



Legislation Details (With Text)

**File #:** 23912      **Version:** 1      **Name:** Exception  
**Type:** Ordinance      **Status:** Passed  
**File created:** 9/13/2011      **In control:** PUBLIC SAFETY REVIEW COMMITTEE  
**On agenda:** 10/18/2011      **Final action:** 10/18/2011  
**Enactment date:** 10/28/2011      **Enactment #:** ORD-11-00148

**Title:** Creating Section 24.02(4) of the Madison General Ordinances to create an exception to the disorderly conduct ordinance for a concealed weapon.

**Sponsors:** Matthew J. Phair, Paul E. Skidmore, Paul R. Soglin, Steve King

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
10/18/2011	1	COMMON COUNCIL	Adopt	Pass
10/13/2011	1	PUBLIC SAFETY REVIEW COMMITTEE	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	
9/20/2011	1	COMMON COUNCIL	Referred	
9/13/2011	1	Attorney's Office/Approval Group	Referred for Introduction	

**Fiscal Note**

No noteworthy fiscal impact is anticipated.

**Title**

Creating Section 24.02(4) of the Madison General Ordinances to create an exception to the disorderly conduct ordinance for a concealed weapon.

**Body**

DRAFTER'S ANALYSIS: This ordinance creates an exception to the disorderly conduct ordinance which states that the carrying or loading of a firearm without any malicious intent is not disorderly conduct. This exception is required under 2011 Wisconsin Act 35.

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The Common Council of the City of Madison do hereby ordain as follows:

Subsection (4) entitled "Exception" of Section 24.02 entitled "Disorderly Conduct" of the Madison General Ordinances is created to read as follows:

"(4) Exception. It is not a violation of this section if the only behavior observed is the loading, carrying or going armed with a firearm, regardless as to whether the firearm is loaded or concealed or openly carried. This exception does not apply if there are facts and circumstances that indicate a criminal or malicious intent on the part of the individual with the firearm."