

AMENDED IN SENATE APRIL 25, 2002

AMENDED IN SENATE APRIL 4, 2002

SENATE BILL

No. 1812

Introduced by Senator Brulte

February 22, 2002

An act to amend Section 12133 of the Penal Code, relating to firearms.

LEGISLATIVE COUNSEL'S DIGEST

SB 1812, as amended, Brulte. Firearms.

Existing law makes it a crime to manufacture or cause to be manufactured, import into the state, keep for sale, offer or expose for sale, give, lend, or possess unsafe handguns. Existing law requires the Department of Justice to compile, publish, and maintain a roster listing of all the pistols, revolvers, and other firearms capable of being concealed upon the person that have been tested by a certified testing laboratory, have been determined not to be unsafe handguns, and that may be sold in this state. Existing law exempts from this prohibition, and exempts from related requirements concerning the testing of firearms, specified single-action revolvers if any enumerated specifications for the revolver are satisfied.

This bill would also exempt a single shot pistol, as defined, from these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 12133 of the Penal Code is amended to
2 read:

3 12133. (a) The provisions of this chapter shall not apply to a
4 single-action revolver that has at least a five-cartridge capacity, ~~or~~
5 ~~to a single shot pistol~~, with a barrel length of not less than three
6 inches, and meets any of the following specifications:

7 (1) Was originally manufactured prior to 1900 and is a curio or
8 relic, as defined in Section 178.11 of Title 27 of the Code of
9 Federal Regulations.

10 (2) Has an overall length measured parallel to the barrel of at
11 least seven and one-half inches when the handle, frame or receiver,
12 and barrel are assembled.

13 (3) Has an overall length measured parallel to the barrel of at
14 least seven and one-half inches when the handle, frame or receiver,
15 and barrel are assembled and that is currently approved for
16 importation into the United States pursuant to the provisions of
17 paragraph (3) of subsection (d) of Section 925 of Title 18 of the
18 United States Code.

19 (b) ~~For purposes of this section, a “single shot pistol” means~~
20 ~~a pistol~~ *This chapter shall not apply to a single shot pistol with a*
21 *barrel length of not less than three inches, without a fixed or*
22 *detachable magazine, that has a capacity of no more than one*
23 *cartridge and that must be manually operated after each round is*
24 *discharged in order to load another round into the firing chamber.*

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