

Introduced by Senator La MalfaFebruary 24, 2012

An act to add Sections 26975 and 27652 to the Penal Code, relating to firearms.

LEGISLATIVE COUNSEL'S DIGEST

SB 1567, as introduced, La Malfa. Firearms: waiting period: exemptions.

Existing law prohibits a dealer from delivering a firearm to a person within 10-days of an application to purchase, within 10 days of the submission to the Department of Justice of any correction to the application, or within 10-days of the submission to the department of a firearm purchaser fee, whichever is later. Existing law provides that this 10-day waiting period does not apply to the sale, delivery, or transfer of firearms to a full-time paid peace officer who is authorized to carry firearms while in the performance of duties, or to a dealer who delivers a firearm, other than a handgun, at an auction or similar event, among other exceptions.

Existing law generally prohibits the carrying of concealed firearms without a license. Existing law permits a sheriff or head of a municipal police department to issue a license to a person who submits an application to carry a concealed firearm upon proof that the applicant is of a good moral character, that good cause exists for the issuance of the license, and certain residency requirements are met.

This bill would provide that the 10-day waiting period does not apply to the sale, delivery, or transfer of firearms to any person who is authorized to carry a weapon in a concealed manner pursuant to the above provisions.

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 26975 is added to the Penal Code, to
2 read:

3 26975. The waiting period described in Section 26815 does
4 not apply to the sale, delivery, or transfer of firearms made to any
5 person who is authorized to carry a weapon in a concealed manner
6 pursuant to Chapter 4 (commencing with Section 26150) of
7 Division 5.

8 SEC. 2. Section 27652 is added to the Penal Code, to read:

9 27652. The waiting period described in Section 27540 does
10 not apply to the sale, delivery, or transfer of firearms made to any
11 person who is authorized to carry a weapon in a concealed manner
12 pursuant to Chapter 4 (commencing with Section 26150) of
13 Division 5.