

1999 ASSEMBLY BILL 376

June 10, 1999 – Introduced by Representatives BOYLE, BERCEAU, POCAN, URBAN, BLACK, BOCK, CARPENTER, LA FAVE, RICHARDS, MILLER, TRAVIS, WASSERMAN, YOUNG and MORRIS-TATUM, cosponsored by Senators JAUCH, RISSER and BURKE. Referred to Committee on Urban and Local Affairs.

- 1 **AN ACT to repeal** 66.092; and **to amend** 895.527 (5) (b) of the statutes; **relating**
2 **to:** the regulation of firearms by cities, villages, towns and counties.

Analysis by the Legislative Reference Bureau

In general, under current law, no city, village, town or county (political subdivision) may enact an ordinance or adopt a resolution that regulates the sale, purchase, purchase delay, transfer, ownership, use, keeping possession, bearing, transportation, licensing, permitting, registration or taxation of any firearm or part of a firearm, including ammunition and reloader components, unless the ordinance or resolution is the same as or similar to, and no more stringent than, a state statute. Current law also allows a political subdivision to continue to enforce local firearms regulations that were in effect before the general prohibition on local firearms regulations took effect if such regulations are the same as or similar to, and no more stringent than, a state statute.

Current law does not prohibit a county from imposing a sales tax on any firearm or part of a firearm that is sold in the county, nor does it prohibit cities, villages and towns that exercise village powers from regulating the discharge of a firearm. Also under current law, a political subdivision may enact and enforce a zoning ordinance that regulates the new construction of a sport shooting range or the expansion of an existing sport shooting range. Any county ordinance or resolution that may be enacted under current law applies only in those towns in the county that have not enacted or adopted, or continued to enforce, allowable firearms regulations.

This bill repeals the prohibitions against a political subdivision enacting an ordinance or adopting a resolution regulating firearms in a way that is inconsistent with, or more stringent than, a state statute.

