

State of Misconsin 1995 - 1996 LEGISLATURE

1995 SENATE BILL 517

February 1, 1996 – Introduced by Senators ROSENZWEIG, WINEKE, BURKE and RISSER, cosponsored by Representatives URBAN, OLSEN, TRAVIS, UNDERHEIM, CULLEN, BELL, BALDWIN, R. YOUNG and WASSERMAN. Referred to Committee on Judiciary.

1 AN ACT to create 175.36 of the statutes; relating to: the retail sale of firearms

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and providing a penalty.

Analysis by the Legislative Reference Bureau

Current law provides that various conditions, including a background check of a prospective purchaser, must be met before a federally licensed firearms dealer may transfer a handgun after a sale. Current law also requires that upon the retail sale or transfer of any firearm, the person who is selling or transferring the firearm must provide a warning to the person buying or receiving the firearm about the possible criminal penalties that may be imposed if a person leaves a loaded firearm within the reach or easy access of a child.

This bill prohibits a federally licensed firearms dealer from transferring ownership of any firearm unless the firearm is securely locked with a trigger lock or cable lock, unless the firearm cannot, because of its design and manufacture, be fitted with a trigger lock or cable lock. The bill also prohibits any person from accepting the transfer of ownership of a firearm from a federally licensed firearms dealer unless the firearm is securely locked with a trigger lock or cable lock, unless the firearm cannot, because of its design and manufacture, be fitted with a trigger lock or cable lock. Any person who violates the bill's prohibitions may be fined not less than \$100 nor more than \$500.

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

SECTION 1. 175.36 of the statutes is created to read:

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175.36 Trigger or cable lock required upon sale of firearm. (1) In this
 section, "firearms dealer" means any person engaged in the retail sale of firearms
 and having a license as a dealer issued by the U.S. department of the treasury.

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4 (2) (a) When a firearms dealer sells any firearm, he or she may not transfer
5 ownership of that firearm to the person buying the firearm unless the firearm is
6 securely locked with a trigger lock or cable lock, unless the firearm cannot, because
7 of its design and manufacture, be fitted with a trigger lock or cable lock.

8 (b) No person who is buying a firearm from a firearms dealer may accept the 9 transfer of ownership of the firearm unless it is securely locked with a trigger lock 10 or cable lock, unless the firearm cannot, because of its design and manufacture, be 11 fitted with a trigger lock or cable lock.

(c) This subsection does not prohibit a firearms dealer from charging the person
who is buying a firearm for the trigger lock or cable lock in addition to the purchase
price charged for the firearm.

15 (3) Any person who violates sub. (2) shall be fined not less than \$100 nor more16 than \$500.

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SECTION 2. Initial applicability.

18 (1) TRIGGER LOCK REQUIRED UPON SALE OF FIREARM. This act first applies to the
19 sale of a firearm on the effective date of this subsection.

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(END)