

**2001 DRAFTING REQUEST**

**Bill**

Received: **09/27/2000**

Received By: **mdsida**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 7-0370**

By/Representing: **Statz**

This file may be shown to any legislator: **NO**

Drafter: **mdsida**

May Contact:

Alt. Drafters:

Subject: **Justice - criminal  
Criminal Law - guns and weapons**

Extra Copies: **rlr**

**Pre Topic:**

DOA:.....Statz -

**Topic:**

Charge for firearms restrictions record search

**Instructions:**

See Attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mdsida 09/28/2000	jdyer 09/28/2000		_____			State
/1		jdyer 10/04/2000	martykr 09/29/2000	_____	lrb_docadmin 09/29/2000		State
/2		jdyer 01/09/2001	jfrantze 10/04/2000	_____	gretskl 10/04/2000		State
/3			jfrantze 01/09/2001	_____	lrb_docadmin 01/09/2001		

FE Sent For:

**<END>**

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/2		<i>13 1/9 jld</i>	jfrantze 10/04/2000		gretskl 10/04/2000		

FE Sent For:

*10/19*

*[Signature]*  
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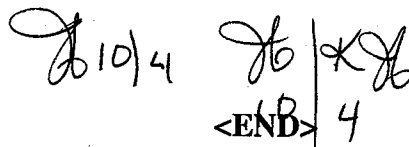
#### Instructions:

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/?	mdsida 09/28/2000	jdye 09/28/2000		_____			State
/1			martykr 09/29/2000	_____	lrb_docadmin 09/29/2000		

FE Sent For:


  
 10/4 Jo | \*Jo
   
 <END> 4

**2001 DRAFTING REQUEST**

**Bill**

Received: 09/27/2000

Received By: mdsida

Wanted: As time permits

Identical to LRB:

For: Justice 7-6714

By/Representing: Jack Benjamin

This file may be shown to any legislator: NO

Drafter: mdsida

May Contact:

Alt. Drafters:

Subject: **Justice - criminal  
Criminal Law - guns and weapons**

Extra Copies: rlr

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Charge for firearms restrictions record search

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See Attached

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/?	mdsida 09/28/2000	jdyer 09/28/2000		_____			State
/1			martykr 09/29/2000	_____	lrb_docadmin 09/29/2000		

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For: Justice 7-6714

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Extra Copies: rlr

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1/?	mdsida	1/9/00 jld	km 9/29	<u>2/17/29</u>			

FE Sent For:

<END>

**CORRESPONDENCE/MEMORANDUM****DEPARTMENT OF JUSTICE**

Date: September 14, 2000

To: Drafting Attorneys  
Legislative Reference Bureau

From: Jack Benjamin  
Budget and Finance Director  
Department of Justice

Subject: 2001-03 BUDGET BILL

The Department of Justice requests that language be drafted for the 2001-03 budget bill, for the following purposes:

1. Handgun Hotline—We request an amendment to sec. 175.35(2i), stats., raising the fee from \$8 to \$16. This change is necessary to cover operating costs of the handgun hotline and to offset a portion of the deficit that has developed in this account in recent years.
2. Law Enforcement Training—We request language to ensure that payments under sec. 165.85(5)(b), stats., are not used to supplant existing funds and that the current commitment to the training effort at the local level is maintained. Under current law, sec. 165.85(4)(bn) requires that each law enforcement officer complete at least 24 hours of recertification training each fiscal year. Section 165.85(5)(b) requires that each law enforcement agency be reimbursed for approved expenses for completion of annual recertification training at a rate of at least \$160 per officer. The intent of the requested language is that these reimbursements are to be used at the local level only for reimbursement of approved expenses and not for other purposes.
3. Restrictions on Crime Victim Compensation—We request the repeal of sec. 949.06(5), to allow state and federal crime victim compensation funds to be used for the same purposes. Under current state law, certain benefits and any awards greater than \$10,000 can only be paid from federal funds. Because state and federal funds are received and depleted at different times, the depletion of one or the other fund creates three classes of victims—those fully paid, those only partially paid, and those receiving no payment until the designated funds are received in the next cycle. This is a self-imposed problem, in the sense that federal law does not have any such requirement, nor does any state other than Wisconsin impose a similar restriction on its crime victim compensation program.
4. Generic PR-S Appropriations—We request the creation of *generic* PR-S appropriations for our programs (2) and (5) in the Ch. 20 schedule. The current language under sec.

Drafting Attorneys  
Legislative Reference Bureau  
September 14, 2000  
Page 2

20.455(1)(km) and (3)(k) are examples of what is needed. Namely, language that is broad enough to allow us to receive and spend moneys from other state agencies for various purposes, including specific uses that have not yet been contemplated.

5. Change Some Annual Appropriations to Continuing—We request that certain PR *annual* appropriations be converted to *continuing*. Specifically, the appropriations under:

- (1)(gs)
- (1)(km)
- (2)(km)
- (3)(k)
- (5)(k)

These appropriations involve relatively small amounts of program revenues, and four of the five are PR-S, meaning that moneys from other agencies, rather than fees, are involved. Three of these appropriations have \$0 spending authority established in Ch. 20. Getting or modifying spending authority requires submitting requests under sec. 16.515, stats. Converting these accounts to *continuing* would mean that modifications to Ch. 20 could occur via WiSMART transactions approved by the Department of Administration.

Cc: Andrew Statz

[word: 200103statlang]





Ston

Jld

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

head → State Government ✓  
subhead → Other State Government

1

AN ACT ...; relating to: the budget. ✓

Don't gen

*Analysis by the Legislative Reference Bureau*

This bill increases the fee that DOJ charges a firearms dealer for each firearms restrictions record search requested by the dealer from \$8 to \$16.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

2

SECTION 1. 175.35 (2i) of the statutes is amended to read:

3

175.35 (2i) The department shall charge a firearms dealer an ~~\$8~~ a \$16 fee for each firearms restrictions record search that the firearms dealer requests under sub.

4

(2) (c). The firearms dealer may collect the fee from the transferee. The department

5

may refuse to conduct firearms restrictions record searches for any firearms dealer

6

who fails to pay any fee under this subsection within 30 days after billing by the

7

department.

8

History: 1975 c. 167; 1991 a. 11; 1993 a. 16, 195, 196; 1995 a. 71, 77, 159, 306.

9

(END)



State of Wisconsin  
2001 - 2002 LEGISLATURE

LRB-0562/1  
MGD:jld:km

Soon

2

2001 BILL

retrieved from hold

Don't gen

1 AN ACT ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

STATE GOVERNMENT

OTHER STATE GOVERNMENT

This bill increases the fee from \$8 to \$16 that DOJ charges a firearms dealer for each firearms restrictions record search requested by the dealer.

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**BILL**

1 who fails to pay any fee under this subsection within 30 days after billing by the  
2 department.

3 (END)

**Dsida, Michael**

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**From:** Statz, Andrew  
**Sent:** Thursday, January 04, 2001 3:42 PM  
**To:** Dsida, Michael  
**Cc:** Johnston, James  
**Subject:** FW: LRB Draft: 01-0562/2 Charge for firearms restrictions record search

Please change the fee on page 1, line 3 from \$16 to \$12 for handgun background checks.

Thanks.

*Andrew J. Statz  
State Budget Office  
608-267-0370*

-----Original Message-----

**From:** Frantzen, Jean  
**Sent:** Wednesday, October 04, 2000 1:15 PM  
**To:** Statz, Andrew  
**Cc:** Johnston, James; Currier, Dawn; Hanaman, Cathlene; Haugen, Caroline  
**Subject:** LRB Draft: 01-0562/2 Charge for firearms restrictions record search

Following is the PDF version of draft 01-0562/2.



01-0562/2



State of Wisconsin  
2001 - 2002 LEGISLATURE

LRB-0562/2

MGD:jld:jf

3

DOA:.....Statz - Charge for firearms restrictions record search

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

Retrieve from hold

gpm

Don't gen

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

OTHER STATE GOVERNMENT

12 ✓

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12 ✓





State of Wisconsin  
2001 - 2002 LEGISLATURE

LRB-0562/3

MGD:jld:jf

DOA:.....Statz – Charge for firearms restrictions record search

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

1 **AN ACT ...; relating to:** the budget.

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*Analysis by the Legislative Reference Bureau*

**STATE GOVERNMENT**

**OTHER STATE GOVERNMENT**

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**SECTION 1**

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3 (END)