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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 2828

03/13/2023 Authored by Hussein, Pérez-Vega, Pinto, Hortman, Long and others
The bill was read for the first time and referred to the Committee on Public Safety Finance and Policy

1.1 A bill for an act
1.2 relating to public safety; authorizing local governmental units to prohibit or restrict
1.3 the possession of dangerous weapons, ammunition, or explosives in local
1.4 government-owned or leased buildings and land; amending Minnesota Statutes
1.5 2022, section 609.66, by adding a subdivision.

1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7 Section 1. Minnesota Statutes 2022, section 609.66, is amended by adding a subdivision
1.8 to read:

1.9 Subd. 1i. Misdemeanor; possession on county, city, or town property. (a)
1.10 Notwithstanding sections 624.714, subdivision 23, and 624.717, the elected governing body
1.11 of a local governmental unit may prohibit or restrict a person from possessing a dangerous
1.12 weapon, ammunition, or explosives within a building or on land owned or leased by the
1.13 local governmental unit, except as provided under subdivision 1g. Unless a person is
1.14 otherwise prohibited or restricted by other law to possess a dangerous weapon, ammunition,
1.15 or explosives, this subdivision does not apply to:

- 1.16 (1) licensed peace officers or military personnel who are performing official duties; or
1.17 (2) persons who possess dangerous weapons within a building or on land owned or
1.18 leased by a local governmental unit with the express consent of the unit's chief law
1.19 enforcement officer or governing body.

1.20 (b) A person who possesses a dangerous weapon, ammunition, or explosives within a
1.21 building or on land owned or leased by a local governmental unit that has prohibited or
1.22 restricted possession under paragraph (a) is guilty of a misdemeanor. Nothing in this section

2.1 limits the power of the state to punish any person for any conduct which constitutes a crime
2.2 under any other statute.

2.3 (c) Signs prohibiting or restricting dangerous weapons, ammunition, and explosives
2.4 must be posted on a building or land owned or leased by a local governmental unit. The
2.5 sign must be conspicuous and prominently posted on the building or land and contain the
2.6 following language: "(INDICATE IDENTITY OF THE LOCAL GOVERNMENTAL
2.7 UNIT) BANS GUNS (INDICATE IN THESE PREMISES OR ON THIS LAND.)"

2.8 (d) For the purposes of this subdivision:

2.9 (1) "conspicuous" means lettering in black arial typeface at least two inches in height
2.10 against a bright contrasting background that is at least 187 square inches in area;

2.11 (2) "local governmental unit" means a county, statutory or home rule charter city, or
2.12 town; and

2.13 (3) "prominently" means a sign is readily visible and:

2.14 (i) if placed on a building, is placed within four feet laterally of each entrance, with the
2.15 bottom of the sign at a height of four to six feet above the floor or ground if placed outside
2.16 the building; and

2.17 (ii) if placed on land, is placed at each roadway entry to the land and two signs placed
2.18 within land less than three acres, three signs within land at least three acres and less than
2.19 ten acres, and two additional signs for each additional ten acres of land greater than the first
2.20 ten acres.

2.21 **EFFECTIVE DATE.** This section is effective August 1, 2023, and applies to crimes
2.22 committed on or after that date.