

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.**

7
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

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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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Resolution

File Number: 060819

Date Passed:

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

June 13, 2006 Board of Supervisors — ADOPTED

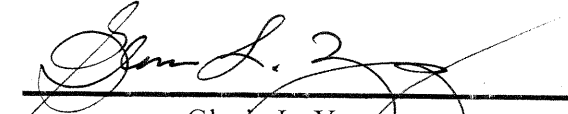
Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin

Absent: 2 - McGoldrick, Sandoval

Excused: 1 - Ma

File No. 060819

I hereby certify that the foregoing Resolution was ADOPTED on June 13, 2006 by the Board of Supervisors of the City and County of San Francisco.



Gloria L. Young
Clerk of the Board


06.24.06

Date Approved

Mayor Gavin Newsom

June 27, 2006

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.



Clerk of the Board

File 060819