices except for offices located in the basement of the courthouse.

Pursuant to K.S.A. 75-7c20, the following is the security plan for the Lincoln County, Kansas.

Lincoln County has exempted the courtroom on the second floor of the courthouse from concealed carry and will provide the following additional security measures:

1. Signage will be posted at appropriate places to warn individuals attempting to enter the court room that they will be searched for all weapons and that weapons are strictly prohibited in the courtroom while court is in session.
2. "Weapons" and/or "dangerous or hazardous devices or substances" shall include without limitation: all types of firearms, air guns, knives, explosives, and other items that by their nature are intended to inflict harm to other persons or property, or as determined by security personnel.
3. An area outside of the courtroom will be designated so that all persons attempting to enter the court room will be searched by a law enforcement officer or security personnel.
4. Any and all weapons will be seized by that law enforcement officer or security personnel.
5. Cabinets will be placed in the designated area to safely keep any weapons in a lock box while court is in session and until the owner of the weapons leaves the court room. At that time, the weapons will be returned to the owner.