

2013 DRAFTING REQUEST

Assembly Amendment (AA-AB727)

Received: 2/11/2014 Received By: chanaman
Wanted: As time permits Same as LRB:
For: Eric Genrich (608) 266-0616 By/Representing: Steve
May Contact: Drafter: chanaman
Subject: Criminal Law - guns and weapons Addl. Drafters:
Extra Copies:

Submit via email: YES
Requester's email: Rep.Genrich@legis.wisconsin.gov
Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Add straw purchasing

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 2/11/2014	csicilia 2/11/2014		_____			
/1			rschluet 2/11/2014	_____	mbarman 2/11/2014	mbarman 2/11/2014	

FE Sent For:

<END>

2013 DRAFTING REQUEST

Assembly Amendment (AA-AB727)

Received: 2/11/2014 Received By: chanaman
Wanted: As time permits Same as LRB:
For: Eric Genrich (608) 266-0616 By/Representing: Steve
May Contact: Drafter: chanaman
Subject: Criminal Law - guns and weapons Addl. Drafters:
Extra Copies:

Submit via email: YES
Requester's email: Rep.Genrich@legis.wisconsin.gov
Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:


Add straw purchasing

Instructions:

See attached

Drafting History:

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

/? chanaman
1 gjs 2/11/14

2/11/14

FE Sent For:

<END>



Z
rnr

to be taken by 2:00 please

g's

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT,
TO ASSEMBLY BILL 727

billish

1 At the locations indicated, amend the bill as follows:

2 1. Page 1, line 7: delete "injunction and" and substitute "injunction,".

3 2. Page 1, line 8: after "firearm" insert "INS REL"

4 3. Page 4, line 7: after that line insert:

← INS 4-8

5 4. Page 12, line 12: after that line insert:

← INS 12-12

6 (END)



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-028371
PJH:jld:rs

al 7/21/13

AA
to AB 727

cmh

2013 SENATE BILL 69

March 7, 2013 - Introduced by Senators CARPENTER, SCHULTZ, LEHMAN, HANSEN, ERPENBACH and RISSER, cosponsored by Representatives BROOKS, PASCH, JACQUE, RICHARDS, SINICKI, ZEPNICK, SARGENT, BERCEAU, GOYKE, HEBL, OHNSTAD, JOHNSON, BARNES, C. TAYLOR and YOUNG. Referred to Committee on Transportation, Public Safety, and Veterans and Military Affairs.

CAW

1 AN ACT *to renumber and amend* 175.35 (3); and *to create* 175.35 (3) (b) and
 2 175.35 (4) of the statutes; **relating to:** 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, and providing
 5 penalties.

← comma

INS
REL

Analysis by the Legislative Reference Bureau

Under current law, a federally licensed firearms dealer may not transfer a handgun to a person following a sale until the person has provided identification to the firearms dealer and has completed a notification form prescribed by the Department of Justice (DOJ) that requires the person to provide his or her name, date of birth, gender, race, and social security number and other identifying information. The firearms dealer must then convey the information from the completed notification form to DOJ so that DOJ can conduct a background check to determine whether the person is prohibited from possessing a firearm. A person completing the notification form must provide truthful information on the form. If a person intentionally provides false information, he or she must be fined not less than \$500 nor more than \$10,000 and may be imprisoned for not more than nine months.

This bill provides that a person who intentionally gives false information on his or her notification form regarding whether the person is purchasing a firearm with the purpose or intent of transferring the firearm to another whom the person knows

SENATE BILL 69

or reasonably should know is presently prohibited from possessing a firearm is guilty of a Class H felony and may be fined not less than \$500. The bill also authorizes DOJ to prosecute such a violation.

Because this bill creates a new crime or revises a penalty for an existing crime, the Joint Review Committee on Criminal Penalties may be requested to prepare a report concerning the proposed penalty and the costs or savings that are likely to result if the bill is enacted.

For further information see the *state and local* 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:

4-8
N

1 ✓ SECTION ^{3c} 1. 175.35 (3) of the statutes is renumbered 175.35 (3) (a) and amended
2 to read:

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

6 SECTION ^{3e} 2. 175.35 (3) (b) of the statutes is created to read:


7 175.35 (3) (b) 1. Except as provided in subd. 2., a person who intentionally
8 violates sub. (2e) shall be fined not less than \$500 nor more than \$10,000 and may
9 be imprisoned for not more than 9 months.

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



15 SECTION ^{3g} 3. 175.35 (4) of the statutes is created to read:

16 175.35 (4) ~~The~~ department of justice or the district attorney may institute,
17 manage, control, and direct, in the proper county, a prosecution for violation of sub.

SENATE BILL 69

1 (2e) that is punishable under sub. (3) (b) 2. When prosecuting such violations, the
2 department of justice shall have and exercise all powers conferred upon district
3 attorneys. 

4 **SECTION 4. Initial applicability.**

5  The treatment of section 175.35 (3) (b) of the statutes first applies to offenses
6 committed on the effective date of this subsection. 

7 (END)



FIREARM PURCHASE INFORMATION.



*WS
12-12*