

Wyoming Liberty Index

62nd Wyoming Legislature ★ 2014 Budget Session

HB0119, Repeal gun free zones in schools.

Sponsors: Representative(s) Jaggi, Kroeker, Loucks, Miller and Reeder and Senator(s) Case and Dockstader

Comments

A step in the right direction. This bill would have allowed concealed permit carriers to carry on school grounds. It also would have imposed reporting requirements on the schools and superintendent of public education, probably the lightest of the reporting burdens on the office.

N: No significant fiscal or personnel impact. A bit of a mixed bag! As proposed, W.S. 6-8-105 is a major step toward removing the status of schools as criminal safe zones by removing unreasonable restrictions on the Second Amendment rights of law-abiding citizens (in fact, based on national statistics, concealed carry permittees are the MOST law-abiding class of citizens in the country). The bill goes off the Liberty track a bit in the proposed W.S. 6-8-106. Better phraseology for W.S. 6-8-106 (a) would be: A public primary or secondary school shall expel from school any student who is determined to have, WITH PREMEDITATION AND MALICIOUS INTENT, brought a firearm to a school, or to have possessed a firearm at a school as provided in W.S. 21-4-305(a). Language that does not infringe upon a student's right to due process before reporting to a national agency information that almost certainly will be used to infringe on their Second Amendment Right in W.S. 6-8-106 (d), would be: The Wyoming division of criminal investigations shall report TO THE UNITED STATES SECRETARY OF EDUCATION THOSE STUDENTS WHO HAVE BOTH: (1) BEEN expelled under subsection (b) of this section, AND: (2) HAVE BEEN CONVICTED BY A JURY IN A COURT OF LAW OF COMMITTING A CRIME AGAINST THE PERSON OR PROPERTY OF ANOTHER NATURAL OR LEGAL PERSON, AT THE SAME TIME THAT THEY VIOLATED W.S. 6-8-106 (a). If these outstanding issues had been addressed, this bill would have merited a Hallelujah chorus!

Weighted Rating: 2.00. Unweighted Rating: 1.00.

Categories

Education, Individual Rights, and Spirit and Letter of Founding Documents

For more information on the categories:

<http://wyominglibertyindex.info/2014/methodology.html#thecategories>

Document Status

Final