

Fiscal Estimate - 2023 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 23-5244/1	Introduction Number SB-0863
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Description
 a requirement to report lost or stolen firearms and providing a penalty

Fiscal Effect

State:

- No State Fiscal Effect
- Indeterminate
 - Increase Existing Appropriations
 - Decrease Existing Appropriations
 - Create New Appropriations
- Increase Existing Revenues
- Decrease Existing Revenues
- Increase Costs - May be possible to absorb within agency's budget
 - Yes
 - No
- Decrease Costs

Local:

- No Local Government Costs
- Indeterminate
 - 1. Increase Costs
 - 2. Decrease Costs
 - 3. Increase Revenue
 - 4. Decrease Revenue
- 5. Types of Local Government Units Affected
 - Towns
 - Counties
 - School Districts
 - Village
 - Others
 - WTCS Districts
 - Cities
- Permissive Mandatory
 - Permissive Mandatory
 - Permissive Mandatory
 - Permissive Mandatory

Fund Sources Affected **Affected Ch. 20 Appropriations**

GPR
 FED
 PRO
 PRS
 SEG
 SEGS

Agency/Prepared By DNR/ Paul Neumann (608) 266-0818	Authorized Signature Paul Neumann (608) 266-0818	Date 12/29/2023
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Fiscal Estimate Narratives

DNR 12/29/2023

LRB Number	23-5244/1	Introduction Number	SB-0863	Estimate Type	Original
Description a requirement to report lost or stolen firearms and providing a penalty					

Assumptions Used in Arriving at Fiscal Estimate

The bill requires a person who owns a firearm that is stolen or missing to report the theft or loss to a law enforcement agency within 24 hours of discovering the theft or loss. A person who violates this requirement is guilty of a Class A misdemeanor for a first offense and guilty of a Class I felony for a second or subsequent offense. A person who falsely reports a stolen or lost firearm is guilty of the current-law crime of obstructing an officer and is subject to a fine of up to \$10,000 or a sentence of imprisonment of up to nine months, or both.

The bill also requires a person who commercially sells or transfers a firearm to provide the purchaser or transferee a written notice of the requirement, created in this bill, to report a theft or loss of a firearm within 24 hours of discovering it. A seller or transferor who violates this requirement is subject to a fine of up to \$500 or imprisonment for up to 30 days, or both.

A. State Fiscal Impact

Presently, the Department of Natural Resources (DNR) does not process reports of stolen or missing firearms. Local law enforcement agencies are the primary point of contact for reporting lost firearms and investigating potential thefts.

Under this proposal, DNR would be required to receive lost or stolen firearm reports, create a file detailing the missing firearm, and forward that file to the Department of Justice (DOJ). Since DNR has not historically created or maintained these entries, the cost of implementation is indeterminate.

This proposal also creates a violation for filing false reports of a stolen or lost firearm, by applying the current-law prohibition for obstructing a law enforcement officer (s. 946.41). Since DNR does not have general authority to investigate that violation, DNR would need to refer instances of unlawful reporting to an appropriate local law enforcement agency having jurisdiction over the offense. The cost of such referrals is indeterminate.

B. Local Fiscal Impact

Local governments with law enforcement agencies may see additional notifications of stolen or missing firearms that were not reported prior to the mandatory reporting imposed by this proposal. The number of additional reports received by local law enforcement agencies, and the cost to process, is indeterminate.

Long-Range Fiscal Implications