

Introduced by Senator Wright

February 20, 2014

An act to amend Section 17505 of the Penal Code, relating to weapons.

LEGISLATIVE COUNSEL'S DIGEST

SB 1223, as introduced, Wright. Weapons: advertising.

Existing law prohibits the possession of various weapons and related products, including machineguns and assault weapons. Existing law makes it a crime for any person, as defined, to advertise the sale of any weapon or device, the possession of which is prohibited, including machineguns and assault weapons, in any newspaper, magazine, circular, form letter, or open publication that is published, distributed, or circulated in California, or on any billboard, card, label, or other advertising medium, or by means of any other advertising device.

This bill would add as an element of this crime that a person intended for a weapon or device to be sold in this state to any person prohibited from possessing that weapon or device.

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 17505 of the Penal Code is amended to
 2 read:
 3 17505. It shall be unlawful for any person, as defined in Section
 4 16970, to advertise the sale of any weapon or device, ~~the possession~~
 5 ~~of which is prohibited~~ *intended to be sold in this state to any person*
 6 *prohibited from possessing that weapon or device* by Section

1 18710, 20110, 30315, 30320, 32625, or 33410, by Article 2
2 (commencing with Section 30600) of Chapter 2 of Division 10 of
3 Title 4, or by any provision listed in Section 16590, in any
4 newspaper, magazine, circular, form letter, or open publication
5 that is published, distributed, or circulated in this state, or on any
6 billboard, card, label, or other advertising medium, or by means
7 of any other advertising device.

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