

Introduced by Senator La Malfa

February 23, 2012

An act to amend Section 32015 of the Penal Code, relating to firearms.

LEGISLATIVE COUNSEL'S DIGEST

SB 1286, as introduced, La Malfa. Firearms: handgun registry.

Existing law requires the Department of Justice to maintain a roster listing handguns that are not unsafe that may be sold in this state. The department is authorized to charge licensed firearm manufacturers and persons who import into the state for sale, keep for sale, or offer or expose for sale, any pistol, revolver, or other firearm capable of being concealed upon the person in this state, an annual fee not exceeding the costs of preparing, publishing, and maintaining the roster, and the costs of research and development, report analysis, firearms storage, and other program infrastructure costs necessary to implement those provisions related to determining unsafe handguns.

This bill would make a technical, nonsubstantive change to 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 32015 of the Penal Code is amended to
2 read:
3 32015. (a) On and after January 1, 2001, the Department of
4 Justice shall compile, publish, and thereafter maintain a roster
5 listing all of the pistols, revolvers, and other firearms capable of

1 being concealed upon the person that have been tested by a certified
2 testing laboratory, have been determined not to be unsafe handguns,
3 and may be sold in this state pursuant to this part. The roster shall
4 list, for each firearm, the manufacturer, model number, and model
5 name.

6 (b) (1) The department may charge every person in this state
7 who is licensed as a manufacturer of firearms pursuant to Chapter
8 44 (commencing with Section 921) of Title 18 of the United States
9 Code, and any person in this state who manufactures or causes to
10 be manufactured, imports into the state for sale, keeps for sale, or
11 offers or exposes for sale any pistol, revolver, or other firearm
12 capable of being concealed upon the person in this state, an annual
13 fee not exceeding the costs of preparing, publishing, and
14 maintaining the roster pursuant to subdivision (a), and the costs
15 of research and development, report analysis, firearms storage,
16 and other program infrastructure costs necessary to implement
17 Sections 31900 to 32110, inclusive.

18 (2) ~~Any~~A pistol, revolver, or other firearm capable of being
19 concealed upon the person that is manufactured by a manufacturer
20 who manufactures or causes to be manufactured, imports into the
21 state for sale, keeps for sale, or offers or exposes for sale any pistol,
22 revolver, or other firearm capable of being concealed upon the
23 person in this state, and who fails to pay any fee required pursuant
24 to paragraph (1), may be excluded from the roster.

25 (3) If a purchaser has initiated a transfer of a handgun that is
26 listed on the roster as not unsafe, and prior to the completion of
27 the transfer, the handgun is removed from the roster of not unsafe
28 handguns because of failure to pay the fee required to keep that
29 handgun listed on the roster, the handgun shall be deliverable to
30 the purchaser if the purchaser is not otherwise prohibited from
31 purchasing or possessing the handgun. However, if a purchaser
32 has initiated a transfer of a handgun that is listed on the roster as
33 not unsafe, and prior to the completion of the transfer, the handgun
34 is removed from the roster pursuant to subdivision (d) of Section
35 32020, the handgun shall not be deliverable to the purchaser.