



1995 ASSEMBLY BILL 876

February 13, 1996 - Introduced by Representatives JOHNSRUD, GOETSCH, DUFF, ZIEGELBAUER, PLACHE, FOTI, HANDRICK, LEHMAN, OTT, OLSEN, BRANDEMUEHL, URBAN, GRONEMUS, POWERS, ALBERS, BOYLE, KREIBICH, LADWIG, FREESE, VRAKAS, AINSWORTH, HAHN, HARS DORF, F. LASEE, KAUFERT and PROSSER, cosponsored by Senators DARLING, RUDE, BUETTNER and ROSENZWEIG, by request of Governor Tommy G. Thompson. Referred to Committee on Criminal Justice and Corrections.

1 **AN ACT to create** 941.232 of the statutes; **relating to:** carrying or displaying a
2 firearm and providing a penalty.

Analysis by the Legislative Reference Bureau

Current law prohibits, with certain exceptions, going armed with a firearm in a building owned or leased by the state or any political subdivision of the state, on any premises (such as a tavern) that has a license or permit to sell alcohol beverages for consumption on those premises, or in or on the grounds of a school or within 1,000 feet of the grounds of a school.

This bill prohibits a person from carrying or displaying a firearm in a manner that could reasonably be expected to alarm, intimidate, threaten or terrify another person. A person who violates this prohibition may be fined not more than \$1,000 or imprisoned for not more than 90 days or both. The bill provides exceptions to the prohibition for peace officers, correctional officers and armed forces personnel who are acting the discharge of their official duties. In addition, the bill provides that the prohibition does not apply to any of the following: 1) a person who is on his or her own real property, in his or her own home or at his or her own fixed place of business; or 2) a person who is on real property and acting with the consent of the owner of that property.

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

3 **SECTION 1.** 941.232 of the statutes is created to read:
4 **941.232 Restrictions on use of firearm.** (1) Whoever carries or displays a
5 firearm in a manner that could reasonably be expected to alarm, intimidate, threaten
6 or terrify another person is guilty of a Class B misdemeanor.

1 (2) Subsection (1) does not apply to any of the following:

2 (a) A peace officer acting in the discharge of his or her official duties.

3 (b) A member of the U.S. armed forces or national guard acting in the discharge
4 of his or her official duties.

5 (c) A correctional officer, as defined in s. 941.237 (1) (b), acting in the discharge
6 of his or her official duties.

7 (d) Any person who is on his or her own real property, in his or her own home
8 or at his or her own fixed place of business.

9 (e) Any person who is on real property and acting with the consent of the owner
10 of that property.

11 (END)