2019 DRAFTING REQUEST

Bill						
For:	Lisa Subeck	(608) 266-7521		Drafter:	chanaman	
By:	Michael			Secondary Drafters:		
Date:	12/7/2018			May Contact:		
Same as LRB:						
Requeste	ria email: er's email: copy (CC) to:	YES Rep.Subeck@leg	is.wisconsin.	gov		
Pre Topic:						
No specific pre topic given						
Topic:						
Add that a fugitive from justice is prohibited from possessing a firearm						
Instructions:						
See attached						
Drafting History:						
Vers.	<u>Drafted</u>	Reviewed	Submitted	Jacketed	<u>Required</u>	
/?	chanaman 12/7/2018	aernsttr 12/10/2018				
/1			lparisi 12/10/2018	dwalker 7/25/2019		

FE Sent For:

<**END>**

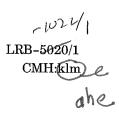
→ Not Needed



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State of Misconsin 2017 - 2018 LEGISLATURE



2017 ASSEMBLY BILL 1024

March 15, 2018 - Introduced by Representatives Subeck, Sargent, Berceau, Brostoff, Hebl, Sinicki, C. Taylor, Zepnick and Spreitzer, cosponsored by Senator Risser. Referred to Committee on Criminal Justice and Public Safety.



AN ACT to renumber 941.29 (1g) (a); to amend 165.845 (2); and to create 165.63 (2) (c), 165.845 (1m), 175.35 (2g) (d) 3., 941.29 (1g) (ad) and 941.29 (1m) (h) of the statutes; relating to: prohibiting a fugitive from justice from possessing a firearm and providing a criminal penalty.

Analysis by the Legislative Reference Bureau

Current law prohibits/from possessing a firearm persons who have been convicted of a felony, persons who are subject to certain injunctions such as a domestic abuse injunction, and persons who have been subject to involuntary commitment for mental health treatment and ordered not to possess a firearm. This bill adds that a person who is a fugitive from justice is prohibited from possessing a firearm. This bill defines "fugitive from justice" as someone who, after having committed a criminal offense, leaves the jurisdiction of the court where such crime has taken place or hides within such jurisdiction to escape prosecution. A person who violates the prohibition is guilty of a Class G felony.

This bill also requires that the Department of Justice collect information identifying persons who are fugitives from justice. DOJ must then convey that information to the national instant criminal background check system for the purpose of handgun and concealed carry licenses background checks and respond to

ASSEMBLY BILL 1024

Crime_>

inquiries from law enforcement and courts regarding whether a person is prohibited from possessing a firearm.

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

- 1 Section 1. 165.63 (2) (c) of the statutes is created to read:
- 2 165.63 (2) (c) Individuals who may not possess a firearm under s. 941.29 (1m)
- 3 (h).

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- 4 \checkmark **Section 2.** 165.845 (1m) of the statutes is created to read:
- 5 165.845 (1m) The department of justice shall:
 - (a) Collect information identifying individuals who are fugitives from justice, as defined in s. 941.29 (1g) (ad), to permit an accurate firearms restrictions record search under s. 175.35 (2g) (c), a background check under s. 175.60 (9g) (a), or an accurate response under s. 165.63.
 - (b) Furnish all persons who can provide information under par. (a) with forms or instructions that specify the nature of the information required under par. (a), the time it is to be provided, and any other matters that facilitate collection and identification.
 - \leq Section 3. 165.845 (2) of the statutes is amended to read:
 - 165.845 (2) All persons in charge of law enforcement agencies and other criminal and juvenile justice system agencies shall supply the department of justice with the information described in sub. subs. (1) (a) and (1m) (a) on the basis of the forms or instructions or both to be supplied by the department under sub. (1) (a). The department may conduct an audit to determine the accuracy of the data and other information it receives from law enforcement agencies and other criminal and juvenile justice system agencies.

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1	\times SECTION 4. 175.35 (2g) (d) 3. of the statutes is created to read:
2	175.35 (2g) (d) 3. The department of justice shall promulgate rules to convey
3	information in a timely manner to the national instant criminal background check
4	system regarding individuals who may not possess a firearm under s. 941.29 (1m)
5	(h).
6	Section 5. 941.29 (1g) (a) of the statutes is renumbered 941.29 (1g) (aw).
7	* Section 6. 941.29 (1g) (ad) of the statutes is created to read:
8	941.29 (1g) (ad) "Fugitive from justice" means an individual who, after having
9	committed a criminal offense, leaves the jurisdiction of the court where such crime
10	has taken place or hides within such jurisdiction to escape prosecution.
11	★ Section 7. 941.29 (1m) (h) of the statutes is created to read:
12	941.29 (1m) (h) The person is a fugitive from justice.
13	(END)

Walker, Dan

From:

Pearson, Mike

Sent:

Thursday, July 25, 2019 2:07 PM

To:

LRB.Legal

Subject:

Draft Review: LRB -1022/1

Please Jacket LRB -1022/1 for the ASSEMBLY.