

2001 DRAFTING REQUEST

Bill

Received: **10/22/2001**

Received By: **mdsida**

Wanted: **As time permits**

Identical to LRB:

For: **John La Fave (608) 266-0486**

By/Representing: **Judy**

This file may be shown to any legislator: **NO**

Drafter: **mdsida**

May Contact:

Addl. Drafters:

Subject: **Criminal Law - guns and weapons**

Extra Copies: **rlr**

Submit via email: **YES**

Requester's email: **Rep.LaFave@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Concealed weapons

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mdsida 10/22/2001	gilfokm 10/22/2001		_____			S&L
/1			jfrantze 10/23/2001	_____	lrb_docadmin 10/23/2001	lrb_docadmin 10/23/2001	
				_____		lrb_docadmin 10/23/2001	

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

FE Sent For:

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<END>

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1?	mdsida	10/22 King	10/23	3elf 10/23			

FE Sent For:

<END>

Assembly

Basford, Sarah

From: Kelly, Judy
Sent: Monday, October 22, 2001 2:30 PM
To: LRB.Legal
Subject: lrb3257

I am requesting a new jacket for LRB3257. Thank you.

Judy Kelly
Office of
State Representative John La Fave

LRB3257

→ Mike

→ Please give a new LRB #

→ have jacketed for Assm right away.

Mike —
see your e-mail

↑
wd.

Thanks
Mike B.

2001 DRAFTING REQUEST

Bill

Received: 05/07/2001

Received By: mdsida

Wanted: As time permits

Identical to LRB:

For: John La Fave (608) 266-0486

By/Representing: Judy

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May Contact:

Addl. Drafters:

Subject: Criminal Law - guns and weapons

Extra Copies: rlr

Submit via email: YES

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Topic:

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Cancel Intro By Mistake
10-22-2001 - Router Bad

Instructions:

Sec Attached

New # LRB -

Drafting History:

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/?	mdsida 07/17/2001	wjackson 07/19/2001					
/1			rschluet 07/19/2001		lrb_docadmin 07/19/2001	lrb_docadmin 08/10/2001	

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

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<END>

→ Not
Needed

2001 DRAFTING REQUEST

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Wanted: As time permits

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For: John La Fave (608) 266-0486

By/Representing: Judy

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Drafter: mdsida

May Contact:

Addl. Drafters:

Subject: Criminal Law - guns and weapons

Extra Copies: rlr

Submit via email: YES

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Topic:

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1?	mdsida	1 WLj 7/19					

7-19-01

FE Sent For:

<END>

LEGISLATIVE REFERENCE BUREAU

Legal Section, 5th Floor, 100 N. Hamilton St.
(608) 266-3561

BILL REQUEST FORM

M6D?

Use of this form is optional. It is often helpful to talk directly with the LRB attorney who will draft the bill. Use this form only for **BILL** drafts. Attach more pages if necessary.

Date of request: <i>5-4-01</i>	Legislator or agency requesting this draft: <i>REP. JOHN LA FAVE</i>
Name/phone number of person submitting request: <i>JUDY KELLY 266-0486</i>	
Persons to contact for questions about this draft (names and phone numbers please): <i>JOHN LA FAVE 266-0486</i>	
Describe the problem, including any helpful examples. How do you want to solve the problem? <i>Amend Sec. 941.23 to make the second offense of carrying a concealed weapon a Class E Felony. This proposal would maintain current law making the first offense of ccw a Class A misdemeanor, and create a penalty of Class E. Felony for the second ccw offense.</i>	
<i>draft can be sent by e-mail</i>	
If you know of any statute sections that might be affected, please list them or provide a marked (not re-typed) copy.	

Please attach a copy of any correspondence or material that may help us. You may also attach a marked (not re-typed) copy of any LRB draft, or provide its number (e.g., 1997 LRB-2345/1 or 1995 AB-67):

Requests are confidential unless stated otherwise.

May we tell others that we are working on this for you? YES NO

If yes, anyone who asks? YES NO

Any legislator? YES NO ONLY the following persons:

Do you consider this urgent? YES NO If yes, please indicate why:

Is this request of higher priority than other pending request(s) you have made?
 YES NO If yes, please sign your name here:



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-3257/0

MGD:f:...

Wlj

1

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

GEN

1 AN ACT ...; relating to: carrying a concealed weapon and providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, no person, other than a peace officer, may carry a concealed dangerous weapon. "Dangerous weapon" is defined as any loaded or unloaded firearm; any device designed as a weapon and capable of producing death or great bodily harm; any electric weapon; or any other object which, in the manner it is used or intended to be used, is calculated or likely to produce death or great bodily harm. A person who violates this prohibition may be fined not more than \$10,000 or imprisoned for not more than nine months or both. Under this bill, if a person violates this prohibition after having been convicted of violating it previously, the maximum term of imprisonment for the person is increased to five years.

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

2 SECTION 1. 939.632 (1) (e) 1. of the statutes is amended to read:

3 939.632 (1) (e) 1. Any felony under s. 940.01, 940.02, 940.03, 940.05, 940.09 (1),
4 940.19 (2), (3), (4) or (5), 940.21, 940.225 (1), (2) or (3), 940.305, 940.31, 941.20,
5 941.21, 941.23 (2) (b), 943.02, 943.06, 943.10 (2), 943.23 (1g), (1m) or (1r), 943.32 (2),

1 948.02 (1) or (2), 948.025, 948.03 (2) (a) or (c), 948.05, 948.055, 948.07, 948.08, 948.30
2 (2), 948.35 (1) (b) or (c) or 948.36.

3 History: 1995 a. 22.

SECTION 2. 939.632 (1) (e) 3. of the statutes is amended to read:

4 939.632 (1) (e) 3. Any misdemeanor under s. 940.19 (1), 940.225 (3m), 940.32
5 (2), 940.42, 940.44, 941.20 (1), 941.23 (2) (a), 941.235, 941.24 or 941.38 (3).

6 History: 1995 a. 22.

SECTION 3. 941.23 of the statutes is renumbered 941.23 (1) and amended to

7 read:

8 941.23 (1) ~~Any~~ No person except a peace officer who goes may go armed with
9 a concealed and dangerous weapon ~~is guilty of a Class A misdemeanor.~~

10 History: 1977 c. 173; 1979 c. 115, 221.

SECTION 4. 941.23 (2) of the statutes is created to read:

11 941.23 (2) (a) Except as provided in par. (b), any person who violates sub. (1)
12 is guilty of a Class A misdemeanor.

13 (b) Any person who violates sub. (1) after having been convicted under this
14 section is guilty of a Class E felony.

15

(END)

Basford; Sarah

From: LaFave, John
Sent: Thursday, August 09, 2001 4:33 PM
To: LRB.Legal
Subject: Draft review: LRB-3257/1 Topic: Concealed weapons

It has been requested by <LaFave, John> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB-3257/1 Topic: Concealed weapons



King

2001 ASSEMBLY BILL

Tues
10/23

Gen. Cat.

1 AN ACT *to renumber and amend* 941.23; *to amend* 939.632 (1) (e) 1. and
 2 939.632 (1) (e) 3.; and *to create* 941.23 (2) of the statutes; **relating to:** carrying
 3 a concealed weapon and providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, no person, other than a peace officer, may carry a concealed dangerous weapon. "Dangerous weapon" is defined as any loaded or unloaded firearm; any device designed as a weapon and capable of producing death or great bodily harm; any electric weapon; or any other object which, in the manner it is used or intended to be used, is calculated or likely to produce death or great bodily harm. A person who violates this prohibition may be fined not more than \$10,000 or imprisoned for not more than nine months or both. Under this bill, if a person violates this prohibition after having been convicted of violating it previously, the maximum term of imprisonment for the person is increased to five years.

FE - State + local

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

4 SECTION 1. 939.632 (1) (e) 1. of the statutes is amended to read:
 5 939.632 (1) (e) 1. Any felony under s. 940.01, 940.02, 940.03, 940.05, 940.09 (1),
 6 940.19 (2), (3), (4) or (5), 940.21, 940.225 (1), (2) or (3), 940.305, 940.31, 941.20,

ASSEMBLY BILL

1 941.21, 941.23 (2) (b), 943.02, 943.06, 943.10 (2), 943.23 (1g), (1m) or (1r), 943.32 (2),
2 948.02 (1) or (2), 948.025, 948.03 (2) (a) or (c), 948.05, 948.055, 948.07, 948.08, 948.30
3 (2), 948.35 (1) (b) or (c) or 948.36.

4 **SECTION 2.** 939.632 (1) (e) 3. of the statutes is amended to read:

5 939.632 (1) (e) 3. Any misdemeanor under s. 940.19 (1), 940.225 (3m), 940.32
6 (2), 940.42, 940.44, 941.20 (1), 941.23 (2) (a), 941.235, 941.24 or 941.38 (3).

7 **SECTION 3.** 941.23 of the statutes is renumbered 941.23 (1) and amended to
8 read:

9 941.23 (1) ~~Any~~ No person except a peace officer ~~who goes~~ may go armed with
10 a concealed and dangerous weapon ~~is guilty of a Class A misdemeanor.~~

11 **SECTION 4.** 941.23 (2) of the statutes is created to read:

12 941.23 (2) (a) Except as provided in par. (b), any person who violates sub. (1)
13 is guilty of a Class A misdemeanor.

14 (b) Any person who violates sub. (1) after having been convicted under this
15 section is guilty of a Class E felony.

16

(END)

Barman, Mike

From: Dsida, Michael
Sent: Monday, October 22, 2001 4:26 PM
To: Barman, Mike
Subject: New LRB no. for LaFave bill

It's LRB-4084. One hitch -- because of a change in the budget, this bill now requires a fiscal estimate. (One was not required when I drafted the LRB3257.) I have already alerted Judy in Rep. LaFave's office of this. I will ask that this get this through editing and typing by the end of the day Tuesday.

Mike Dsida
Legislative Reference Bureau
608/266-9867
michael.dsida@state.legis.wi.us