



HB0125

Repeal gun free zones and preemption amendments.

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

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

2/7/2024 Bill Number Assigned
2/9/2024 H Received for Introduction
2/14/2024 H Introduced and Referred to H01 - Judiciary 53-7-2-0-0

ROLL CALL

Ayes: Representative(s) Allemand, Allred, Andrew, Banks, Bear, Berger, Brown, Burkhart, Jr, Byron, Chadwick, Clouston, Conrad, Crago, Davis, Eklund, Haroldson, Harshman, Heiner, Hornok, Jennings, Knapp, Larsen, Lloyd, Larson, Jt, Lawley, Locke, Neiman, Newsome, Niemiec, Northrup, Oakley, Obermueller, O'hearn, Olsen, Ottman, Pendergraft, Penn, Rodriguez-Williams, Singh, Slagle, Smith, Speaker Sommers, Stith, Strock, Styvar, Tarver, Trujillo, Ward, Washut, Western, Winter, Wylie, Zwonitzer, Dan, Zwonitzer, Dave

Nays: Representative(s) Chestek, Henderson, Nicholas, Provenza, Sherwood, Storer, Yin

Excused: Representative(s) Angelos, Walters

Ayes 53 **Nays** 7 **Excused** 2 **Absent** 0 **Conflicts** 0

2/22/2024 H01 - Judiciary:Recommend Amend and Do Pass 7-2-0-0-0

ROLL CALL

Ayes: Representative(s) Crago, Haroldson, Jennings, Niemiec, Oakley, Rodriguez-Williams, Washut

Nays: Representative(s) Chestek, Provenza

Ayes 7 **Nays** 2 **Excused** 0 **Absent** 0 **Conflicts** 0

2/22/2024 H Placed on General File

HB0125HS001/ADOPTED

Page 2-line 21 Delete "or professional".

Page 2-line 22 After "property" insert "that does not sell alcoholic beverages".

Page 3-after line 12 Insert and renumber as necessary:

"(iii) Allow the carrying of a concealed weapon into facilities where otherwise prohibited by law."

Page 3-line 14 After "person who" insert "knowingly"; after "another person" insert "for". WASHUT, CHAIRMAN

HB0125HW001/ADOPTED

(CORRECTED CORRECTED COPY)

Page 1-line 6

Delete "an".

Page 1-line 7

Delete "exception" and insert "exceptions".

Page 3-after line 12

In the House standing committee amendment (HB0125HS001/A) to this line, after "prohibited by law" insert ";

(iv) Allow the carrying of a concealed weapon within state agency operated health and human services settings or health and human services facilities that are licensed by the department of family services;

(v) Allow the carrying of a concealed weapon within any facility where explosive or volatile materials are present". HAROLDSON

HB0125HW002/FAILED

Page 1-line 7

After "rulemaking;" insert "authorizing adoption of policies by school districts as specified;".

Page 2-line 16

After "(c)" insert "Subject to subsection (f) of this section,".

Page 3-after line 21

Insert:

"(f) The board of trustees in each school district may adopt rules and regulations regulating the possession of firearms by persons possessing a valid concealed permit under W.S. 6-8-104(a)(ii) on or in any property or facility owned or leased by the school district.". NEWSOME

HB0125HW003/WITHDRAWN

2/23/2024 H COW:Passed

HB0125H2001/WITHDRAWN

HB0125H2002/FAILED

Page 2-line 22

In the House standing committee amendment (HB0125HS001/A) to this line, after "beverages" insert "if the public school, public college or university authorizes persons to carry concealed weapons at the athletic event. Any persons authorized to carry concealed weapons at the athletic event shall comply with all rules, regulations and policies established by the public school, public college or university regarding carrying concealed weapons".

Page 3-line 2

After "facility" insert "if the public elementary or secondary school authorizes persons to carry concealed weapons in the facility. Any persons authorized to carry concealed weapons in the facility shall comply with all rules, regulations and policies established by the public elementary or secondary school regarding carrying concealed weapons".

Page 3-line 4

After "facility" insert "if the public college or university authorizes persons to carry concealed

weapons in the facility. Any persons authorized to carry concealed weapons in the facility shall comply with all rules, regulations and policies established by the public college or university regarding carrying concealed weapons".

Page 3-after line 12 In the Haroldson Committee of the Whole amendment (HB0125HW001/ACC) to this line, after paragraph (d)(v) created by that amendment, insert and renumber as necessary:

"(vi) Prohibit any public elementary school, secondary school, college or university from prohibiting or restricting the carrying of firearms, including the carrying of concealed weapons, on the premises of or in any facility of the public elementary school, secondary school, college or university."

Page 4-line 23 After "W.S." insert "6-8-105". SOMMERS

ROLL CALL

Ayes: Representative(s) Allred, Berger, Byron, Chadwick, Chestek, Clouston, Harshman, Henderson, Nicholas, Northrup, Obermueller, Provenza, Sherwood, Speaker Sommers, Storer, Walters, Yin, Zwonitzer, Dan, Zwonitzer, Dave

Nays: Representative(s) Allemand, Andrew, Angelos, Banks, Bear, Brown, Burkhart, Jr, Conrad, Crago, Davis, Eklund, Haroldson, Heiner, Hornok, Jennings, Knapp, Larsen, Lloyd, Larson, Jt, Lawley, Locke, Neiman, Newsome, Niemiec, Oakley, O'hearn, Olsen, Ottman, Pendergraft, Penn, Rodriguez-Williams, Singh, Slagle, Smith, Stith, Strock, Styvar, Tarver, Trujillo, Ward, Washut, Western, Winter, Wylie

Ayes 19 **Nays** 43 **Excused** 0 **Absent** 0 **Conflicts** 0

HB0125H2003/FAILED

Page 3-after line 12 In the Haroldson Committee of the Whole amendment (HB0125HW001/ACC) to this line, after "present" insert and renumber as necessary:

"(vi) Prohibit the board of trustees in each hospital and memorial hospital district from adopting rules, in consultation with local law enforcement if necessary, to prohibit the possession or carrying of firearms by all persons except peace officers on or in any property or facility owned or leased by the hospital or memorial hospital district. Any rules adopted under this paragraph prohibiting the possession or carrying of firearms shall apply to all employees, patients, visitors and other persons except peace officers."

Page 4-line 23 After "W.S." insert "6-8-105". YIN

HB0125H2004/FAILED

Page 4-line 2 After "6-8-104(t)(ix)" insert "and by creating a new paragraph (xii)".

Page 4-after line 13 Insert:

"(xii) Any public school district facility, including any elementary or secondary facility, if the school district board of trustees adopted policies pursuant to W.S. 21-3-132 authorizing school district employees to possess firearms. If a board of trustees adopts policies pursuant to W.S. 21-3-132,

employees shall be authorized to carry firearms only in accordance with those polices. Any citizen wishing to carry a concealed weapon shall notify the school district superintendent."

Page 5-line 1 Strike "and" and insert " "; reinsert stricken "21-3-132" and insert "and".

Page 6-line 2 Delete "and 21-3-132 are" and insert "is". NEWSOME

2/26/2024 H 2nd Reading:Passed

HB0125H3001/WITHDRAWN

HB0125H3002/FAILED

Page 1-line 7 After "rulemaking;" insert "authorizing hospitals to adopt policies as specified;".

Page 2-line 16 After "(c)" insert "Subject to subsection (f) of this section,".

Page 3-after line 21 Insert:

"(f) The board of trustees of each hospital may adopt rules, policies and procedures regulating the possession of firearms by persons possessing a valid concealed permit under W.S. 6-8-104(a)(ii) on or in any property or facility owned or leased by the hospital.". ZWONITZER, DN

HB0125H3003/ADOPTED

Page 3-after line 12 In the Haroldson Committee of the Whole amendment (HB0125HW001/ACC) to these lines, in paragraph (iv) created by that amendment, after "human services settings" delete "or" and insert ","; after "family services" insert "or health and human services facilities that are certified by the behavioral health division of the department of health to provide residential services".

Page 4-line 12 Delete "in which" and insert "if".

Page 4-line 13 After "student" insert "at any elementary or secondary school". HAROLDSON, HARSHMAN

HB0125H3004/ADOPTED

Page 3-after line 12 Insert and renumber as necessary:

"(iii) Prohibit a governmental entity from prohibiting the open carry, display or wearing of a firearm into a meeting of that governmental entity.". WASHUT

HB0125H3005/FAILED

Page 4-line 2 After "6-8-104(t)(ix)" insert "and by creating a new paragraph (xii)".

Page 4-after line 13 Insert:

"(xii) Any public school district facility, including any elementary or secondary facility, if the school district board of trustees adopted policies

pursuant to W.S. 21-3-132 authorizing school district employees to possess firearms. If a board of trustees adopts policies pursuant to W.S. 21-3-132, employees shall be authorized to carry firearms only in accordance with those polices. Any citizen wishing to carry a concealed weapon in any public school district facility, if the school district board of trustees adopted policies pursuant to W.S. 21-3-132, shall notify the school district superintendent."

Page 5-line 1 Strike "and" and insert "."; reinsert stricken "21-3-132" and insert "and".

Page 6-line 2 Delete "and 21-3-132 are" and insert "is". NEWSOME, CLOUSTON, LARSEN, L

HB0125H3006/ADOPTED

Page 3-after line 21 Insert:

"(f) The board of trustees in each school district may adopt rules and regulations to govern employees lawfully carrying concealed weapons in Wyoming under W.S. 6-8-104 on or in any property or facility owned or leased by the school district. Any rules and regulations adopted under this subsection shall only apply to persons who are employees, as defined by subsection (g) of this section. The rules under this subsection shall:

(i) Require any person carrying a firearm pursuant to this section to maintain the firearm on his person at all times or in a concealed biometric container or lock box within the direct control of the individual at all times;

(ii) Establish ongoing training requirements, curricula and instructor qualifications, subject to approval by local law enforcement, including:

(A) An initial course of training comprised of not less than sixteen (16) hours of live fire handgun training, and eight (8) hours of scenario based training using nonlethal training, firearms and ammunition; and

(B) Annual firearm qualification and documented recurrent training of not less than twelve (12) hours with an approved instructor.

(g) For purposes of subsection (f) of this section, "employee" means any person employed by a school district, including but not limited to, superintendents, assistant superintendents, principals, assistant principals, teachers, guidance counselors, librarians, teacher's aids, coaches, business managers, secretaries or administrative assistants, janitors, bus drivers or other employees of a school district.

(h) The board of trustees in any school district may waive all or part of the training requirements of subsection (f)(ii) of this section for isolated rural schools and employees in those schools.". HAROLDSON

2/27/2024 H 3rd Reading:Passed 54-7-1-0-0

ROLL CALL

Ayes: Representative(s) Allemand, Allred, Andrew, Angelos, Banks, Bear, Berger, Brown, Byron, Chadwick, Clouston, Conrad, Crago, Davis, Eklund, Haroldson, Harshman, Heiner, Hornok, Jennings, Knapp, Larsen, Lloyd, Larson, Jt, Lawley, Locke, Neiman, Newsome, Niemiec, Northrup, Oakley, Obermueller, O'hearn, Olsen, Ottman, Pendergraft, Penn, Rodriguez-Williams, Singh, Slagle,

Smith, Speaker Sommers, Stith, Strock, Styvar, Tarver, Trujillo, Walters, Ward, Washut, Western, Winter, Wylie, Zwonitzer, Dan, Zwonitzer, Dave
Nays: Representative(s) Chestek, Henderson, Nicholas, Provenza, Sherwood, Storer, Yin

Excused: Representative Burkhart, Jr

Ayes 54 **Nays** 7 **Excused** 1 **Absent** 0 **Conflicts** 0

2/28/2024 S Received for Introduction
2/28/2024 S Introduced and Referred to S01 - Judiciary
3/5/2024 S01 - Judiciary:Do Pass Failed 2-3-0-0-0

ROLL CALL

Ayes: Senator(s) Case, Cooper

Nays: Senator(s) Furphy, Landen, Schuler

Ayes 2 **Nays** 3 **Excused** 0 **Absent** 0 **Conflicts** 0

3/5/2024 Recalled from Committee Pursuant to Senate Rule 5-5: 16-15-0-0-0

ROLL CALL

Ayes: (s) Biteman, Boner, Bouchard, Brennan, Dockstader, French, Hicks, Ide, Jones, Kinskey, Kolb, Laursen, Mckeown, Salazar, Scott, Steinmetz

Nays: (s) Anderson, Baldwin, Barlow, Case, Cooper, Ellis, Furphy, Gierau, Hutchings, Landen, Nethercott, Pappas, President Driskill, Rothfuss, Schuler

Ayes 16 **Nays** 15 **Excused** 0 **Absent** 0 **Conflicts** 0

HB0125SW001/WITHDRAWN

3/5/2024 S COW:Passed

HB0125S2001/FAILED

(TO ENGROSSED COPY)

(CORRECTED COPY)

Page 3-line 4 After "facility" insert ", subject to subsection (j) of this section".

Page 6-after line 13 Insert and renumber as necessary:

"(j) For purposes of this section, each public college and university shall promulgate rules or policies to:

(i) Ensure the health, safety and welfare in the college's or university's student dormitories and residence halls.". LANDEN

ROLL CALL

Ayes: (s) Anderson, Baldwin, Ellis, Furphy, Gierau, Landen, Pappas, Rothfuss, Schuler, Scott

Nays: (s) Barlow, Biteman, Boner, Bouchard, Brennan, Case, Cooper, Dockstader, French, Hicks, Hutchings, Ide, Jones, Kinskey, Kolb, Laursen, Mckeown, Nethercott, President Driskill, Salazar, Steinmetz

Ayes 10 **Nays** 21 **Excused** 0 **Absent** 0 **Conflicts** 0

HB0125S2002/FAILED

(TO ENGROSSED COPY)

Page 6-after line 13 Insert and renumber as necessary:

"(j) For purposes of this section, a hospital or medical facility may promulgate rules or policies to:

(i) Ensure the health, welfare and safety of the hospital's or facility's patients;

(ii) Ensure the integrity and working order of equipment and devices used in the operation of the hospital or medical facility.". GIERAU, BALDWIN

ROLL CALL

Ayes: Senator(s) Anderson, Baldwin, Case, Furphy, Gierau, Landen, Pappas, Rothfuss, Schuler

Nays: Senator(s) Barlow, Biteman, Boner, Bouchard, Brennan, Cooper, Dockstader, Ellis, French, Hicks, Hutchings, Ide, Jones, Kinskey, Kolb, Laursen, Mckeown, Nethercott, President Driskill, Salazar, Scott, Steinmetz

Ayes 9 **Nays** 22 **Excused** 0 **Absent** 0 **Conflicts** 0

3/6/2024 S 2nd Reading:Passed

HB0125S3001/FAILED (TO ENGROSSED COPY)

Page 2-line 18 After "places" insert ", subject to subsection (j) of this section".

Page 6-after line 13 Insert:

"(j) Any person who intends to carry a concealed weapon in a public school facility shall notify the school district superintendent in writing, which notice shall be effective for one (1) year.". SCHULER

ROLL CALL

Ayes: Senator(s) Anderson, Baldwin, Gierau, Pappas, Rothfuss, Schuler

Nays: Senator(s) Barlow, Biteman, Boner, Bouchard, Brennan, Case, Cooper, Dockstader, French, Furphy, Hicks, Hutchings, Ide, Jones, Kinskey, Kolb, Landen, Laursen, Mckeown, Nethercott, President Driskill, Salazar, Scott, Steinmetz

Excused: Senator Ellis

Ayes 6 **Nays** 24 **Excused** 1 **Absent** 0 **Conflicts** 0

HB0125S3002/WITHDRAWN

3/7/2024 S 3rd Reading:Passed 22-8-1-0-0

ROLL CALL

Ayes: Senator(s) Barlow, Biteman, Boner, Bouchard, Brennan, Cooper, Dockstader, French, Hicks, Hutchings, Ide, Jones, Kinskey, Kolb, Landen, Laursen, Mckeown, Nethercott, President Driskill, Salazar, Scott, Steinmetz

Nays: Senator(s) Anderson, Baldwin, Case, Furphy, Gierau, Pappas, Rothfuss, Schuler

Excused: Senator Ellis

Ayes 22 **Nays** 8 **Excused** 1 **Absent** 0 **Conflicts** 0

3/7/2024 Assigned Number HEA No. 0049

3/8/2024 H Speaker Signed HEA No. 0049

3/8/2024 S President Signed HEA No. 0049

3/25/2024 Governor Vetoed HEA No. 0049