

- 1453 -

83 WisACT 269

1983 Assembly Bill 581

Date of enactment: April 20, 1984
Date of publication: April 26, 1984

1983 Wisconsin Act 269

AN ACT to amend 941.29 (2); to repeal and recreate 941.29 (1); and to create 941.29 (7) of the statutes, relating to possession of firearms by persons found not guilty of or not responsible for felonies by reason of insanity or mental disease, defect or illness.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 941.29 (1) of the statutes is repealed and recreated to read:

941.29 (1) A person is subject to the requirements and penalties of this section if he or she has been:

- (a) Convicted of a felony in this state.
- (b) Convicted of a crime elsewhere that would be a felony if committed in this state.
- (c) Found not guilty of a felony in this state by reason of mental disease or defect.
- (d) Found not guilty of or not responsible for a crime elsewhere that would be a felony in this state by reason of insanity or mental disease, defect or illness.

SECTION 2. 941.29 (2) of the statutes is amended to read:

941.29 (2) Any person specified in sub. (1) who, subsequent to the conviction for the felony or other crime, as specified in sub. (1), or subsequent to the finding of not guilty or not responsible by reason of insanity or mental disease, defect or illness, possesses a firearm is guilty of a Class E felony.

SECTION 3. 941.29 (7) of the statutes is created to read:

941.29 (7) This section does not apply to any person who has been found not guilty or not responsible by reason of insanity or mental disease, defect or illness if a court subsequently determines both of the following:

- (a) The person is no longer insane or no longer has a mental disease, defect or illness.
 - (b) The person is not likely to act in a manner dangerous to public safety.
-