



State of Wisconsin
2021 - 2022 LEGISLATURE

LRB-3502/1
CMH:amn

2021 SENATE BILL 461

July 21, 2021 - Introduced by Senators ERPENBACH, ROYS, L. TAYLOR, AGARD, RINGHAND and LARSON, cosponsored by Representatives HESSELBEIN, SUBECK, NEUBAUER, SNODGRASS, HEBL, SHELTON, ANDERSON, ANDRACA, POPE, STUBBS, SINICKI, EMERSON, OHNSTAD and VINING. Referred to Committee on Judiciary and Public Safety.

AUTHORS SUBJECT TO CHANGE

1 **AN ACT** *to amend* 939.6195 (1) (a) 1. and 941.291 (1) (b); and *to create* 941.293
2 of the statutes; **relating to:** prohibition against undetectable firearms,
3 possessing a frame or receiver of a firearm without a serial number, and
4 providing a penalty.

Analysis by the Legislative Reference Bureau

This bill prohibits the manufacture, transportation, sale, possession, and carrying of firearms that cannot be detected by metal detectors or airport x-ray machines or scanners. Federal law currently has a comparable prohibition; under this bill, the person would violate state law as well. A person who violates the state prohibition is guilty of a Class G felony.

This bill also prohibits the sale, posting, provision, or possession of plans for manufacturing an undetectable firearm. A person who violates the prohibition is guilty of a Class H felony.

Finally, the bill prohibits the possession of a frame or a receiver of a firearm that is not marked with a serial number. A person who violates the prohibition is guilty of a Class I felony.

SENATE BILL 461

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.

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

1 **SECTION 1.** 939.6195 (1) (a) 1. of the statutes is amended to read:

2 939.6195 (1) (a) 1. A violation of s. 941.29 ~~or~~, 941.2905, or 941.293.

3 **SECTION 2.** 941.291 (1) (b) of the statutes is amended to read:

4 941.291 (1) (b) “Violent felony” means any felony, or the solicitation, conspiracy,
5 or attempt to commit any felony, under s. 943.23 (1m) or (1r), 1999 stats., or s. 940.01,
6 940.02, 940.03, 940.05, 940.06, 940.08, 940.09, 940.10, 940.19, 940.195, 940.20,
7 940.201, 940.203, 940.21, 940.225, 940.23, 940.285 (2), 940.29, 940.295 (3), 940.30,
8 940.305, 940.31, 940.43 (1) to (3), 940.45 (1) to (3), 941.20, 941.26, 941.28, 941.29,
9 941.293, 941.30, 941.327, 943.01 (2) (c), 943.011, 943.013, 943.02, 943.04, 943.06,
10 943.10 (2), 943.23 (1g), 943.32, 943.81, 943.82, 943.83, 943.85, 943.86, 943.87,
11 943.88, 943.89, 943.90, 946.43, 947.015, 948.02 (1) or (2), 948.025, 948.03, 948.04,
12 948.05, 948.06, 948.07, 948.08, 948.085, or 948.30; or, if the victim is a financial
13 institution, as defined in s. 943.80 (2), a felony, or the solicitation, conspiracy, or
14 attempt to commit a felony under s. 943.84 (1) or (2).

15 **SECTION 3.** 941.293 of the statutes is created to read:

16 **941.293 Undetectable firearms; serial numbers on firearm**
17 **components. (1)** In this section:

18 (a) “Major component” means the barrel, the slide or cylinder, or the frame or
19 receiver of a firearm.

20 (b) “Undetectable firearm” means any of the following:

