

**2011 DRAFTING REQUEST**

**Senate Amendment (SA-SSA1-SB93)**

Received: **05/25/2011**

Received By: **chanaman**

Wanted: **As time permits**

Companion to LRB:

For: **Fred Risser (608) 266-1627**

By/Representing: **Sarah Briganti**

May Contact:

Drafter: **chanaman**

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

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Risser@legis.wisconsin.gov**

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Omnibus #2

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**Instructions:**

No specific instructions given

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**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> |
|--------------|------------------------|-----------------|------------------------|----------------|-----------------------|-----------------------|-----------------|
| /?           |                        |                 |                        |                |                       |                       |                 |
| /P1          | chanaman<br>05/25/2011 |                 |                        | _____          |                       |                       |                 |
| /1           |                        |                 | rschluet<br>05/25/2011 | _____          | mbarman<br>05/25/2011 | mbarman<br>05/25/2011 |                 |

FE Sent For:

<END>

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|--------------|----------------|-----------------|--------------|----------------|------------------|-----------------|-----------------|
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chanaman

1 wj 5/25

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5/25/11

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5/25

FE Sent For:

<END>

**Amendment #2: omnibus of these amendments**

LRB 1142--Allow business owners to exclude carry weapons into business through post and by notifying individuals personally

LRB 1106—prohibits carry in Wisconsin State Capitol and Capitol Park

LRB 1107—prohibits carry in all buildings owned by a political subdivision—town, village, city, county, state government

LRB 1108—prohibits carry in health care facilities, NOTE: chapter 150.84 includes: hospitals nursing homes, CBRFs, county homes, county infirmaries, county mental health facilities, veterans homes, state-run mental health facilities, Centers for Developmentally Disabled, UW Hospital and Clinics, and public health dispensaries

LRB 1109—prohibits carry in school forests; penalty is a class C misdemeanor

LRB 1110—prohibits carry in School Zones; penalty is a class C misdemeanor

LRB 1111—prohibits carry in houses of worship

LRB 1112—prohibits carry in buildings which are used for domestic violence victim services, such as counseling or shelter

LRB 1113—prohibits carry on the grounds or in the buildings of any technical college or university

LRB 1114—prohibits carry in taverns and bars (Class B license holders)

LRB 1116—prohibits carry in child care facilities; if the building is a residence, requires the weapon to be unloaded and securely encased during hours that children are present

LRB 1117—prohibits carry in municipal courtrooms

LRB 1127—prohibits carry in non-profit organizations

LRB 1128—prohibits carry at sports arena, athletic stadium, concert venue, or amusement park

LRB 1129—prohibits carry in any state, county, or municipal park

LRB 1130—prohibits carry in any adult or juvenile correctional institution

LRB 1131—prohibits carry within gaming establishments

LRB 1132—prohibits carry within 1000 ft of a polling place on an election day

LRB 1133--penalty for those who carry in prohibited locations—a class A misdemeanor

LRB 1139—prohibits carry within a school zone

**Amendment #2: omnibus of these amendments**

- ✓ LRB/1142<sup>a</sup>--Allow business owners to exclude carry weapons into business through post and by notifying individuals personally
- ✓ LRB/1106<sup>a</sup>—prohibits carry in Wisconsin State Capitol and Capitol Park
- ✓ LRB/1107<sup>a</sup>—prohibits carry in all buildings owned by a political subdivision—town, village, city, county, state government
- ✓ LRB/1108<sup>a</sup>—prohibits carry in health care facilities, NOTE: chapter 150.84 includes: hospitals nursing homes, CBRFs, county homes, county infirmaries, county mental health facilities, veterans homes, state-run mental health facilities, Centers for Developmentally Disabled, UW Hospital and Clinics, and public health dispensaries
- ✓ LRB/1109<sup>a</sup>—prohibits carry in school forests; penalty is a class C misdemeanor
- ✓ LRB/1110<sup>a</sup>—prohibits carry in School Zones; penalty is a class C misdemeanor
- ✓ LRB/1111<sup>a</sup>—prohibits carry in houses of worship
- ✓ LRB/1112<sup>a</sup>—prohibits carry in buildings which are used for domestic violence victim services, such as counseling or shelter
- ✓ LRB/1113<sup>a</sup>—prohibits carry on the grounds or in the buildings of any technical college or university
- ✓ LRB/1114<sup>a</sup>—prohibits carry in taverns and bars (Class B license holders)
- ✓ LRB/1116<sup>a</sup>—prohibits carry in child care facilities; if the building is a residence, requires the weapon to be unloaded and securely encased during hours that children are present
- ✓ LRB/1117<sup>a</sup>—prohibits carry in municipal courtrooms
- ✓ LRB/1127<sup>a</sup>—prohibits carry in non-profit organizations
- ✓ LRB/1128<sup>a</sup>—prohibits carry at sports arena, athletic stadium, concert venue, or amusement park
- ✓ LRB/1129<sup>a</sup>—prohibits carry in any state, county, or municipal park
- ✓ LRB/1130<sup>a</sup>—prohibits carry in any adult or juvenile correctional institution
- ✓ LRB/1131<sup>a</sup>—prohibits carry within gaming establishments
- ✓ LRB/1132<sup>a</sup>—prohibits carry within 1000 ft of a polling place on an election day
- ✓ LRB/1133<sup>a</sup>---penalty for those who carry in prohibited locations—a class A misdemeanor
- ✓ LRB/1139<sup>a</sup>—prohibits carry within a school zone



# State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

## **RESEARCH APPENDIX -** **PLEASE DO NOT REMOVE FROM DRAFTING FILE**

Date Transfer Requested: 05/25/2011 (Per: CMH)

A ☞ The 2011 drafting file for  
LRBa1106

B ☞ The 2011 drafting file for  
LRBa1107

C ☞ The 2011 drafting file for  
LRBa1108

D ☞ The 2011 drafting file for  
LRBa1109

E ☞ The 2011 drafting file for  
LRBa1110

F ☞ The 2011 drafting file for  
LRBa1111

G ☞ The 2011 drafting file for  
LRBa1112

H ☞ The 2011 drafting file for  
LRBa1113

I ☞ The 2011 drafting file for  
LRBa1114

J ☞ The 2011 drafting file for  
LRBa1116

K ☞ The 2011 drafting file for  
LRBa1117

L ☞ The 2011 drafting file for  
LRBa1127

M ☞ The 2011 drafting file for  
LRBa1128

N ☞ The 2011 drafting file for  
LRBa1129

O ☞ The 2011 drafting file for  
LRBa1130

P ☞ The 2011 drafting file for  
LRBa1131

Q ☞ The 2011 drafting file for  
LRBa1132

R ☞ The 2011 drafting file for  
LRBa1133

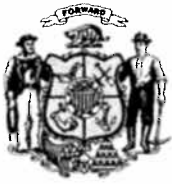
S ☞ The 2011 drafting file for  
LRBa1139

T ☞ The 2011 drafting file for  
LRBa1142

☞ Compile Draft – Appendix \_\_\_\_

has been copied/added to the drafting file for

**2011 LRBa1147** (SA2-SSA1-SB93)



Now

cmh  
RMNR

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**  
**SENATE AMENDMENT ,**  
**TO SENATE SUBSTITUTE AMENDMENT 1,**  
**TO 2011 SENATE BILL 93**

LPS: Please  
Suppress  
burning  
dots.

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 √ **\*a1110/1.1\*1.** Page 11, line 22: delete “Except as provided in s. 948.605 (2) (b)
- 3 1r., the” and substitute “The”.
- 4 √ **\*a1110/1.2\*2.** Page 12, line 1: delete lines 1 and 2.
- 5 √ **\*a1110/1.3\*3.** Page 14, line 14: delete “(b)”.
- 6 √ **\*a1133/1.1\*4.** Page 29, line 9: delete “Class C” and substitute “Class A”.
- 7 ↓ **\*a1130/1.1\*5.** Page 29, line 12: after that line insert:
- 8 “2m. Any building or part of a building that is used for correctional services for
- 9 adults or juveniles or for treatment services for persons who are involuntarily
- 10 committed.”.

1 Please fix comp.

before "insert"

STET

1 ~~4~~ \*a1117/1.1\*6. Page 29, line 13: after ~~insert~~ "municipal courtroom" or  
2 a".

3 ✓ \*a1106/1.1\*7. Page 29, line 14: after that line insert:

4 "5. The state capitol building or the state capitol park."

5 \*a1107/1.1\*8. Page 29, line 14: after that line insert:

6 ~~5~~ Any building or portion of a building that is owned, occupied, or controlled  
7 by the state or any political subdivision of the state."

8 \*a1108/1.1\*9. Page 29, line 14: after that line insert:

9 ~~4~~ A clinic or office that is used by a physician licensed under ch. 448 or a  
10 building or portion of a building used by a health care facility, as defined in s. 150.84  
11 (2)."

12 \*a1111/1.1\*10. Page 29, line 14: after that line insert:

13 ~~6~~ Any church, synagogue, mosque, or other building, structure, or place  
14 primarily used for religious worship or another religious purpose."

15 \*a1112/1.1\*11. Page 29, line 14: after that line insert:

16 ~~9~~ A building or any portion of a building that is used for a domestic violence  
17 victim services program or by an organization that provides a safe haven for victims  
18 of domestic violence."

19 \*a1113/1.1\*12. Page 29, line 14: after that line insert:

20 ~~10~~ A place that is on the grounds of a University of Wisconsin institution or  
21 extension, a private college or university, or a technical college district."

22 \*a1114/1.1\*13. Page 29, line 14: after that line insert:

1 <sup>110</sup> 5. Any premises for which a Class "B" or "Class B" license or permit has been  
 2 issued under ch. 125."

3 **\*a1116/1.1\*14.** Page 29, line 14: after that line insert:

4 <sup>110</sup> 5. Any building or part of a building that is used to provide child care services,  
 5 except that, if the building is a residence and the owner is a licensee, any weapon  
 6 must be unloaded and securely locked or encased during the hours in which children  
 7 are present for the child care services."

8 **\*a1127/1.1\*15.** Page 29, line 14: after that line insert:

9 <sup>130</sup> 5. Any building or part of a building that is used as a nonprofit organization  
 10 as described in section 501 (c) of the Internal Revenue Code."

11 **\*a1128/1.1\*16.** Page 29, line 14: after that line insert:

12 <sup>140</sup> 5. Any venue, or stadium at which public sporting events or public concerts  
 13 are held or any amusement park, except that if an event related to firearms is taking  
 14 place and the weapon is being used at the event."

15 **\*a1129/1.1\*17.** Page 29, line 14: after that line insert:

16 <sup>15</sup> 5. Any place that is a state, county, or municipal park."

17 **\*a1131/1.1\*18.** Page 29, line 14: after that line insert:

18 <sup>16</sup> 5. Any building or part of a building where bingo or a raffle under ch. 563 is  
 19 conducted, where a lottery under ch. 565 is conducted, or where a race under ch. 562  
 20 is conducted."

21 **\*a1132/1.1\*19.** Page 29, line 14: after that line insert:

22 <sup>17</sup> 5. Any place that is within 1,000 feet of a polling place on an election day."

23 **\*a1113/1.2\*20.** Page 29, line 17: after "(a)" insert 110

except a location under  
 par. (a) 100



1       √ **\*a1117/1.2\*21.** Page 29, line 18: on lines 18 and 21, after “courthouse” insert  
2 “or courtroom”.

3       √ **\*a1114/1.2\*22.** Page 29, line 22: after that line insert:

4           “4. A weapon on the premises described under par. (a) <sup>110</sup> if the individual  
5 carrying the weapon is the licensee, owner, or manager of the premises, or any  
6 employee or agent authorized to possess a weapon by the licensee, owner, or manager  
7 of the premises.”.

8       √ **\*a1142/1.1\*23.** Page 30, line 2: after that line insert:

9           “(am) For the purposes of par. (a), an employer has notified an employee of the  
10 prohibition if the employer posts a sign in a prominent place so that an employee can  
11 reasonably be expected to see the sign or if the employer notifies the employee  
12 personally.”.

13       √ **\*a1113/1.3\*24.** Page 30, line 22: delete lines 22 to 24.

14       **\*a1107/1.2\*25.** Page 31, line 24: delete the material beginning with that line  
15 and ending with page 32, line 6.

16       **\*a1107/1.3\*26.** Page 33, line 7: delete lines 7 to 12.

17       **\*a1110/1.4\*27.** Page 35, line 13: delete that line.

18       **\*a1139/1.1\*28.** Page 35, line 14: delete lines 14 to 19.

19       **\*a1109/1.1\*29.** Page 35, line 17: before “Any individual” insert “Any  
20 individual who knowingly possesses a firearm at a place that the individual knows,  
21 or has reasonable cause to believe, is in a school forest is guilty of a Class C  
22 misdemeanor.”.

1

**\*a1110/1.5\*30.** Page 35, line 19: delete "is subject to a Class B forfeiture" and substitute "is guilty of a Class C misdemeanor".

2

3

**\*a1110/1.6\*31.** Page 35, line 20: delete the material beginning with that line and ending with page 36, line 12. 13

4

5

(END)