

1 [Resolution urging the State Senate “aye” vote on Assembly Bill 2521 (Jones, Cohn, Koretz,  
2 and Leno)]

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4 **Resolution urging the State Senate “aye” vote on Assembly Bill 2521 (Jones, Cohn,  
5 Koretz, and Leno) to amend section 12071, 12072, 12076, 12078, and 12082 of, and to  
6 repeal and add Section 12083 of, the Penal Code, relating to firearms.**

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8 WHEREAS, Existing law requires persons who hold a federal firearms license to either  
9 obtain a verification number from the Department of Justice when delivering, transferring, or  
10 selling a firearm to another federal firearms licensee, or show proof of exemption from local  
11 licensing requirements. Violation of these provisions is a misdemeanor; and

12 WHEREAS, Assembly Bill 2521 would revise those provisions by removing the option  
13 of showing proof of exemption from local licensing and require the transferors to obtain a  
14 verification number. The department would then determine if an exemption applies, as  
15 specified. The bill would expand the use of the verification number by the department for  
16 certain purposes. Violation of these provisions would be punishable as a misdemeanor; and

17 WHEREAS, By changing the definition of an existing crime, this bill would impose a  
18 state-mandated local program; and,

19 WHEREAS, Existing law requires a person who was a dealer, importer, manufacturer,  
20 or collector of firearms holds a federal firearms license, and whose licensed premises are  
21 within the state, to provide a copy of the license to the Department of Justice, as specified. A  
22 violation of these provisions is an infraction; and,

23 WHEREAS, this bill would repeal those provisions and instead provide, commencing  
24 January 1, 2008, for a centralized list of federal firearms licensees who are exempt from  
25 obtaining a firearms dealer license pursuant to state law. Among other things, to be on the

1 centralized exempted federal firearms licensee list, the licensees would have to provide the  
2 basis for their exemption to the department.

3 WHEREAS, This bill would provide that supplying a fictitious name, knowingly  
4 supplying false information, or knowingly omitting information from the declaration would be  
5 punishable as a misdemeanor; and

6 WHEREAS, By creating a new crime, this bill would impose a state-mandated local  
7 program; and

8 WHEREAS, This bill would authorize, commencing January 1, 2008, the department to  
9 assess an annual fee upon those licensees for purposes of maintaining the list and for other  
10 enforcement and compliance costs; and

11 WHEREAS, This bill would provide that those licensees may not import or receive  
12 firearms unless they are listed on the centralized list of exempted federal firearms licensees  
13 or exempted firearms manufacturers. A violation of that requirement would be punishable as  
14 a misdemeanor; and

15 WHEREAS, This bill would require certain records be kept for specified periods of time  
16 by the exempted federal licensees. A violation of those provisions would be punishable as a  
17 misdemeanor; and

18 WHEREAS, By creating new crimes, this bill would impose a state-mandated local  
19 program.

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

23 WHEREAS, This bill would provide that no reimbursement is required by this act for a  
24 specified reasons; now, therefore, be it

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1           RESOLVED, That the Board of Supervisors urges the State Senate “aye” vote on  
2 Assembly Bill 2521 to amend section 12071, 12072, 12076, 12078, and 12082 of, and to  
3 repeal and add Section 12083 of, the Penal Code, relating to firearms.

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