



State of Wisconsin
2015 - 2016 LEGISLATURE

LRB-3624/1
CMH:amn

2015 SENATE BILL 365

October 29, 2015 – Introduced by Senators HARRIS DODD, MILLER and C. LARSON, cosponsored by Representatives C. TAYLOR, SARGENT, BERCEAU, BARNES, JOHNSON, SINICKI, BILLINGS, KESSLER, BROSTOFF, SUBECK, BOWEN, YOUNG, POPE and CONSIDINE. Referred to Committee on Judiciary and Public Safety.

1 **AN ACT** *to repeal* 943.13 (1m) (c) 5.; *to amend* 175.60 (2g) (a), 938.78 (3) and
2 943.13 (2) (bm) 2. am.; and *to create* 941.238 of the statutes; **relating to:** going
3 armed with a dangerous weapon at a college or university and providing a
4 criminal penalty.

Analysis by the Legislative Reference Bureau

This bill prohibits a person from carrying a dangerous weapon on a university or college campus. A person who violates the prohibition is guilty of a Class I felony.

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.
8 941.238 (1), 943.13 (1m) (c), and 948.605 (2) (b) 1r.

9 **SECTION 2.** 938.78 (3) of the statutes is amended to read:

SENATE BILL 365**SECTION 2**

1 938.78 (3) RELEASE OF INFORMATION WHEN ESCAPE OR ABSENCE; RULES. If a juvenile
2 adjudged delinquent under s. 48.12, 1993 stats., or s. 938.12 or found to be in need
3 of protection or services under s. 48.13 (12), 1993 stats., or s. 48.13 (14), 1993 stats.,
4 or s. 938.13 (12) or (14) on the basis of a violation of s. 943.23 (1m) or (1r), 1999 stats.,
5 or s. 941.10, 941.11, 941.20, 941.21, 941.23, 941.235, 941.237, 941.238, 941.24,
6 941.26, 941.28, 941.295, 941.298, 941.30, 941.31, 941.32, 941.325, 943.02, 943.03,
7 943.04, 943.10 (2) (a), 943.23 (1g), 943.32 (2), 948.02, 948.025, 948.03, 948.05,
8 948.055, 948.085 (2), 948.60, 948.605, or 948.61 or any crime specified in ch. 940 has
9 escaped from a juvenile correctional facility, residential care center for children and
10 youth, inpatient facility, as defined in s. 51.01 (10), juvenile detention facility, or
11 juvenile portion of a county jail, or from the custody of a peace officer or a guard of
12 such a facility, center, or jail, or has been allowed to leave a juvenile correctional
13 facility, residential care center for children and youth, inpatient facility, juvenile
14 detention facility, or juvenile portion of a county jail for a specified time period and
15 is absent from the facility, center, home, or jail for more than 12 hours after the
16 expiration of the specified period, the department or county department having
17 supervision over the juvenile may release the juvenile's name and any information
18 about the juvenile that is necessary for the protection of the public or to secure the
19 juvenile's return to the facility, center, home, or jail. The department shall
20 promulgate rules establishing guidelines for the release of the juvenile's name or
21 information about the juvenile to the public.

22 **SECTION 3.** 941.238 of the statutes is created to read:

23 **941.238 Carrying a dangerous weapon on college campuses. (1)**

24 Whoever intentionally goes armed with a dangerous weapon in any building or
25 facility on the grounds of a university or college or intentionally goes armed with a

SENATE BILL 365

1 dangerous weapon on the grounds of a university or college is guilty of a Class I
2 felony.

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

4 (a) A law enforcement officer who is acting in his or her official capacity.

5 (b) A member of the U.S. armed forces or national guard going armed while in
6 the line of duty.

7 (c) An individual who is going armed with a dangerous weapon as part of a
8 program approved by the college or university in which the individual is
9 participating.

10 **SECTION 4.** 943.13 (1m) (c) 5. of the statutes is repealed.

11 **SECTION 5.** 943.13 (2) (bm) 2. am. of the statutes is amended to read:

12 943.13 **(2)** (bm) 2. am. For the purposes of sub. (1m) (c) 2., and 4., and ~~5.~~, an
13 owner or occupant of a part of a nonresidential building, or the state or a local
14 governmental unit, ~~or a university or a college~~ has notified an individual not to enter
15 or remain in a part of the building while carrying a firearm or with a particular type
16 of firearm if the owner, occupant, state, or local governmental unit, ~~university, or~~
17 ~~college~~ has posted a sign that is located in a prominent place near all of the entrances
18 to the part of the building to which the restriction applies and any individual
19 entering the building can be reasonably expected to see the sign.

20

(END)