

UPDATED INFORMATIVE DIGEST

Penal Code section 27540 was amended by SB 61, which became effective on January 1, 2020.

Section 27540 prohibits a firearms dealer from delivering a handgun to a person whenever the dealer is notified by the Department of Justice that within the preceding 30-day period the purchaser has made another application to purchase a handgun that does not fall within an exception to the 30-day prohibition. SB 61 makes the dealer delivery prohibition also applicable to semiautomatic centerfire rifles beginning July 1, 2021.

Penal Code section 27920 was amended by AB 1292, which became effective on January 1, 2020.

Private-party firearms transfers must be conducted by a firearms dealer if neither party to the transfer is a dealer. Penal Code section 27920 exempts executors and administrators of estates from that requirement if certain criteria are met. AB 1292 updates the section by clarifying which persons handling a decedent's estate are exempt.

Penal Code section 27966 was amended by SB 376, which became effective on January 1, 2020.

Private-party firearms transfers must be conducted by a firearms dealer if neither party to the transfer is a dealer. Penal Code section 27966 has exceptions to this requirement. SB 376 revised the exception for infrequent transfers.

Penal Code section 28230 was amended by SB 376, which became effective on January 1, 2020. Penal Code section 28235 and 28240 were amended by AB 1669, which became effective January 1, 2020. These sections authorize the Department to impose fees for background checks authorized under various statutes. SB 376 and AB 1669 revise the fee structure in those sections.

After the Department filed the Notice of Proposed Rulemaking with the Office of Administrative Law on December 10, 2019 for publication on December 20, 2019, the Office approved a Section 100 Change Without Regulatory Effect on December 17, 2019. (OAL No. 2019-1112-06N.) The Section 100 action amended several forms that are in this rulemaking by updating a phone number and the revision date of the form.

The following forms were approved with a new revision date:

Form BOF 961 (Rev. 12/2019), Collector In-State Acquisition of Curio or Relic Long Gun Report

Form BOF 4010A (Rev. 12/2019), New Resident Report of Firearm Ownership

Form BOF 4100A (Rev. 12/2019), Curio or Relic Firearm Report

Form BOF 4542A (Rev. 12/2019), Firearm Ownership Report

Form BOF 4544A (Rev. 12/2019), Report of Operation of Law or Intra-Familial Firearm Transaction

This rulemaking action will repeal the forms listed above and adopt substantially identical forms with a new revision date.

There have been no other changes in applicable laws or to the effect of the proposed regulations from the laws and effects described in the Notice of Proposed Rulemaking.