$\begin{array}{c} LRB-1327/1\\ JEO:kaf:jlb \end{array}$

1997 SENATE BILL 65

February 12, 1997 – Introduced by Senators Rosenzweig, Wineke, Risser and Burke, cosponsored by Representatives Urban, Duff, M. Lehman, Bock, Wasserman, Notestein, R. Potter, Riley, La Fave, Morris-Tatum, Boyle and Baldwin. Referred to Committee on Judiciary, Campaign Finance Reform and Consumer Affairs.

- 1 AN ACT to create 175.36 of the statutes; relating to: the retail sale of firearms
- 2 and providing a penalty.

Analysis by the Legislative Reference Bureau

Current law provides that various conditions, including a background check of a prospective purchaser, must be met before a federally licensed firearms dealer may transfer a handgun after a sale. Current law also requires that upon the retail sale or transfer of any firearm, the person who is selling or transferring the firearm must provide a warning to the person buying or receiving the firearm about the possible criminal penalties that may be imposed if a person leaves a loaded firearm within the reach or easy access of a child.

This bill prohibits a federally licensed firearms dealer from transferring ownership of any firearm unless the firearm is securely locked with a trigger lock or cable lock, unless the firearm cannot, because of its design and manufacture, be fitted with a trigger lock or cable lock. The bill also prohibits any person from accepting the transfer of ownership of a firearm from a federally licensed firearms dealer unless the firearm is securely locked with a trigger lock or cable lock, unless the firearm cannot, because of its design and manufacture, be fitted with a trigger lock or cable lock. Any person who violates the bill's prohibitions may be fined not less than \$100 nor more than \$500.

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

SENATE BILL 65

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SECTION 1	1.	175	36	of the	statutes	is	created	to	read
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- 175.36 Trigger or cable lock required upon sale of firearm. (1) In this section, "firearms dealer" means any person engaged in the retail sale of firearms and having a license as a dealer issued by the U.S. department of the treasury.
- (2) (a) When a firearms dealer sells any firearm, he or she may not transfer ownership of that firearm to the person buying the firearm unless the firearm is securely locked with a trigger lock or cable lock, unless the firearm cannot, because of its design and manufacture, be fitted with a trigger lock or cable lock.
- (b) No person who is buying a firearm from a firearms dealer may accept the transfer of ownership of the firearm unless it is securely locked with a trigger lock or cable lock, unless the firearm cannot, because of its design and manufacture, be fitted with a trigger lock or cable lock.
- (c) This subsection does not prohibit a firearms dealer from charging the person who is buying a firearm for the trigger lock or cable lock in addition to the purchase price charged for the firearm.
- (3) Any person who violates sub. (2) shall be fined not less than \$100 nor more than \$500.

SECTION 2. Initial applicability.

(1) TRIGGER OR CABLE LOCK REQUIRED UPON SALE OF FIREARM. This act first applies to the sale of a firearm on the effective date of this subsection.

21 (END)