

AMENDED IN SENATE JUNE 22, 2016

AMENDED IN ASSEMBLY MAY 31, 2016

AMENDED IN ASSEMBLY APRIL 6, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 1674

Introduced by Assembly Member Santiago
(Coauthors: Assembly Members Bonta, Chiu, Gipson, Levine,
McCarty, and Ting)
(Coauthor: Senator Leno)

January 19, 2016

An act to amend Sections 26835, 27535, 27540, and 27590 of the Penal Code, relating to firearms.

LEGISLATIVE COUNSEL'S DIGEST

AB 1674, as amended, Santiago. Firearms: transfers.

Existing law, subject to exceptions, prohibits a person from making more than one application to purchase a handgun within any 30-day period. Violation of that prohibition is a crime. Existing law exempts from that prohibition a firearms transaction where neither of the parties is a firearms dealer if the transaction is completed through a dealer. Existing law prohibits a firearms dealer from delivering a handgun to a person whenever the dealer is notified by the Department of Justice that within the preceding 30-day period the purchaser has made another application to purchase a handgun that does not fall within an exception to the 30-day prohibition. A violation of that delivery prohibition by the dealer is a crime.

This bill would make the 30-day prohibition and the dealer delivery prohibition described above applicable to all types of firearms. The bill

would delete the private party transaction exemption to the 30-day prohibition and instead would exempt from that prohibition the transfer of a firearm conducted through a licensed firearms dealer if the firearm is being transferred by bequest or intestate ~~succession~~. *succession, the purchase of a firearm that is not a handgun or a finished frame or receiver by a licensed hunter, and the purchase of a firearm from a nonprofit entity conducting an auction or similar event, as specified.* The bill would make additional conforming changes and technical, nonsubstantive changes.

By expanding the scope of existing crimes, this bill would impose a state-mandated local program.

This bill would incorporate changes to Sections 26835 and 27535 of the Penal Code proposed by both this bill and SB 894, which would become operative only if both bills are enacted and become effective on or before January 1, 2017, and this bill is chaptered last.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

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

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

1 SECTION 1. Section 26835 of the Penal Code is amended to
2 read:
3 26835. A licensee shall post conspicuously within the licensed
4 premises the following warnings in block letters not less than one
5 inch in height:
6
7 (a) “IF YOU KEEP A LOADED FIREARM WITHIN ANY
8 PREMISES UNDER YOUR CUSTODY OR CONTROL, AND
9 A PERSON UNDER 18 YEARS OF AGE OBTAINS IT AND
10 USES IT, RESULTING IN INJURY OR DEATH, OR CARRIES
11 IT TO A PUBLIC PLACE, YOU MAY BE GUILTY OF A
12 MISDEMEANOR OR A FELONY UNLESS YOU STORED
13 THE FIREARM IN A LOCKED CONTAINER OR LOCKED
14 THE FIREARM WITH A LOCKING DEVICE, TO KEEP IT
15 FROM TEMPORARILY FUNCTIONING.”

1 (b) “IF YOU KEEP A PISTOL, REVOLVER, OR OTHER
2 FIREARM CAPABLE OF BEING CONCEALED UPON THE
3 PERSON, WITHIN ANY PREMISES UNDER YOUR CUSTODY
4 OR CONTROL, AND A PERSON UNDER 18 YEARS OF AGE
5 GAINS ACCESS TO THE FIREARM, AND CARRIES IT
6 OFF-PREMISES, YOU MAY BE GUILTY OF A
7 MISDEMEANOR, UNLESS YOU STORED THE FIREARM IN
8 A LOCKED CONTAINER, OR LOCKED THE FIREARM WITH
9 A LOCKING DEVICE, TO KEEP IT FROM TEMPORARILY
10 FUNCTIONING.”

11 (c) “IF YOU KEEP ANY FIREARM WITHIN ANY
12 PREMISES UNDER YOUR CUSTODY OR CONTROL, AND
13 A PERSON UNDER 18 YEARS OF AGE GAINS ACCESS TO
14 THE FIREARM, AND CARRIES IT OFF-PREMISES TO A
15 SCHOOL OR SCHOOL-SPONSORED EVENT, YOU MAY BE
16 GUILTY OF A MISDEMEANOR, INCLUDING A FINE OF UP
17 TO FIVE THOUSAND DOLLARS (\$5,000), UNLESS YOU
18 STORED THE FIREARM IN A LOCKED CONTAINER, OR
19 LOCKED THE FIREARM WITH A LOCKING DEVICE.”

20 (d) “IF YOU NEGLIGENTLY STORE OR LEAVE A
21 LOADED FIREARM WITHIN ANY PREMISES UNDER YOUR
22 CUSTODY OR CONTROL, WHERE A PERSON UNDER 18
23 YEARS OF AGE IS LIKELY TO ACCESS IT, YOU MAY BE
24 GUILTY OF A MISDEMEANOR, INCLUDING A FINE OF UP
25 TO ONE THOUSAND DOLLARS (\$1,000), UNLESS YOU
26 STORED THE FIREARM IN A LOCKED CONTAINER, OR
27 LOCKED THE FIREARM WITH A LOCKING DEVICE.”

28 (e) “DISCHARGING FIREARMS IN POORLY VENTILATED
29 AREAS, CLEANING FIREARMS, OR HANDLING
30 AMMUNITION MAY RESULT IN EXPOSURE TO LEAD, A
31 SUBSTANCE KNOWN TO CAUSE BIRTH DEFECTS,
32 REPRODUCTIVE HARM, AND OTHER SERIOUS PHYSICAL
33 INJURY. HAVE ADEQUATE VENTILATION AT ALL TIMES.
34 WASH HANDS THOROUGHLY AFTER EXPOSURE.”

35 (f) “FEDERAL REGULATIONS PROVIDE THAT IF YOU
36 DO NOT TAKE PHYSICAL POSSESSION OF THE FIREARM
37 THAT YOU ARE ACQUIRING OWNERSHIP OF WITHIN 30
38 DAYS AFTER YOU COMPLETE THE INITIAL
39 BACKGROUND CHECK PAPERWORK, THEN YOU HAVE
40 TO GO THROUGH THE BACKGROUND CHECK PROCESS

1 A SECOND TIME IN ORDER TO TAKE PHYSICAL
2 POSSESSION OF THAT FIREARM.”

3 (g) “NO PERSON SHALL MAKE AN APPLICATION TO
4 PURCHASE MORE THAN ONE FIREARM WITHIN ANY
5 30-DAY PERIOD AND NO DELIVERY SHALL BE MADE TO
6 ANY PERSON WHO HAS MADE AN APPLICATION TO
7 PURCHASE MORE THAN ONE FIREARM WITHIN ANY
8 30-DAY PERIOD.”

9 —

10 *SEC. 1.5. Section 26835 of the Penal Code is amended to read:*

11 26835. A licensee shall post conspicuously within the licensed
12 premises the following warnings in block letters not less than one
13 inch in height:

14

15 (a) “IF YOU KEEP A LOADED FIREARM WITHIN ANY
16 PREMISES UNDER YOUR CUSTODY OR CONTROL, AND
17 A PERSON UNDER 18 YEARS OF AGE OBTAINS IT AND
18 USES IT, RESULTING IN INJURY OR DEATH, OR CARRIES
19 IT TO A PUBLIC PLACE, YOU MAY BE GUILTY OF A
20 MISDEMEANOR OR A FELONY UNLESS YOU STORED
21 THE FIREARM IN A LOCKED CONTAINER OR LOCKED
22 THE FIREARM WITH A LOCKING DEVICE, TO KEEP IT
23 FROM TEMPORARILY FUNCTIONING.”

24 (b) “IF YOU KEEP A PISTOL, REVOLVER, OR OTHER
25 FIREARM CAPABLE OF BEING CONCEALED UPON THE
26 PERSON, WITHIN ANY PREMISES UNDER YOUR CUSTODY
27 OR CONTROL, AND A PERSON UNDER 18 YEARS OF AGE
28 GAINS ACCESS TO THE FIREARM, AND CARRIES IT
29 OFF-PREMISES, YOU MAY BE GUILTY OF A
30 MISDEMEANOR, UNLESS YOU STORED THE FIREARM IN
31 A LOCKED CONTAINER, OR LOCKED THE FIREARM WITH
32 A LOCKING DEVICE, TO KEEP IT FROM TEMPORARILY
33 FUNCTIONING.”

34 (c) “IF YOU KEEP ANY FIREARM WITHIN ANY
35 PREMISES UNDER YOUR CUSTODY OR CONTROL, AND
36 A PERSON UNDER 18 YEARS OF AGE GAINS ACCESS TO
37 THE FIREARM, AND CARRIES IT OFF-PREMISES TO A
38 SCHOOL OR SCHOOL-SPONSORED EVENT, YOU MAY BE
39 GUILTY OF A MISDEMEANOR, INCLUDING A FINE OF UP
40 TO FIVE THOUSAND DOLLARS (\$5,000), UNLESS YOU

1 STORED THE FIREARM IN A LOCKED CONTAINER, OR
2 LOCKED THE FIREARM WITH A LOCKING DEVICE.”

3 (d) “IF YOU NEGLIGENTLY STORE OR LEAVE A
4 LOADED FIREARM WITHIN ANY PREMISES UNDER YOUR
5 CUSTODY OR CONTROL, WHERE A PERSON UNDER 18
6 YEARS OF AGE IS LIKELY TO ACCESS IT, YOU MAY BE
7 GUILTY OF A MISDEMEANOR, INCLUDING A FINE OF UP
8 TO ONE THOUSAND DOLLARS (\$1,000), UNLESS YOU
9 STORED THE FIREARM IN A LOCKED CONTAINER, OR
10 LOCKED THE FIREARM WITH A LOCKING DEVICE.”

11 (e) “DISCHARGING FIREARMS IN POORLY VENTILATED
12 AREAS, CLEANING FIREARMS, OR HANDLING
13 AMMUNITION MAY RESULT IN EXPOSURE TO LEAD, A
14 SUBSTANCE KNOWN TO CAUSE BIRTH DEFECTS,
15 REPRODUCTIVE HARM, AND OTHER SERIOUS PHYSICAL
16 INJURY. HAVE ADEQUATE VENTILATION AT ALL TIMES.
17 WASH HANDS THOROUGHLY AFTER EXPOSURE.”

18 (f) “FEDERAL REGULATIONS PROVIDE THAT IF YOU
19 DO NOT TAKE PHYSICAL POSSESSION OF THE FIREARM
20 THAT YOU ARE ACQUIRING OWNERSHIP OF WITHIN 30
21 DAYS AFTER YOU COMPLETE THE INITIAL
22 BACKGROUND CHECK PAPERWORK, THEN YOU HAVE
23 TO GO THROUGH THE BACKGROUND CHECK PROCESS
24 A SECOND TIME IN ORDER TO TAKE PHYSICAL
25 POSSESSION OF THAT FIREARM.”

26 (g) “NO PERSON SHALL MAKE AN APPLICATION TO
27 PURCHASE MORE THAN ONE ~~PISTOL, REVOLVER, OR~~
28 ~~OTHER FIREARM CAPABLE OF BEING CONCEALED UPON~~
29 ~~THE PERSON FIREARM~~ WITHIN ANY 30-DAY PERIOD AND
30 NO DELIVERY SHALL BE MADE TO ANY PERSON WHO
31 HAS MADE AN APPLICATION TO PURCHASE MORE THAN
32 ONE ~~PISTOL, REVOLVER, OR OTHER FIREARM CAPABLE~~
33 ~~OF BEING CONCEALED UPON THE PERSON FIREARM~~
34 WITHIN ANY 30-DAY PERIOD.”

35 (h) “*IF A FIREARM YOU OWN OR POSSESS IS LOST OR*
36 *STOLEN, YOU MUST REPORT THE LOSS OR THEFT TO A*
37 *LOCAL LAW ENFORCEMENT AGENCY WHERE THE LOSS*
38 *OR THEFT OCCURRED WITHIN FIVE DAYS OF THE TIME*
39 *YOU KNEW OR REASONABLY SHOULD HAVE KNOWN THAT*
40 *THE FIREARM HAD BEEN LOST OR STOLEN.*”

1

2 SEC. 2. Section 27535 of the Penal Code is amended to read:

3 27535. (a) A person shall not make an application to purchase
4 more than one firearm within any 30-day period.

5 (b) Subdivision (a) does not apply to any of the following:

6 (1) Any law enforcement agency.

7 (2) Any agency duly authorized to perform law enforcement
8 duties.

9 (3) Any state or local correctional facility.

10 (4) Any private security company licensed to do business in
11 California.

12 (5) Any person who is properly identified as a full-time paid
13 peace officer, as defined in Chapter 4.5 (commencing with Section
14 830) of Title 3 of Part 2, and who is authorized to, and does, carry
15 a firearm during the course and scope of employment as a peace
16 officer.

17 (6) Any motion picture, television, or video production company
18 or entertainment or theatrical company whose production by its
19 nature involves the use of a firearm.

20 (7) Any person who may, pursuant to Article 2 (commencing
21 with Section 27600), Article 3 (commencing with Section 27650),
22 or Article 4 (commencing with Section 27700), claim an exemption
23 from the waiting period set forth in Section 27540.

24 (8) Any person who is licensed as a collector pursuant to Chapter
25 44 (commencing with Section 921) of Title 18 of the United States
26 Code and the regulations issued pursuant thereto, and has a current
27 certificate of eligibility issued by the Department of Justice
28 pursuant to Article 1 (commencing with Section 26700) of Chapter
29 2.

30 (9) The exchange of a firearm where the dealer purchased that
31 firearm from the person seeking the exchange within the 30-day
32 period immediately preceding the date of exchange or replacement.

33 (10) The replacement of a firearm when the person's firearm
34 was lost or stolen, and the person reported that firearm lost or
35 stolen prior to the completion of the application to purchase to any
36 local law enforcement agency of the city, county, or city and county
37 in which the person resides.

38 (11) The return of any firearm to its owner.

39 (12) A community college that is certified by the Commission
40 on Peace Officer Standards and Training to present the law

1 enforcement academy basic course or other commission-certified
2 law enforcement training.

3 (13) A transaction completed through a licensed firearms dealer
4 pursuant to Chapter 5 (commencing with Section 28050) if both
5 of the following conditions apply:

6 (A) The transferor is an executor or administrator of an estate.

7 (B) The transferee is a person acquiring ownership of the firearm
8 by bequest or intestate succession from the estate.

9 (14) *The purchase of a firearm that is not a handgun or a*
10 *finished frame or receiver by a person who has been issued a valid*
11 *hunting license by the state.*

12 (15) *The purchase of a firearm that is not a handgun acquired*
13 *at an auction or similar event conducted by a nonprofit public*
14 *benefit or mutual benefit corporation to fund the activities of that*
15 *corporation or local chapters of that corporation.*

16 SEC. 2.5. Section 27535 of the Penal Code is amended to read:

17 27535. (a) ~~No~~A person shall not make an application to
18 purchase more than one ~~handgun~~ firearm within any 30-day period.

19 (b) Subdivision (a) ~~shall~~ does not apply to any of the following:

20 (1) Any law enforcement agency.

21 (2) Any agency duly authorized to perform law enforcement
22 duties.

23 (3) Any state or local correctional facility.

24 (4) Any private security company licensed to do business in
25 California.

26 (5) Any person who is properly identified as a full-time paid
27 peace officer, as defined in Chapter 4.5 (commencing with Section
28 830) of Title 3 of Part 2, and who is authorized to, and ~~does~~ does,
29 carry a firearm during the course and scope of employment as a
30 peace officer.

31 (6) Any motion picture, television, or video production company
32 or entertainment or theatrical company whose production by its
33 nature involves the use of a firearm.

34 (7) Any person who may, pursuant to Article 2 (commencing
35 with Section 27600), Article 3 (commencing with Section 27650),
36 or Article 4 (commencing with Section 27700), claim an exemption
37 from the waiting period set forth in Section 27540.

38 ~~(8) Any transaction conducted through a licensed firearms dealer~~
39 ~~pursuant to Chapter 5 (commencing with Section 28050).~~

40 (9)

1 (8) Any person who is licensed as a collector pursuant to Chapter
2 44 (commencing with Section 921) of Title 18 of the United States
3 Code and the regulations issued pursuant thereto, and has a current
4 certificate of eligibility issued by the Department of Justice
5 pursuant to Article 1 (commencing with Section 26700) of Chapter
6 2.

7 ~~(10)~~

8 (9) The exchange of a ~~handgun~~ *firearm* where the dealer
9 purchased that firearm from the person seeking the exchange within
10 the 30-day period immediately preceding the date of exchange or
11 replacement.

12 ~~(11)~~

13 (10) The replacement of a ~~handgun~~ *firearm* when the person's
14 ~~handgun~~ *firearm* was lost or stolen, and the person reported that
15 firearm lost or stolen *pursuant to Section 25250* prior to the
16 completion of the application to purchase ~~to any local law~~
17 ~~enforcement agency of the city, county, or city and county in which~~
18 ~~the person resides.~~ *the replacement firearm.*

19 ~~(12)~~

20 (11) The return of any ~~handgun~~ *firearm* to its owner.

21 ~~(13)~~

22 (12) A community college that is certified by the Commission
23 on Peace Officer Standards and Training to present the law
24 enforcement academy basic course or other commission-certified
25 law enforcement training.

26 (13) *A transaction completed through a licensed firearms dealer*
27 *pursuant to Chapter 5 (commencing with Section 28050) if both*
28 *of the following conditions apply:*

29 (A) *The transferor is an executor or administrator of an estate.*

30 (B) *The transferee is a person acquiring ownership of the*
31 *firearm by bequest or intestate succession from the estate.*

32 (14) *The purchase of a firearm that is not a handgun or a*
33 *finished frame or receiver by a person who has been issued a valid*
34 *hunting license by the state.*

35 (15) *The purchase of a firearm that is not a handgun acquired*
36 *at an auction or similar event conducted by a nonprofit public*
37 *benefit or mutual benefit corporation to fund the activities of that*
38 *corporation or local chapters of that corporation.*

39 SEC. 3. Section 27540 of the Penal Code is amended to read:

1 27540. A dealer, whether or not acting pursuant to Chapter 5
2 (commencing with Section 28050), shall not deliver a firearm to
3 a person, as follows:

4 (a) Within 10 days of the application to purchase, or, after notice
5 by the department pursuant to Section 28220, within 10 days of
6 the submission to the department of any correction to the
7 application, or within 10 days of the submission to the department
8 of any fee required pursuant to Section 28225, whichever is later.

9 (b) Unless unloaded and securely wrapped or unloaded and in
10 a locked container.

11 (c) Unless the purchaser, transferee, or person being loaned the
12 firearm presents clear evidence of the person's identity and age to
13 the dealer.

14 (d) Whenever the dealer is notified by the Department of Justice
15 that the person is prohibited by state or federal law from possessing,
16 receiving, owning, or purchasing a firearm.

17 (e) A handgun shall not be delivered unless the purchaser,
18 transferee, or person being loaned the handgun presents a handgun
19 safety certificate. Commencing January 1, 2015, any firearm,
20 including a handgun, shall not be delivered unless the purchaser,
21 transferee, or person being loaned the firearm presents a firearm
22 safety certificate to the dealer, except that, in the case of a handgun,
23 an unexpired handgun safety certificate may be presented.

24 (f) A firearm shall not be delivered whenever the dealer is
25 notified by the Department of Justice that within the preceding
26 30-day period the purchaser has made another application to
27 purchase a firearm and that the previous application to purchase
28 did not involve any of the entities or circumstances specified in
29 subdivision (b) of Section 27535.

30 SEC. 4. Section 27590 of the Penal Code is amended to read:

31 27590. (a) Except as provided in subdivision (b), (c), or (e),
32 a violation of this article is a misdemeanor.

33 (b) If any of the following circumstances apply, a violation of
34 this article is punishable by imprisonment pursuant to subdivision
35 (h) of Section 1170 for two, three, or four years:

36 (1) If the violation is of subdivision (a) of Section 27500.

37 (2) If the defendant has a prior conviction of violating the
38 provisions, other than Section 27535, Section 27560 involving a
39 firearm that is not a handgun, or Section 27565 involving a firearm
40 that is not a handgun, of this article or former Section 12100 of

1 this code, as Section 12100 read at any time from when it was
2 enacted by Section 3 of Chapter 1386 of the Statutes of 1988 to
3 when it was repealed by Section 18 of Chapter 23 of the Statutes
4 of 1994, or Section 8101 of the Welfare and Institutions Code.

5 (3) If the defendant has a prior conviction of violating any
6 offense specified in Section 29905 or of a violation of Section
7 32625 or 33410, or of former Section 12560, as that section read
8 at any time from when it was enacted by Section 4 of Chapter 931
9 of the Statutes of 1965 to when it was repealed by Section 14 of
10 Chapter 9 of the Statutes of 1990, or of any provision listed in
11 Section 16590.

12 (4) If the defendant is in a prohibited class described in Chapter
13 2 (commencing with Section 29800) or Chapter 3 (commencing
14 with Section 29900) of Division 9, or Section 8100 or 8103 of the
15 Welfare and Institutions Code.

16 (5) A violation of this article by a person who actively
17 participates in a “criminal street gang” as defined in Section 186.22.

18 (6) A violation of Section 27510 involving the delivery of any
19 firearm to a person who the dealer knows, or should know, is a
20 minor.

21 (c) If any of the following circumstances apply, a violation of
22 this article shall be punished by imprisonment in a county jail not
23 exceeding one year or pursuant to subdivision (h) of Section 1170,
24 or by a fine not to exceed one thousand dollars (\$1,000), or by
25 both that fine and imprisonment:

26 (1) A violation of Section 27515, 27520, or subdivision (b) of
27 Section 27500.

28 (2) A violation of Section 27505 involving the sale, loan, or
29 transfer of a handgun to a minor.

30 (3) A violation of Section 27510 involving the delivery of a
31 handgun.

32 (4) A violation of subdivision (a), (c), (d), (e), or (f) of Section
33 27540 involving a handgun.

34 (5) A violation of Section 27545 involving a handgun.

35 (6) A violation of Section 27550.

36 (7) A violation of Section 27585 involving a handgun.

37 (d) If both of the following circumstances apply, an additional
38 term of imprisonment pursuant to subdivision (h) of Section 1170
39 for one, two, or three years shall be imposed in addition and
40 consecutive to the sentence prescribed:

1 (1) A violation of Section 27510 or subdivision (b) of Section
2 27500.

3 (2) The firearm transferred in violation of Section 27510 or
4 subdivision (b) of Section 27500 is used in the subsequent
5 commission of a felony for which a conviction is obtained and the
6 prescribed sentence is imposed.

7 (e) (1) A first violation of Section 27535 is an infraction
8 punishable by a fine of fifty dollars (\$50).

9 (2) A second violation of Section 27535 is an infraction
10 punishable by a fine of one hundred dollars (\$100).

11 (3) A third or subsequent violation of Section 27535 is a
12 misdemeanor.

13 (4) For purposes of this subdivision each application to purchase
14 a firearm in violation of Section 27535 shall be deemed a separate
15 offense.

16 *SEC. 5. Section 1.5 of this bill incorporates amendments to*
17 *Section 26835 of the Penal Code proposed by both this bill and*
18 *Senate Bill 894. It shall only become operative if (1) both bills are*
19 *enacted and become effective on or before January 1, 2017, (2)*
20 *each bill amends Section 26835 of the Penal Code, and (3) this*
21 *bill is enacted after Senate Bill 894, in which case Section 1 of this*
22 *bill shall not become operative.*

23 *SEC. 6. Section 2.5 of this bill incorporates amendments to*
24 *Section 27535 of the Penal Code proposed by both this bill and*
25 *Senate Bill 894. It shall only become operative if (1) both bills are*
26 *enacted and become effective on or before January 1, 2017, (2)*
27 *each bill amends Section 27535 of the Penal Code, and (3) this*
28 *bill is enacted after Senate Bill 894, in which case Section 2 of this*
29 *bill shall not become operative.*

30 ~~SEC. 5.~~

31 *SEC. 7. No reimbursement is required by this act pursuant to*
32 *Section 6 of Article XIII B of the California Constitution because*
33 *the only costs that may be incurred by a local agency or school*
34 *district will be incurred because this act creates a new crime or*
35 *infraction, eliminates a crime or infraction, or changes the penalty*
36 *for a crime or infraction, within the meaning of Section 17556 of*
37 *the Government Code, or changes the definition of a crime within*

- 1 the meaning of Section 6 of Article XIII B of the California
- 2 Constitution.

O