

AMENDED IN ASSEMBLY MAY 6, 1999
AMENDED IN ASSEMBLY APRIL 14, 1999

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 1188

Introduced by Assembly Member Runner

February 26, 1999

An act to add Section 12001.1 to the Penal Code, relating to undetectable knives.

LEGISLATIVE COUNSEL'S DIGEST

AB 1188, as amended, Runner. Undetectable knives.

Existing law makes it a misdemeanor or a felony for any person in this state to manufacture or cause to be manufactured, import into the state, keep for sale, or offer or expose for sale, or to give, lend, or possess any specified weapon, including, but not limited to, any undetectable firearm.

This bill would provide that any person in this state who manufactures or causes to be manufactured, *or who knowingly* imports into the state for sale, keeps for sale, or offers or exposes for sale any undetectable knife, dirk, or dagger, as defined, is guilty of a misdemeanor. This bill would also, as of a specified date, require California manufacturers of knives, dirks, and daggers that utilize undetectable materials to include ~~metallie materials in the blade of the knife, dirk, or dagger~~ that will ensure ~~it is~~ *they are* detectable by a ~~walkthrough~~ metal detector set at standard calibration.



The bill would exempt from these provisions undetectable knives that are manufactured or imported for, or sold to, law enforcement or military entities. By creating a new crime, the bill would impose a state-mandated local program.

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 12001.1 is added to the Penal
2 Code, to read:

3 12001.1. (a) Any person in this state who
4 manufactures or causes to be manufactured, *or who*
5 *knowingly* imports into the state for sale, keeps for sale,
6 or offers or exposes for sale, any undetectable knife, dirk,
7 or dagger is guilty of a misdemeanor. As used in this
8 subdivision, an “undetectable knife, dirk, or dagger”
9 means any knife, dirk, or dagger, as defined in Section
10 12020, that is manufactured to be used as a weapon and
11 is not detectable by a ~~walkthrough~~ metal detector set at
12 standard calibration.

13 (b) Notwithstanding any other provision of law,
14 commencing January 1, 2000, all knives, dirks, and
15 daggers that are manufactured in this state that utilize
16 materials that are not detectable by a ~~walkthrough~~ metal
17 detector shall be manufactured to include ~~metallie~~
18 ~~materials in the blade of the knife, dirk, or dagger that will~~
19 ~~ensure it is detectable by a walkthrough metal detector~~
20 *materials that will ensure they are detectable by a metal*
21 *detector* set at standard calibration.

22 (c) *This section shall not apply to undetectable knives,*
23 *dirks, or daggers that are manufactured or imported for,*
24 *or sold to, a law enforcement or military entity.*



1 SEC. 2. No reimbursement is required by this act
2 pursuant to Section 6 of Article XIII B of the California
3 Constitution because the only costs that may be incurred
4 by a local agency or school district will be incurred
5 because this act creates a new crime or infraction,
6 eliminates a crime or infraction, or changes the penalty
7 for a crime or infraction, within the meaning of Section
8 17556 of the Government Code, or changes the definition
9 of a crime within the meaning of Section 6 of Article
10 XIII B of the California Constitution.

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