

2011 DRAFTING REQUEST

Senate Amendment (SA-SSA(LRBs0135/3)-SB93)

Received: **06/10/2011**

Received By: **phurley**

Wanted: **As time permits**

Companion to LRB:

For: **Tim Carpenter (608) 266-8535**

By/Representing: **Stuart Ewy**

May Contact:

Drafter: **phurley**

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

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Carpenter@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Straw purchases

Instructions:

a1171 to this sub

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>
/?	phurley 06/10/2011	csicilia 06/11/2011		_____			
/1			rschluet 06/13/2011	_____	mbarman 06/13/2011	mbarman 06/13/2011	

FE Sent For:

<END>

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/?	phurley	Legis 6/11/11	6/11/11	6/6/11	6/13/11		

FE Sent For:

<END>



State of Wisconsin
2011 - 2012 LEGISLATURE



LRBall/1/1
PDI:cjs:rs

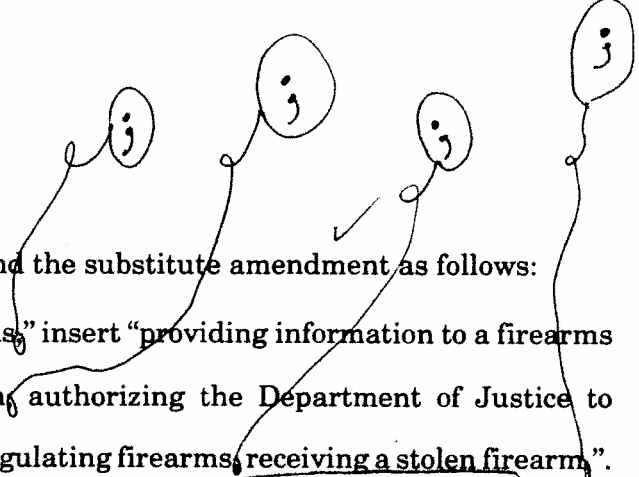
a/223/1

SENATE AMENDMENT,
TO SENATE SUBSTITUTE AMENDMENT
TO 2011 SENATE BILL 93

Mon
6-13

(LRB 50135/3)

Goodwin
SAV



1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 2, line 9: after "weapons," insert "providing information to a firearms
3 dealer when purchasing a handgun, authorizing the Department of Justice to
4 prosecute violations of certain laws regulating firearms, receiving a stolen firearm."

5 2. Page 10, line 3 after that line insert: 11, line 3

6 "SECTION 43d 175.35 (3) of the statutes is renumbered 175.35 (3) (a) and
7 amended to read:

8 175.35 (3) (a) Any person who intentionally violates sub. (2), (2e), (2f), or (2j)
9 shall be fined not less than \$500 nor more than \$10,000 and may be imprisoned for
10 not more than 9 months.

11 SECTION 35n 175.35 (3) (b) of the statutes is created to read:

1 175.35 (3) (b) 1. Except as provided in subd. 2., a person who intentionally
2 violates sub. (2e) shall be fined not less than \$500 nor more than \$10,000 and may
3 be imprisoned for not more than 9 months.

4 2. A person who violates sub. (2e) by intentionally providing false information
5 regarding whether he or she is purchasing a firearm with the purpose or intent of
6 transferring it to another whom the person knows or reasonably should know is
7 presently prohibited from possessing a firearm under state or federal law is guilty
8 of a Class H felony and shall be fined not less than \$500.

9 ~~SECTION 43s.~~ ^{35s} 175.35 (4) of the statutes is created to read: ✓

10 175.35 (4) The department of justice or the district attorney may institute,
11 manage, control, and direct, in the proper county, a prosecution for violation of sub.
12 (2e) that is punishable under sub. (3) (b) 2. When prosecuting such violations, the
13 department of justice shall have and exercise all powers conferred upon district
14 attorneys.”

15 3. Page ~~33~~, line 21 after that line insert: ✓

16 ~~SECTION 71d.~~ ^{83d} 943.34 (1) (intro.) of the statutes is amended to read: ✓

17 943.34 (1) (intro.) Except as provided under s. 948.62, whoever knowingly or
18 intentionally receives or conceals stolen property is guilty of:

19 ~~SECTION 71s.~~ ^{83s} 943.34 (1) (bm) of the statutes is amended to read:

20 943.34 (1) (bm) A Class H felony, if the property is a firearm or if the value of
21 the property exceeds \$5,000 but does not exceed \$10,000.” ✓

22 4. Page ~~36~~, line 12 after that line insert: ✓

23 ~~SECTION 85m.~~ ^{96m} 948.62 (1) (bm) of the statutes is amended to read: ✓

55, line 17 ✓

58, line 9 ✓

1 948.62 (1) (bm) A Class H felony, if the property is a firearm or if the value of
2 the property exceeds \$2,500 but does not exceed \$5,000.” ✓

3 5. Page ~~37~~, line 17: after that line insert: ✓

59, line 24

4 “SECTION ~~90m~~. Initial applicability. 100M

5 (1) The treatment of sections 175.35 (3) (b), 943.34 (1) (intro.) and (bm), and
6 948.62 (1) (bm) of the statutes first applies to offenses committed on the effective date
7 of this subsection.” ✓

8 (END)