



State of Wisconsin  
2019 - 2020 LEGISLATURE

LRB-0984/1  
CMH:ahe

## 2019 ASSEMBLY BILL 417

September 5, 2019 - Introduced by Representatives SUBECK, SARGENT, C. TAYLOR, ANDERSON, CROWLEY, EMERSON, KOLSTE, OHNSTAD and SINICKI, cosponsored by Senators L. TAYLOR, RISSER, JOHNSON and LARSON. Referred to Committee on Children and Families.

\*\*\*AUTHORS SUBJECT TO CHANGE\*\*\*

1     **AN ACT** *to amend* 968.02 (4) and 968.07 (3); and *to repeal and recreate* 948.55  
2             of the statutes; **relating to:** storage of a firearm in residence if child is present  
3             and providing a penalty.

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### *Analysis by the Legislative Reference Bureau*

This bill prohibits a person from storing or leaving a firearm at his or her residence if the person resides with a child who is under the age of 18, or knows a child who is under the age of 18 will be present in the residence, unless the firearm is in a securely locked box or container or other secure locked location or has a trigger lock engaged. A person who violates this prohibition is guilty of a Class A misdemeanor for a first offense and a Class I felony for a second or subsequent offense. This replaces the current law that penalizes a person who recklessly stores or leaves a loaded firearm within reach of a child who is under 14 if the child obtains it and does one of the following: 1) discharges the firearm and causes bodily harm or death (Class A misdemeanor); or 2) possesses or exhibits the firearm in a public place or endangers public safety (Class C misdemeanor).

Because this bill creates a new crime or revises a penalty for an existing crime, the Joint Review Committee on Criminal Penalties may be requested to prepare a report.

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

