



2009 SENATE BILL 449

January 7, 2010 – Introduced by Senators HOLPERIN, LEHMAN, GROTHMAN, TAYLOR and OLSEN, cosponsored by Representatives HRAYCHUCK, STASKUNAS, KESTELL, SUDER, TURNER, BROOKS, BIES and MURSAU. Referred to Committee on Education.

1 **AN ACT** *to amend* 120.13 (1) (bm) and 120.13 (1) (c) 2m.; and *to create* 120.13
2 (1) (cm) of the statutes; **relating to:** possession of a firearm at school or under
3 the supervision of a school authority.

Analysis by the Legislative Reference Bureau

Under current law, with one exception relating to hunting in a school forest, a public school pupil must be suspended from school if the school district administrator or a principal or teacher designated by the administrator finds that the pupil possessed a firearm while at school or at a school function, and the school board must commence a proceeding to expel the pupil from school for not less than one year.

This bill provides that the above requirements regarding suspension and expulsion do not apply to any of the following:

1. A firearm lawfully stored in a locked vehicle on school property.
2. Possession of a firearm for an activity approved and authorized by a school board if the school board has adopted appropriate safeguards to ensure pupil safety.

The addition of these exceptions makes state law consistent with the federal Gun-Free Schools Act. See 20 USC 7151.

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

4 **SECTION 1.** 120.13 (1) (bm) of the statutes is amended to read:

