



State of Wisconsin
2021 - 2022 LEGISLATURE

LRB-4129/1
CMH:emw

2021 ASSEMBLY BILL 495

August 4, 2021 - Introduced by Representatives BROOKS, ARMSTRONG, BEHNKE, BRANDTJEN, CALLAHAN, CABRAL-GUEVARA, DITTRICH, GUNDRUM, HORLACHER, KNODL, MOSES, MURPHY, SCHRAA, TITTL and WICHGERS, cosponsored by Senators JACQUE, BALLWEG, FELZKOWSKI, NASS and WANGGAARD. Referred to Committee on Criminal Justice and Public Safety.

1 **AN ACT** *to renumber and amend* 948.605 (2) (a) and 948.605 (2) (b) 1r.; *to*
2 *amend* 175.60 (2g) (a) and 175.60 (5) (a) 6.; and *to create* 948.605 (1) (ai) and
3 (ap) of the statutes; **relating to:** possession of a firearm in a vehicle on school
4 grounds by a person with a license to carry a concealed weapon.

Analysis by the Legislative Reference Bureau

Under current law, a person is generally prohibited from possessing a firearm on the grounds of a school. A person who violates the prohibition is guilty of a Class I felony. Under this bill, a person who has a license to carry a concealed weapon may possess a firearm in a vehicle on the grounds of a school.

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

5 **SECTION 1.** 175.60 (2g) (a) of the statutes is amended to read:
6 175.60 **(2g)** (a) A licensee or an out-of-state licensee may carry a concealed
7 weapon anywhere in this state except as provided under subs. (15m) and (16) and ss.
8 s. 943.13 (1m) (c) and, subject to s. 948.605 (2) (c), s. 948.605 (2) (b) 1r. (a) 1.

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1 **SECTION 2.** 175.60 (5) (a) 6. of the statutes is amended to read:

2 175.60 (5) (a) 6. A statement of the places under sub. (16) where a licensee is
3 prohibited from carrying a weapon, as well as an explanation of the provisions under
4 sub. (15m) and ss. 943.13 (1m) (c) and 948.605 (2) (b) ~~1r.~~ that could limit the places
5 where the licensee may carry a weapon, with a place for the applicant to sign his or
6 her name to indicate that he or she has read and understands the statement.

7 **SECTION 3.** 948.605 (1) (ai) and (ap) of the statutes are created to read:

8 948.605 (1) (ai) "Licensee" has the meaning given in s. 175.60 (1) (d).

9 (ap) "Out-of-state licensee" has the meaning given in s. 175.60 (1) (g).

10 **SECTION 4.** 948.605 (2) (a) of the statutes is renumbered 948.605 (2) (a) 1. and
11 amended to read:

12 948.605 (2) (a) 1. Any individual who knowingly possesses a firearm at a place
13 that the individual knows, or has reasonable cause to believe, is in or on the grounds
14 of a school is guilty of a Class I felony.

15 2. Any individual who knowingly possesses a firearm at a place that the
16 individual knows, or has reasonable cause to believe, is within 1,000 feet of the
17 grounds of a school is subject to a Class B forfeiture.

18 **SECTION 5.** 948.605 (2) (b) 1r. of the statutes is renumbered 948.605 (2) (c) and
19 amended to read:

20 948.605 (2) (c) ~~Except if the person is in or on the grounds of a school, Paragraph~~
21 (a) 1. does not apply to a firearm, whether loaded or unloaded, that is possessed by
22 a licensee, as defined in s. 175.60 (1) (d), or an out-of-state licensee, as defined in s.
23 175.60 (1) (g) if the firearm is in a motor vehicle and, if the licensee or out-of-state

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1 licensee leaves the motor vehicle, the motor vehicle is locked and the firearm is not
2 visible. Paragraph (a) 2. does not apply to a licensee or an out-of-state licensee.

3 (END)