

Fiscal Estimate - 2021 Session

Original Updated Corrected Supplemental

LRB Number 21-2751/1 **Introduction Number** SB-624

Description
Background checks requirement before transfers of 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 Permissive Mandatory
- 2. Decrease Costs Permissive Mandatory
- 3. Increase Revenue Permissive Mandatory
- 4. Decrease Revenue Permissive Mandatory
- 5. Types of Local Government Units Affected
 - Towns Village Cities
 - Counties Others 0
 - School Districts WTCS Districts

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

GPR FED PRO PRS SEG SEGS

Agency/Prepared By	Authorized Signature	Date
CTS/ Caitlin Frederick (608) 267-1940	Karley Downing (608) 267-5277	12/15/2021

Fiscal Estimate Narratives

CTS 12/15/2021

LRB Number	21-2751/1	Introduction Number	SB-624	Estimate Type	Original
Description					
Background checks requirement before transfers of firearms and providing a penalty					

Assumptions Used in Arriving at Fiscal Estimate

Current law provides that a federally licensed firearms dealer may not transfer a handgun after a sale until the dealer has performed a background check on the prospective transferee to determine if he or she is prohibited from possessing a firearm.

This bill would generally prohibit a person from transferring any firearm, including the frame or receiver of a firearm, unless the transfer occurs through a federally licensed firearms dealer and involves a background check of the prospective transferee. Under the bill, the following are excepted from that prohibition: a transfer to a firearms dealer or to a law enforcement or armed services agency; a transfer of a firearm classified as antique; a transfer for no more than 14 days for the purpose of hunting or target shooting that involves no more than nominal consideration; or a transfer that is by gift, bequest, or inheritance to a family member. A person who is convicted of violating the prohibition is guilty of a misdemeanor and must be fined not less than \$500 nor more than \$10,000, may be imprisoned for not more than nine months, and may not possess a firearm for a period of two years.

The fiscal impact is indeterminate because it is difficult to predict how many individuals would be charged with the violations as a result of the new penalties. An increase in caseload could increase costs. In addition, the statutory tables would need to be updated to reflect the change in penalties.

Long-Range Fiscal Implications