

1.1 moves to amend H.F. No. 3401 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "Section 1. Minnesota Statutes 2024, section 609.66, subdivision 1d, is amended to read:

1.4 Subd. 1d. **Possession on school property; penalty.** (a) Except as provided under
1.5 paragraphs (d) and (f), whoever possesses, stores, or keeps a dangerous weapon while
1.6 knowingly on school property is guilty of a felony and may be sentenced to imprisonment
1.7 for not more than five years or to payment of a fine of not more than \$10,000, or both.

1.8 (b) Whoever uses or brandishes a replica firearm or a BB gun while knowingly on school
1.9 property is guilty of a gross misdemeanor.

1.10 (c) Whoever possesses, stores, or keeps a replica firearm or a BB gun while knowingly
1.11 on school property is guilty of a misdemeanor.

1.12 (d) Notwithstanding paragraph (a), (b), or (c), it is a misdemeanor for a person authorized
1.13 to carry a firearm under the provisions of a permit or otherwise to carry a firearm on or
1.14 about the person's clothes or person in a location the person knows is school property.
1.15 Notwithstanding section 609.531, a firearm carried in violation of this paragraph is not
1.16 subject to forfeiture.

1.17 (e) As used in this subdivision:

1.18 (1) "BB gun" means a device that fires or ejects a shot measuring .18 of an inch or less
1.19 in diameter;

1.20 (2) "dangerous weapon" has the meaning given it in section 609.02, subdivision 6;

1.21 (3) "replica firearm" has the meaning given it in section 609.713; and

1.22 (4) "school property" means:

- 2.1 (i) a public or private elementary, middle, or secondary school building and its improved
2.2 grounds, whether leased or owned by the school;
- 2.3 (ii) a child care center licensed under chapter 142B during the period children are present
2.4 and participating in a child care program;
- 2.5 (iii) the area within a school bus when that bus is being used by a school to transport
2.6 one or more elementary, middle, or secondary school students to and from school-related
2.7 activities, including curricular, cocurricular, noncurricular, extracurricular, and supplementary
2.8 activities; and
- 2.9 (iv) that portion of a building or facility under the temporary, exclusive control of a
2.10 public or private school, a school district, or an association of such entities where conspicuous
2.11 signs are prominently posted at each entrance that give actual notice to persons of the
2.12 school-related use.
- 2.13 (f) This subdivision does not apply to:
- 2.14 (1) active licensed peace officers;
- 2.15 (2) military personnel or students participating in military training, who are on-duty,
2.16 performing official duties;
- 2.17 (3) persons authorized to carry a pistol under section 624.714 while in a motor vehicle
2.18 or outside of a motor vehicle to directly place a firearm in, or retrieve it from, the trunk or
2.19 rear area of the vehicle;
- 2.20 (4) persons who keep or store in a motor vehicle pistols in accordance with section
2.21 624.714 or 624.715 or other firearms in accordance with section 97B.045;
- 2.22 (5) firearm safety or marksmanship courses or activities conducted on school property;
- 2.23 (6) possession of dangerous weapons, BB guns, or replica firearms by a ceremonial
2.24 color guard;
- 2.25 (7) a gun or knife show held on school property;
- 2.26 (8) possession of dangerous weapons, BB guns, or replica firearms with written
2.27 permission of the ~~principal or other~~ superintendent of a district, the person having general
2.28 control and supervision of ~~the~~ a charter school, or the director of a child care center; or
- 2.29 (9) persons who are on unimproved property owned or leased by a child care center,
2.30 school, or school district unless the person knows that a student is currently present on the
2.31 land for a school-related activity.

3.1 (g) Notwithstanding section 471.634, a school district or other entity composed
3.2 exclusively of school districts may not regulate firearms, ammunition, or their respective
3.3 components, when possessed or carried by nonstudents or nonemployees, in a manner that
3.4 is inconsistent with this subdivision."

3.5 Amend the title accordingly