

2019 DRAFTING REQUEST

Bill

For: **Dianne Hesselbein (608) 266-5340** Drafter: **chanaman**
 By: **Alex** Secondary Drafters:
 Date: **9/27/2019** May Contact:

Same as LRB: **-5569**

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

Pre Topic:

No specific pre topic given

Topic:

Undetectable firearms; serial numbers on frames and 3D printed firearms

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	chanaman 10/8/2019				
/P1		kmochal 10/9/2019	lparisi 10/9/2019		Crime
/1			lparisi 1/30/2020	lparisi 1/30/2020	Crime

FE Sent For: *Not Needed* <END>

Hanaman, Cathlene

From: Joers, Alex
Sent: Wednesday, September 25, 2019 4:43 PM
To: Hanaman, Cathlene
Subject: Ghost guns

Hi Cathlene,

We would want to start with including these provisions:

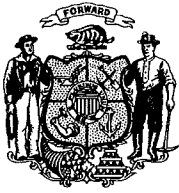
- Prohibit untraceable guns by requiring that 3D-printed firearms and unfinished frames and receivers carry a serial number.
 - I'm not sure if the serial numbers would need to be reported to DOJ or how current firearm serial numbers are handled? But we would want to make sure the information gets to the correct agency.
- Prohibit the indiscriminate distribution of code to produce 3D-printed guns—for example, only allow distribution to a specific individual after a background check has been conducted, or only allow distribution to licensed firearm manufacturers.
- Prohibit undetectable firearms by requiring that all operable firearms be detectable by standard screening systems.
- Require a license to manufacture or assemble a firearm using unfinished materials or a 3D printer.

Thank you!

Alex

Alex Joers

Office of Representative Dianne Hesselbein
Assembly Assistant Democratic Leader
119 North | (608) 266-5340



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-4483/P1
CMH: *plm*

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 AN ACT ^{Regenerate} *catalog* ~~to amend~~ 939.6195 (1) (a) 1. and 941.291 (1) (b); and *to create* 941.293
2 of the statutes; **relating to:** prohibition against undetectable firearms,
3 possessing a frame or receiver of a firearm without a serial number, and
4 providing a penalty.

Analysis by the Legislative Reference Bureau

This bill prohibits the manufacture, transportation, sale, possession, and carrying of firearms that cannot be detected by metal detectors or airport x-ray machines or scanners. A person who violates the prohibition is guilty of a Class G felony.

This bill also prohibits the sale, posting, provision, or possession of plans for manufacturing an undetectable firearm. A person who violates the prohibition is guilty of a Class H felony.

Finally, the bill prohibits the possession of a frame or a receiver of a firearm that is not marked with a serial number. A person who violates the prohibition is guilty of a Class H felony. *(I)*

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.

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

1 **SECTION 1.** 939.6195 (1) (a) 1. of the statutes is amended to read:

2 939.6195 (1) (a) 1. A violation of s. 941.29 ~~or~~, 941.2905, or 941.293.

3 **SECTION 2.** 941.291 (1) (b) of the statutes is amended to read:

4 941.291 (1) (b) "Violent felony" means any felony, or the solicitation, conspiracy,
5 or attempt to commit any felony, under s. 943.23 (1m) or (1r), 1999 stats., or s. 940.01,
6 940.02, 940.03, 940.05, 940.06, 940.08, 940.09, 940.10, 940.19, 940.195, 940.20,
7 940.201, 940.203, 940.21, 940.225, 940.23, 940.285 (2), 940.29, 940.295 (3), 940.30,
8 940.305, 940.31, 940.43 (1) to (3), 940.45 (1) to (3), 941.20, 941.26, 941.28, 941.29,
9 941.293, 941.30, 941.327, 943.01 (2) (c), 943.011, 943.013, 943.02, 943.04, 943.06,
10 943.10 (2), 943.23 (1g), 943.32, 943.81, 943.82, 943.83, 943.85, 943.86, 943.87,
11 943.88, 943.89, 943.90, 946.43, 947.015, 948.02 (1) or (2), 948.025, 948.03, 948.04,
12 948.05, 948.06, 948.07, 948.08, 948.085, or 948.30; or, if the victim is a financial
13 institution, as defined in s. 943.80 (2), a felony, or the solicitation, conspiracy, or
14 attempt to commit a felony under s. 943.84 (1) or (2).

15 **SECTION 3.** 941.293 of the statutes is created to read:

16 **941.293 Undetectable firearms; serial numbers on firearm**
17 **components. (1)** In this section:

18 (a) "Major component" means the barrel, the slide or cylinder, or the frame or
19 receiver of a firearm.

20 (b) "Undetectable firearm" means any of the following:

21 1. A firearm that, after the removal of grips, stocks, and magazines, is not
22 detectable by ^ametal detector^e.

23 2. A firearm if any major component of it does not generate an image that
24 accurately depicts the shape of the component when subject to inspection by security
25 scanners, x-ray machines, or other security devices commonly used at airports.

1 (2) (a) 1. Whoever sells, offers to sell, transfers, transports, manufactures,
2 possesses, or goes armed with an undetectable firearm is guilty of a Class G felony.

3 2. Whoever sells, offers to sell, transfers, posts, provides to another, or
4 possesses plans for manufacturing an undetectable firearm is guilty of a Class H
5 felony.

6 (b) Paragraph (a) does not apply to a person who is licensed to manufacture
7 undetectable firearms while on official duty. Paragraph (a) 1. does not apply to a law
8 enforcement officer while on official duty or to armed forces or national guard
9 personnel while on official duty.

10 (3) (a) Whoever possesses a frame or a receiver of a firearm that is not attached
11 to a firearm and that is not marked or engraved with a serial number is guilty of a
12 Class I felony.

13 (b) Paragraph (a) does not apply to a firearm frame or receiver manufactured
14 before 1968, a person who is licensed to manufacture undetectable firearms while on
15 official duty, a law enforcement officer while on official duty, or armed forces or
16 national guard personnel while on official duty.

17

18

(END)



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-4483/P1
CMH:klm

11
NO
changes

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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.

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

Parisi, Lori

From: Joers, Alex
Sent: Thursday, January 30, 2020 3:59 PM
To: LRB.Legal
Subject: Draft Review: LRB -4483/1

Please Jacket LRB -4483/1 for the ASSEMBLY.
