

UPDATED INFORMATIVE DIGEST

California Code of Regulations Title 11, Division 5

Chapter 13: Automated Firearms System Information Updates

There have been no changes in applicable laws described in the Notice of Proposed Rulemaking.

The Department of Justice has made the following substantive changes to the regulations originally proposed in the Notice of Proposed Action:

Section 4350 was modified to include an explanation of what the Automated Firearms System (AFS) is and the type of data it contains. The Department also clarified that information can be corrected in addition to being updated.

Section 4352 was modified to indicate that records in the AFS could be corrected as well as updated. The regulation was further modified to indicate that the AFS is used for more than documenting an ammunition purchase, and that firearms owners could review their records contained in the AFS. Additionally, this section was modified to clarify that the sections marked with an asterisk must be completed. The reference section was also revised to remove Section 1798.17 of the Civil Code.

Section 4353 was modified to indicate that records in the AFS could be corrected as well as updated. Additionally, the word “they” was replaced with “the individual.” This section was further modified to add language to indicate that an individual, when updating an AFS Record, should provide the relevant information from the time when the subject firearm was purchased or transferred into his or her ownership, as it was reported to the Department. Additionally, this section was modified to indicate that an individual could acquire a firearm by transfer, not only by purchase. In addition, this section was modified to indicate that there might be additional information that accompanies a serial number and that it is necessary for the Department to capture all of this information. Furthermore, this section was revised to clarify that an individual could report multiple firearms at the same time. Additionally, this section clarifies that supporting documentation may be necessary for submission to the Department. Lastly, this section was further modified to indicate that records in the AFS could be corrected as well as updated.