

ASSEMBLY BILL

No. 2510

Introduced by Assembly Member Linder

February 19, 2016

An act to amend Section 26175 of the Penal Code, relating to firearms.

LEGISLATIVE COUNSEL'S DIGEST

AB 2510, as introduced, Linder. Firearms: license to carry concealed: uniform license.

Existing law authorizes the sheriff of a county or a chief or other head of a municipal police department of a city or a city and county to issue a license to carry a concealed firearm upon proof that the person applying for the license is of good moral character, that good cause exists for the issuance, that the applicant satisfies specified residency requirements, and that the applicant has completed a course of specified training.

Existing law requires that licenses and applications for licenses be uniform throughout the state, and to be submitted upon forms prescribed by the Attorney General.

This bill would require the Attorney General to develop a uniform license that may be used as indicia of proof of licensure throughout the state. The bill would require the Attorney General to approve the use of licenses issued by local agencies if they contain specified information and a recent photograph of the applicant. The bill would require the Attorney General to retain exemplars of approved licenses and maintain a list of agencies issuing local licenses.

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

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

1 SECTION 1. Section 26175 of the Penal Code is amended to
2 read:

3 26175. (a) (1) Applications for licenses, ~~applications for~~
4 ~~amendments to licenses, amendments to licenses, and licenses and~~
5 *applications for amendments to licenses* under this article shall be
6 uniform throughout the state, upon forms to be prescribed by the
7 Attorney General.

8 (2) The Attorney General shall convene a committee composed
9 of one representative of the California State Sheriffs' Association,
10 one representative of the California Police Chiefs Association, and
11 one representative of the Department of Justice to review, and, as
12 deemed appropriate, revise the standard application form for
13 licenses. The committee shall meet for this purpose if two of the
14 committee's members deem that necessary.

15 (3) (A) *The Attorney General shall develop a uniform license*
16 *that may be used as indicia of proof of licensure throughout the*
17 *state.*

18 (B) *The Attorney General shall approve the use of licenses*
19 *issued by local agencies provided that the licenses contain all the*
20 *information required in subdivision (i) and a recent photograph*
21 *of the applicant. The Attorney General shall retain exemplars of*
22 *approved licenses and shall maintain a list of agencies issuing*
23 *local licenses. Approved licenses may be used as indicia of proof*
24 *of licensure under this chapter in lieu of the uniform license*
25 *developed by the Attorney General.*

26 (b) The application shall include a section summarizing the
27 statutory provisions of state law that result in the automatic denial
28 of a license.

29 (c) The standard application form for licenses described in
30 subdivision (a) shall require information from the applicant,
31 including, but not limited to, the name, occupation, residence, and
32 business address of the applicant, the applicant's age, height,
33 weight, color of eyes and hair, and reason for desiring a license to
34 carry the weapon.

35 (d) Applications for licenses shall be filed in writing and signed
36 by the applicant.

37 (e) Applications for amendments to licenses shall be filed in
38 writing and signed by the applicant, and shall state what type of

1 amendment is sought pursuant to Section 26215 and the reason
2 for desiring the amendment.

3 (f) The forms shall contain a provision whereby the applicant
4 attests to the truth of statements contained in the application.

5 (g) An applicant shall not be required to complete any additional
6 application or form for a license, or to provide any information
7 other than that necessary to complete the standard application form
8 described in subdivision (a), except to clarify or interpret
9 information provided by the applicant on the standard application
10 form.

11 (h) The standard application form described in subdivision (a)
12 is deemed to be a local form expressly exempt from the
13 requirements of the Administrative Procedure Act (Chapter 3.5
14 (commencing with Section 11340) of Part 1 of Division 3 of Title
15 2 of the Government Code).

16 (i) Any license issued upon the application shall set forth the
17 licensee's name, occupation, residence and business address, the
18 licensee's age, height, weight, color of eyes and hair, and the reason
19 for desiring a license to carry the weapon, and shall, in addition,
20 contain a description of the weapon or weapons authorized to be
21 carried, giving the name of the manufacturer, the serial number,
22 and the caliber. The license issued to the licensee may be
23 laminated.