

Firearms Legislation



Federal & State Regulations

<i>Firearm Offense</i>	<i>Concealed Carry</i>	<i>Straw Purchasing</i>	<i>Lost or Stolen</i>	<i>Mandatory Minimums (Poss.)</i>
Federal Law	No	Yes <i>18 USC 922(a)6</i> Felony 10 year max exposure	FFL's Only	Yes <i>18 USC 922(g) & (n)</i> With 3 or more convictions for felony crime of violence 15 year minimum
State Law	Yes <i>941.23</i> Misdemeanor 9 month max exposure No penalty for repeaters.	Yes <i>175.35(2e)</i> Misdemeanor 9 month max exposure Not prohibitive of further gun buys	No	No
MPD Recommends	2nd offence becomes a felony and disqualifier for future gun purchases	Support AB-373: State law changes misdemeanor to a felony	Graduated levels of charges for non-reporting	Mandatory minimums for firearm possession consistent with federal law

Repeal State Law ...

- ◆ **WI Stat. 66.0409** prohibits the city from enacting an ordinance or resolution that in any way regulates firearms that is *more stringent* than state statutes

... and /or

Strengthen State Regulations to ...

- ◆ **Fill gaps in federal law**
 - Such as no background check on non-FFLs at gun shows
- ◆ **Address concerns of specific communities and regions such as a Class “A” city like Milwaukee**
 - State law has more immediate application and focus
- ◆ **Act as a catalyst for broader reform**
 - Change state law to enable city ordinances to model and provide expanded enforcement, such as the current City loitering ordinance

MPD Legislative Goals

- ◆ **Keep guns out of the hands of dangerous individuals**
 - Rigid CCW permit process – anyone caught concealing without a permit faces a felony charge; and mandatory minimums
- ◆ **Attack the sources of illegal guns**
 - Straw purchasers and “lost or stolen” guns
- ◆ **Ensure prosecutorial commitment and judicial responsibility**
 - Mandatory minimums such as drug arrests
- ◆ **Ensure access to firearm transfer information by law enforcement**

Potential Legislative Proposals

- ◆ **Doubling sales tax or add fee to certain WI firearms sales**
 - Half the amount of the tax collected would be devoted to the prevention of gun violence
 - State law allows a county to impose a sales tax or use tax on any firearm, including ammunition or components
- ◆ **Regulate distance a felon can be from a gun store or show**
 - Similar to the current laws concerning no drug sales within 1,000 feet of a school; or sexual predators near elementary schools
- ◆ **Strengthen penalties issued to persons caught with a stolen firearm**

Be A Force

