

2007 DRAFTING REQUEST

Bill

Received: **02/22/2008**

Received By: **chanaman**

Wanted: **As time permits**

Identical to LRB:

For: **Donald Friske (608) 266-7694**

By/Representing: **Tim**

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

Drafter: **chanaman**

May Contact:

Adl. Drafters:

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

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Friske@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Appropriation account for concealed carry fees from retired officers

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>
/?	chanaman 02/22/2008	lkunkel 02/22/2008		_____			State
/P1	chanaman 02/25/2008	lkunkel 02/25/2008	jfrantze 02/22/2008	_____	sbasford 02/22/2008		State
/1			rschluet 02/25/2008	_____	lparisi 02/25/2008	sbasford 02/26/2008	

FE Sent For:

at itro
2/26

<END>

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/?	chanaman 02/22/2008	lkunkel 02/22/2008					State
/P1				jfrantze 02/22/2008		sbasford 02/22/2008	

1/mk 2/25

Handwritten signature and scribbles, including the number 2258.

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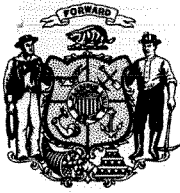
See Attached

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/?	chanaman	pl lmk 2/22	Jp 9/22	J/Rs 2/22			

FE Sent For:

<END>



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-4156/7

CMH:.....

lnk

TODAY

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 AN ACT ^{sen cat} relating to: fees from retired law enforcement officers seeking to carry
2 concealed weapons and making an appropriation. ✓

Analysis by the Legislative Reference Bureau

This bill creates an appropriation account into which the Department of Justice (DOJ) may deposit any fees that DOJ charges retired law enforcement officers who are seeking a certification card that will allow them to carry concealed weapons. The creation of the appropriation account is contingent upon passage of another bill that makes certain changes in Wisconsin law to account for a federal law that requires the state to permit an individual who has retired from working as a ~~federal, state, tribal, or local~~ law enforcement officer in Wisconsin or in any other state to carry a concealed firearm, regardless of any prohibition imposed under state law, if the person meets certain qualifications and is carrying certain forms of identification and certification. ✓

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:

INS
1-3

3 SECTION 1. Nonstatutory provisions.

RECONCILIATION PROVISION ← (3)

4 (1) The creation of section 20.455 (2) (gu) of the statutes by this act is void unless
5 2007 Wisconsin Act (Senate Bill/Assembly Bill) (LRB-3780/1) creates, under

(as created by that act)

1 section 175.48 of the statutes, a process by which the Department of Justice may
2 issue certification cards to retired law enforcement officers permitting them to carry
3 concealed weapons.

4 (END)

retired plan; and 4) federal law does not prohibit the retired officer from possessing a firearm. For a law enforcement officer who was employed in Wisconsin, the law enforcement agency that employed the officer will verify the criteria before issuing or renewing the certification card. For a retired federal law enforcement officer who was employed by a law enforcement agency that is not in Wisconsin but who now resides in Wisconsin, DOJ will verify the criteria before issuing or renewing the certification card.

If a retired officer is carrying his or her valid certification card, he or she is exempt from the prohibitions against carrying a concealed weapon described above only if the following apply: 1) the retired officer is not carrying a firearm that is not designated on the card or identification, if the card or identification includes such a designation, and the firearm is not a machine gun or a destructive device and does not have a firearm silencer attached; 2) the retired officer is not under the influence of an intoxicant; and 3) federal law does not prohibit the retired officer from possessing a firearm.

This bill also permits DOJ to charge a fee for verifying that a retired law enforcement officer is eligible for a certification card and for issuing or renewing a certification card.

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

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1-3
↓
The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 20.455 (2) (gu) of the statutes is created to read:

2 20.455 (2) (gu) *Certification cards for carrying concealed weapons.* All moneys
3 received as fees under s. 175.48 (6) to verify eligibility of, and to issue certification
4 cards to, retired law enforcement officers seeking to carry concealed weapons.

5 **SECTION 2.** 23.33 (3) (e) of the statutes is renumbered 23.33 (3) (e) (intro.) and
6 amended to read:

7 23.33 (3) (e) (intro.) With any firearm in his or her possession unless it is
8 unloaded and enclosed in a carrying case, or any bow unless it is unstrung or enclosed
9 in a carrying case. The prohibition against a firearm does not apply to any of the
10 following:

11 **SECTION 3.** 23.33 (3) (e) 1., 2., 3. and 4. of the statutes are created to read:



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-4156/PA

CMH:lmk:jf

stays

~~TODAY~~
no changes
NOW

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

regen car

VA

1 AN ACT *to create* 20.455 (2) (gu) of the statutes; **relating to:** fees from retired
2 law enforcement officers seeking to carry concealed weapons and making an
3 appropriation.

Analysis by the Legislative Reference Bureau

This bill creates an appropriation account into which the Department of Justice (DOJ) may deposit any fees that DOJ charges retired law enforcement officers who are seeking a certification card that will allow them to carry concealed weapons. The creation of the appropriation account is contingent upon passage of another bill that makes certain changes in Wisconsin law to account for a federal law that requires the state to permit an individual who has retired from working as a law enforcement officer in Wisconsin or in any other state to carry a concealed firearm, regardless of any prohibition imposed under state law, if the person meets certain qualifications and is carrying certain forms of identification and certification.

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:

4 SECTION 1. 20.455 (2) (gu) of the statutes is created to read:

Basford, Sarah

From: Gary, Tim
Sent: Monday, February 25, 2008 5:21 PM
To: LRB.Legal
Subject: Draft Review: LRB 07-4156/1 Topic: Appropriation account for concealed carry fees from retired officers

Please Jacket LRB 07-4156/1 for the ASSEMBLY.