

Fiscal Estimate - 2009 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 09-3679/1	Introduction Number SB-367
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Description
 Requiring a person to report a stolen or lost firearm, creating a database for stolen and lost firearms, and providing a penalty

Fiscal Effect

State:

No State Fiscal Effect
 Indeterminate

<input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Create New Appropriations	<input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Decrease Existing Revenues	<input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Decrease Costs
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Local:

No Local Government Costs
 Indeterminate

1. <input checked="" type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input checked="" type="checkbox"/> Mandatory 2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	3. <input type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	5. Types of Local Government Units Affected <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities <input checked="" type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts
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Fund Sources Affected	Affected Ch. 20 Appropriations
<input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	

Agency/Prepared By DOC/ Dustin Trickle (608) 240-5413	Authorized Signature Robert Margolies (608) 240-5056	Date 10/30/2009
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Fiscal Estimate Narratives

DOC 10/30/2009

LRB Number	09-3679/1	Introduction Number	SB-367	Estimate Type	Original
Description Requiring a person to report a stolen or lost firearm, creating a database for stolen and lost firearms, and providing a penalty					

Assumptions Used in Arriving at Fiscal Estimate

Under current law, a person who commercially transfers or sells a firearm to another person must provide that person a written warning that he or she may be fined or imprisoned for leaving a loaded firearm within easy access of a child if the child improperly possesses, discharges, or exhibits the firearm.

This bill requires the seller or transferor to provide the other person a written notice of the requirement, created in this bill, to report a theft or loss of a firearm within 48 hours of discovering the theft or loss. A seller or transferor who violates this requirement is guilty of a Class C misdemeanor. A person (owner) who violates the theft or loss reporting requirement is guilty of a Class B misdemeanor. If it is the person's second or subsequent violation the person (owner) is guilty of a Class A misdemeanor. A person who intentionally falsely reports a stolen or lost firearm is guilty of obstructing an officer, a Class A misdemeanor.

The Department of Corrections is unable to estimate the number of convictions which may occur under the provisions of this bill since statistics are not available to estimate the number of individuals who may fail to provide written notice upon firearm transfer, fail to report firearm theft or loss within 48 hours, or who may falsely report theft or loss of a firearm. Although the number of convictions associated with this bill may not be estimated, state costs could increase if offenders are convicted of this crime and placed on probation. The annual cost to supervise one offender is approximately \$2600.

The Department is unable to determine the fiscal impact of this bill upon county jails as well. Offenders found guilty and sentenced to incarceration for this crime would be sentenced to incarceration within county jails. As a result, local costs could increase.

Long-Range Fiscal Implications