

1999 ASSEMBLY BILL 485

September 28, 1999 – Introduced by Representatives KELSO, SUDER, MUSSER, LADWIG, SCHOOFF, HASENOHRL, STONE, GOETSCH, AINSWORTH, HANDRICK, SYKORA, GUNDERSON, ALBERS, VRAKAS, NASS, KEDZIE and SERATTI, cosponsored by Senator DARLING. Referred to Committee on Education Reform.

1 **AN ACT to create** 118.129 of the statutes; **relating to:** requiring school employes
2 to notify school principals and school principals to notify local law enforcement
3 officials if dangerous weapons are brought to school.

Analysis by the Legislative Reference Bureau

This bill requires an employe of a school district, a charter school or a private school who has reason to believe that a person possesses a dangerous weapon (a firearm or other device capable of causing death or great bodily harm) while at school or under the supervision of school authorities to notify immediately the school principal, or his or her designee, who must then notify immediately a local law enforcement agency. A person who in good faith provides either kind of notification and his or her employer are immune from civil liability for the act of notification. This bill provides an exception from the notification requirement if a person is possessing or using a firearm or bow as part of a hunter education or bow hunter education program or is using a tool to fulfill a requirement of a class.

For further information see the *local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 **SECTION 1.** 118.129 of the statutes is created to read:

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1 **118.129 Dangerous weapons; notification requirement. (1)** Except as
2 provided under sub. (3), if an employe of a school district, a charter school or a private
3 school has reason to believe that a person possesses, while at school or under the
4 supervision of school authorities, a dangerous weapon, as defined in s. 939.22 (10),
5 the employe shall immediately notify the school principal, or his or her designee.
6 After being notified, the school principal, or his or her designee, shall immediately
7 notify a local law enforcement agency, as defined in s. 165.83 (1) (b).

8 **(2)** A person who in good faith notifies the school principal, the school
9 principal's designee or a local law enforcement agency under sub. (1) and his or her
10 employer are immune from civil liability for the act of notification.

11 **(3)** A person is not required to notify the school principal, the school principal's
12 designee or a local law enforcement agency under sub. (1) of any of the following
13 situations:

14 **(a)** A person who is enrolled in a class under a hunter education program and,
15 while under the supervision of a parent or guardian, is carrying an unloaded firearm
16 to or from that class.

17 **(b)** A person who, while under the supervision of an instructor of a class under
18 a hunter education class, is handling or operating a firearm.

19 **(c)** A person who is enrolled in a class under a bow hunter education program
20 and, while under the supervision of a parent or guardian, is carrying a bow that is
21 unstrung and enclosed within a carrying case to or from that class.

22 **(d)** A person who, while under the supervision of an instructor of a class under
23 a bow hunter education program, is handling or using a bow.

