

## HOUSE BILL NO. HB0117

Repeal gun free zones and preemption amendments-3.

Sponsored by: Representative(s) Wharff, Andrew, Baker, Bear, Burt, Fortner, Gray, Heiner, Jennings, Laursen, Neiman, Ottman, Rodriguez-Williams, Styvar and Winter and Senator(s) Biteman, Bouchard, French, James, McKeown and Salazar

## 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; clarifying that only the state legislature may  
4 regulate firearms, weapons and ammunition; amending a  
5 definition; and providing for an effective date.

6

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

8

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

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11 **6-8-105. Exceptions for state issued concealed carry**  
12 **permits.**

13

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

3

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

7

8                   (i) Any meeting of a governmental entity;

9

10                   (ii) Any meeting of the legislature or a  
11 committee thereof.

12

13           (c) Persons lawfully carrying concealed weapons in  
14 Wyoming under W.S. 6-8-104(a)(ii) or (iii) may carry a  
15 concealed weapon in the following places:

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17                   (i) Any public school, public college or  
18 university or professional athletic event, except as  
19 provided in W.S. 21-3-132;

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21                   (ii) Any public elementary or secondary school  
22 facility, except as provided in W.S. 21-3-132;

23

1 (iii) Any public college or university facility.

2

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

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

7

8 (ii) Prohibit a school district from regulating  
9 the possession of firearms by employees of the school  
10 district on school property under W.S. 21-3-132;

11

12 (iii) Prohibit a private property owner from  
13 restricting firearms on his private property.

14

15 **Section 2.** W.S. 6-8-104(t)(intro), 6-8-401(c) and  
16 6-8-403(a)(vii) are amended to read:

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18 **6-8-104. Wearing or carrying concealed weapons;**  
19 **penalties; exceptions; permits.**

20

21 (t) Except as provided in W.S. 6-8-105, no person  
22 authorized to carry a concealed weapon pursuant to

1 paragraphs (a)(ii) through (iv) of this section shall carry  
2 a concealed firearm into:

3

4 **6-8-401. Firearm, weapon and ammunition regulation**  
5 **and prohibition by state.**

6

7 (c) The sale, transfer, purchase, delivery, taxation,  
8 manufacture, ownership, transportation, storage, use and  
9 possession of firearms, weapons and ammunition shall be  
10 authorized, regulated and prohibited by the state, and  
11 regulation thereof is preempted by the legislature of the  
12 state of Wyoming. Except as authorized by W.S.  
13 15-1-103(a)(xviii) and 21-3-132, no state agency or entity,  
14 city, town, county, political subdivision or any other  
15 entity shall authorize, regulate or prohibit the sale,  
16 transfer, purchase, delivery, taxation, manufacture,  
17 ownership, transportation, storage, use, carrying or  
18 possession of firearms, weapons, accessories, components or  
19 ammunition except as specifically provided by this chapter.  
20 This section shall not affect zoning or other ordinances  
21 which encompass firearms businesses along with other  
22 businesses. Zoning and other ordinances which are designed  
23 for the purpose of restricting or prohibiting the sale,

1 purchase, transfer or manufacture of firearms or ammunition  
2 as a method of regulating firearms or ammunition are in  
3 conflict with this section and are prohibited.

4

5 **6-8-403. Definitions.**

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7 (a) As used in this act:

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

11

12 **Section 3.** W.S. 6-8-104(t)(iv) through (vi), (ix) and  
13 (x) is repealed.

14

15 **Section 4.** This act is effective immediately upon  
16 completion of all acts necessary for a bill to become law  
17 as provided by Article 4, Section 8 of the Wyoming  
18 Constitution.

19

20

(END)