

Fiscal Estimate Narratives

DNR 4/28/2011

LRB Number	11-1589/1	Introduction Number	SB-071	Estimate Type	Original
Description Creating a microstamping requirement for certain handguns, certification of compliance with the microstamping requirement, requiring the exercise of rule-making authority, and providing penalties					

Assumptions Used in Arriving at Fiscal Estimate

The bill prohibits a gun manufacturer or a firearms dealer from transferring a semiautomatic handgun that does not produce an identifying code (microstamp) on each cartridge case it expends if both of the following apply: 1) the handgun was manufactured on or after January 1, 2013; and 2) the handgun has not previously been transferred to a person that is not a manufacturer or dealer (new handgun). The bill also prohibits a manufacturer in this state from manufacturing, on or after January 1, 2013, a semiautomatic handgun that does not produce a microstamp.

The bill also requires manufacturers and dealers who transfer a handgun that is required to produce microstamps to certify that the handgun, if it is a new handgun, produces microstamps and that the manufacturer of the handgun will disclose to a law enforcement agency that has collected a microstamp from an expended cartridge during a criminal investigation the make, model, and serial number of the handgun that expended the cartridge.

The bill prohibits a person from modifying a semiautomatic handgun that produces microstamps if the person intends to prevent law enforcement from being able to access the microstamp on an expended cartridge.

The provisions of the bill would be implemented and enforced by the Dept. of Justice under Chapter 175, Wis. Stats., and by agencies with the authority to enforce s. 941.285 relative to Semiautomatic handguns. This act would take effect on January 1, 2013.

State Fiscal Effect

Department officers would generally not have the authority to investigate or enforce the provisions of this bill unless the violation occurred on lands under the ownership, management or control of the DNR, or unless the transferring of the illegal handgun or modifications to affected handguns occurs in the presence of a Conservation Warden. However, Conservation Wardens and other DNR officers would benefit from the provision of this bill which would require manufacturers and dealers who transfer such semiautomatic handguns to provide these officers with the make, model, and serial number of a semiautomatic handgun that expended a microstamped cartridge during a criminal investigation.

In summary, the Department does not anticipate any new costs or revenues as a result of the bill.

Long-Range Fiscal Implications