

2001 DRAFTING REQUEST

Assembly Amendment (AA-AB675)

Received: 01/18/2002

Received By: mdsida

Wanted: As time permits

Identical to LRB:

For: Scott Gunderson (608) 266-3363

By/Representing: Mike

This file may be shown to any legislator: NO

Drafter: mdsida

May Contact:

Addl. Drafters:

Subject: Criminal Law - guns and weapons
Education - miscellaneous

Extra Copies: rlr

Submit via email: YES

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Carrying a concealed weapon in a school zone

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 01/28/2002	jdye 02/04/2002		_____			
	mdsida 01/31/2002			_____			
/1			jfrantze 02/04/2002	_____	lrb_docadmin 02/04/2002	lrb_docadmin 02/04/2002	

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/2	mdsida 02/19/2002	jdyer 02/19/2002	jfrantze 02/19/2002	_____	lrb_docadmin 02/19/2002	lrb_docadmin 02/19/2002	

FE Sent For:

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*PA's
Please send to
Anne in Rep
Sader's office
Thx*

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	mdsida 01/31/2002	<i>2/19 jld</i>					
/1			jfrantze 02/04/2002		lrb_docadmin 02/04/2002	lrb_docadmin 02/04/2002	

*2/19 jld
2/19*

02/04/2002 08:49:00 AM

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Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

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/?	mdsida 01/28/2002	3/4 jld's	7/2/4	3/6 2/4			

FE Sent For:

<END>

~~Permit gun~~

Prohibit conceal carry of firearm in
school zone.

Allow other weapons.

Dsida, Michael

From: Dsida, Michael
Sent: Tuesday, January 29, 2002 2:21 PM
To: Bruhn, Mike
Subject: school zones

Federal law is unclear on this one. The prohibition on possessing a firearm in a school zone doesn't apply if a state licenses people to possess firearms *generally*. It doesn't address CCW provisions.

You could argue that the CCW provisions do license people to carry weapons (albeit only in a certain way). On the other hand, you could also argue that the CCW provisions are not licensing people to carry weapons, since they have that right under current law. Instead, they just provide an exception to the general prohibition on carrying a concealed weapon.

So you could probably go either way on this issue. But if your goal is to be *certain* that the bill is consistent with federal law, you probably should include the prohibition. (Note that in following the safe route, it appears that you would only have to cover firearms. You could still permit people to carry other types of concealed weapons at schools if you wanted to. Thus, if you decide to prohibit carrying a firearm in a school zone, let me know how you want me to treat other weapons.)

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

Dsida, Michael

US v. Taut

From: Dsida, Michael
Sent: Wednesday, January 30, 2002 1:11 PM
To: Bruhn, Mike
Subject: RE: Florida statues re licensees and schools

Do you want me to treat non-firearms in the same way as firearms? (Not required under federal law)

-----Original Message-----

From: Bruhn, Mike
Sent: Wednesday, January 30, 2002 11:01 AM
To: Dsida, Michael
Subject: RE: Florida statues re licensees and schools

No

Well, our thought is that it should be consistent with federal law. That being said, you said that if that is the goal, we should include the prohibition...so, that's the way I'd address it.

-----Original Message-----

From: Dsida, Michael
Sent: Wednesday, January 30, 2002 10:58 AM
To: Bruhn, Mike
Subject: Florida statues re licensees and schools

Florida law appears to permit a licensee to carry a concealed weapon within a school zone (defined under federal law to include any area within 1,000 feet of school grounds) but not into any elementary or secondary school facility itself. Licensees carrying a weapon into a school facility are guilty of a misdemeanor of the second degree, which is punishable by not more than 60 days of imprisonment. Non-licensees who carry a weapon into a school facility are guilty of a felony of the third degree, which is punishable by not more than 5 years of imprisonment.

Mike Dsida



State of Wisconsin
2001 - 2002 LEGISLATURE

LRBa1117/2

MGD:.....

SOON

jld (1)

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~
ASSEMBLY AMENDMENT,
TO 2001 ASSEMBLY BILL 675

1 At the locations indicated, amend the bill[✓] as follows:

2 1. Page 28, line 3: delete that line.

3 2. Page 31, line 6: delete lines 6 to 9 and substitute:

4 "SECTION 15m. 948.61 (3) (f) of the statutes is created to read:

5 948.61 (3) (f) Holds a valid license under s. 175.50[✓] or is authorized under the

6 law of another state to carry a concealed weapon, if the dangerous weapon is a

7 weapon as defined ⁱⁿ under s. 175.50 (1) (h)."[↑]

8 (END)

Plc from Mike

Don't permit other weapons in school zone.



State of Wisconsin
2001 - 2002 LEGISLATURE

LRBa1117A
MGD:jld:jf

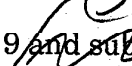
2

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TO 2001 ASSEMBLY BILL 675

Noon
Tues

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7 ~~weapon as defined in s. 175.50 (1) (h)."~~

8 (END)

Emery, Lynn

From: Dsida, Michael
Sent: Tuesday, February 19, 2002 11:59 AM
To: LRB.Legal
Subject: FW: Lost stripes..

can you let me know when the stripes arrive for a1117? thanks.

-----Original Message-----

From: Emerson, Anne
Sent: Tuesday, February 19, 2002 11:56 AM
To: Dsida, Michael
Subject: Lost stripes..

Mike,

I got a call from the page staff, it was addressed to Leg. Council instead of you, but it should be on its way over to you... let me know once you get it.

-----Original Message-----

From: Emerson, Anne
Sent: Tuesday, February 19, 2002 11:33 AM
To: Dsida, Michael
Subject: RE: if you can't find the stripes, I can redraft it as a new amdt

I think it was sent to Leg. Council instead of to you guys.. The pages are looking into it.

-----Original Message-----

From: Dsida, Michael
Sent: Tuesday, February 19, 2002 11:32 AM
To: Emerson, Anne
Subject: if you can't find the stripes, I can redraft it as a new amdt

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