

## HOUSE BILL NO. HB0125

Repeal gun free zones and preemption amendments.

Sponsored by: Representative(s) Haroldson, Bear, Hornok, Knapp, Neiman, Ottman, Penn, Rodriguez-Williams, Smith, Strock, Ward and Winter and Senator(s) Boner and Ide

A BILL

for

1 AN ACT relating to concealed weapons; repealing gun free  
2 zones; providing for the carrying of concealed weapons as  
3 specified; creating a criminal offense for prohibiting  
4 entry to a person carrying a concealed weapon as specified;  
5 clarifying that only the state legislature may regulate  
6 firearms, weapons and ammunition; providing for an  
7 exception; amending a definition; requiring rulemaking; and  
8 providing for an effective date.

9

10 *Be It Enacted by the Legislature of the State of Wyoming:*

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12 **Section 1.** W.S. 6-8-105 is created to read:

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1           **6-8-105. Exceptions for state issued concealed carry**  
2 **permits; penalty.**

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4           (a) This section shall be known as and may be cited  
5 as the "Wyoming Repeal Gun Free Zones Act."

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7           (b) Persons lawfully carrying concealed weapons in  
8 Wyoming under W.S. 6-8-104(a)(ii) through (iv) may carry a  
9 concealed weapon in the following places:

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11                   (i) Any meeting of a governmental entity;

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13                   (ii) Any meeting of the legislature or a  
14 committee thereof.

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16           (c) Persons lawfully carrying concealed weapons in  
17 Wyoming under W.S. 6-8-104(a)(ii) may carry a concealed  
18 weapon in the following places:

19

20                   (i) Any public school, public college or  
21 university or professional athletic event taking place on  
22 public property;

23

1           (ii) Any public elementary or secondary school  
2 facility;

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4           (iii) Any public college or university facility.

5  
6           (d) Nothing in this section shall be construed to:

7  
8           (i) Allow the carrying of a concealed weapon  
9 where otherwise prohibited under W.S. 6-8-104(t);

10  
11           (ii) Prohibit a private property owner from  
12 restricting firearms on his private property.

13  
14           (e) Any person who prohibits entry to another person  
15 lawfully carrying a concealed weapon into a place  
16 authorized pursuant to subsections (b) or (c) of this  
17 section, unless otherwise prohibited under subsection (d)  
18 of this section, when the person would otherwise be  
19 permitted entry is guilty of a misdemeanor punishable by  
20 imprisonment for not more than one (1) year, a fine of not  
21 more than two thousand dollars (\$2,000.00), or both.

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1           **Section 2.** W.S. 6-8-104(t)(ix), 6-8-401(c) and  
2 6-8-403(a)(vii) are amended to read:

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4           **6-8-104. Wearing or carrying concealed weapons;**  
5 **penalties; exceptions; permits.**

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7           (t) No person authorized to carry a concealed weapon  
8 pursuant to paragraphs (a)(ii) through (iv) of this section  
9 shall carry a concealed firearm into:

10

11           (ix) Any elementary or secondary school  
12 facility, ~~except as provided in W.S. 21-3-132~~ in which the  
13 person is enrolled as a student;

14

15           **6-8-401. Firearm, weapon and ammunition regulation**  
16 **and prohibition by state.**

17

18           (c) The sale, transfer, purchase, delivery, taxation,  
19 manufacture, ownership, transportation, storage, use and  
20 possession of firearms, weapons and ammunition shall be  
21 authorized, regulated and prohibited by the state, and  
22 regulation thereof is preempted by the legislature of the  
23 state of Wyoming. Except as authorized by W.S.

1 15-1-103(a)(xviii) and ~~21-3-132~~23-1-302, no state agency  
2 or entity, city, town, county, political subdivision or any  
3 other entity shall authorize, regulate or prohibit the  
4 sale, transfer, purchase, delivery, taxation, manufacture,  
5 ownership, transportation, storage, use, carrying or  
6 possession of firearms, weapons, accessories, components or  
7 ammunition except as specifically provided by this chapter.  
8 This section shall not affect zoning or other ordinances  
9 which encompass firearms businesses along with other  
10 businesses. Zoning and other ordinances which are designed  
11 for the purpose of restricting or prohibiting the sale,  
12 purchase, transfer or manufacture of firearms or ammunition  
13 as a method of regulating firearms or ammunition are in  
14 conflict with this section and are prohibited.

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16 **6-8-403. Definitions.**

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18 (a) As used in this act:

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20 (vii) "This act" means W.S. ~~6-8-401~~6-8-402  
21 through 6-8-406;

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