



## Agenda Item Report

**Meeting Type:** Committee of the Whole

**Meeting Date:** November 19, 2024

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**Item Title:** Consideration and discussion regarding posting city buildings prohibiting firearms

**Submitted By:** Matt Amundson, City Administrator

### Detailed Description of Subject Matter:

There has been recent discussion by City staff, including myself, why our public buildings aren't posted prohibiting firearms. The current state law reads:

#### State Law 941.235 Carrying firearm in public building

(1) Any person who goes armed with a **firearm** in any **building** owned or leased by the state or any political subdivision of the state is guilty of a Class A misdemeanor.

(2) This section does not apply to any of the following:

(a) Peace officers or armed forces or military personnel who go armed in the line of duty or to any person duly authorized by the chief of police of any city, village or town, the chief of the capitol police, or the sheriff of any county to possess a **firearm** in any **building** under sub. (1). Notwithstanding s. [939.22 \(22\)](#), for purposes of this paragraph, peace officer does not include a commission warden who is not a state-certified commission warden.

(c) A qualified out-of-state law enforcement officer, as defined in s. [941.23 \(1\) \(g\)](#), to whom s. [941.23 \(2\) \(b\) 1.](#) to [3.](#) applies.

(d) A former officer, as defined in s. [941.23 \(1\) \(c\)](#), to whom s. [941.23 \(2\) \(c\) 1.](#) to [7.](#) applies.

(e) A licensee, as defined in s. [175.60 \(1\) \(d\)](#), or an out-of-state licensee, as defined in s. [175.60 \(1\) \(g\)](#).

The City Ordinance drafted after the update in State Law reads:

*No person shall carry a concealed or unconcealed firearm into any building owned, occupied or controlled by the city where the city has notified the person in writing not to enter or remain in any part of the building while carrying a firearm, which notice complies with Wis. Stats. § 943.13(2). A "firearm" means a weapon that acts by force of gunpowder.*

### List all Supporting Documentation Attached:

n/a

### Action Requested of Council:

Discussion regarding whether the local ordinance should be revised to follow state law and have public building posted to prohibit firearms.