

AMENDED IN SENATE AUGUST 8, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

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 amended, 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 state and 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~~ that contain specified ~~information and information, including~~ 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. *The bill would create a committee comprised of*

representatives from the California State Sheriffs’ Association, California Police Chiefs Association, and the Department of Justice to review and revise the uniform licenses, as specified.

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 and applications for
 4 amendments to licenses under this article shall be uniform
 5 throughout the state, upon forms to be prescribed by the Attorney
 6 General.

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

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

17 (B) The Attorney General shall approve the use of licenses
 18 issued by local agencies ~~provided that the licenses contain all the~~
 19 ~~information required in subdivision (i) and (j), including a recent~~
 20 ~~photograph of the applicant.~~ *applicant, and are deemed to be in*
 21 *substantial compliance with standards developed by the committee*
 22 *described in subparagraph (C), if developed, as they relate to the*
 23 *physical dimensions and general appearance of the licenses.* The
 24 Attorney General shall retain exemplars of approved licenses and
 25 shall maintain a list of agencies issuing local licenses. Approved
 26 licenses may be used as indicia of proof of licensure under this
 27 chapter in lieu of the uniform license developed by the Attorney
 28 General.

29 (C) *A committee composed of two representatives of the*
 30 *California State Sheriffs’ Association, two representatives of the*
 31 *California Police Chiefs Association, and one representative of*
 32 *the Department of Justice shall convene to review and revise, as*

1 *the committee deems appropriate, the design standard for licenses*
2 *issued by local agencies that may be used as indicia of proof of*
3 *licensure throughout the state, provided that the design standard*
4 *meets the requirements of subparagraph (B). The committee shall*
5 *meet for this purpose if two of the committee's members deem it*
6 *necessary.*

7 (b) The application shall include a section summarizing the
8 ~~statutory provisions~~ requirements of state law that result in the
9 automatic denial of a license.

10 (c) The standard application form for licenses described in
11 subdivision (a) shall require information from the applicant,
12 including, but not limited to, the name, occupation, residence, and
13 business address of the applicant, the applicant's age, height,
14 weight, color of eyes and hair, and reason for desiring a license to
15 carry the weapon.

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

18 (e) Applications for amendments to licenses shall be filed in
19 writing and signed by the applicant, and shall state what type of
20 amendment is sought pursuant to Section 26215 and the reason
21 for desiring the amendment.

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

24 (g) An applicant shall not be required to complete any additional
25 application or form for a license, or to provide any information
26 other than that necessary to complete the standard application form
27 described in subdivision (a), except to clarify or interpret
28 information provided by the applicant on the standard application
29 form.

30 (h) The standard application form described in subdivision (a)
31 is deemed to be a local form expressly exempt from the
32 requirements of the Administrative Procedure Act (Chapter 3.5
33 commencing with Section 11340) of Part 1 of Division 3 of Title
34 2 of the Government Code).

35 (i) Any license issued upon the application shall set forth the
36 licensee's name, occupation, residence and business address, the
37 licensee's age, height, weight, color of eyes and hair, and the reason
38 for desiring a license to carry the weapon, and shall, in addition,
39 contain a description of the weapon or weapons authorized to be
40 carried, giving the name of the manufacturer, the serial number,

- 1 and the caliber. The license issued to the licensee may be
- 2 laminated.

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