

California Code of Regulations
Title 11, Division 5

Chapter 13: Automated Firearms System Information Updates.

Article 1. General.

§ 4350. Title and Scope.

This chapter shall be known as the “Department of Justice Regulations for Automated Firearms System Information Updates,” may be cited as such and is referred to herein as “these regulations.” The provisions of these regulations shall apply to an individual who seeks to electronically update an Automated Firearms System (AFS) record with the Department of Justice (Department).

Note: Authority cited: Sections 11106, and 30370, Penal Code. Reference: Sections 11106, and 30370, Penal Code.

§ 4351. Purpose.

(a) Commencing on or before July 1, 2019, an individual shall be able to electronically update one or more AFS records through the California Firearms Application Reporting System (CFARS) to match his or her current name, date of birth, address, and California Driver License, California Identification, or military identification number.

Note: Authority cited: Sections 11106, and 30370, Penal Code. Reference: Sections 11106, and 30370, Penal Code.

§ 4352. Privacy Notice Requirements.

(a) An individual shall agree to the following terms of the Department’s Privacy Notice before they may electronically update one or more AFS records.

(1) Collection and Use of Personal Information: The Division of Law Enforcement, Bureau of Firearms in the Department of Justice collects the information on this application pursuant to Penal Code section 11106. The Bureau of Firearms uses this information to update personal information in the Automated Firearms System for the purchase of ammunition. In addition, any personal information collected by state agencies is subject to the limitations in the Information Practices Act and state policy. The Department of Justice’s general privacy policy is available at <http://oag.ca.gov/privacy-policy>.

(2) Providing Personal Information: All personal information fields marked with an asterisk on this application are mandatory. Failure to provide the mandatory personal information will result in the application not being processed.

(3) Access to Your Information: You may review the records maintained by the Division of Law Enforcement, Bureau of Firearms in the Department of Justice that contain your personal information, as permitted by the Information Practices Act. See below for contact information.

(4) Possible Disclosure of Personal Information: We may need to share the information you provide us with any Bureau of Firearms representative or any other person designated by the Attorney General upon request. The information you provide may also be disclosed in the following circumstances:

(A) With other persons or agencies when necessary to perform their legal duties, and their use of your information is compatible and complies with state law, such as for investigations, licensing, certification, or regulatory purposes.

(B) To another government agency as required by state or federal law.

(5) Contact Information: For questions about this notice or access to your records, you may contact the Staff Services Analyst in the Customer Support Center at (916) 227-7527, via email at firearms.bureau@doj.ca.gov, or by mail at P.O. Box 820200 Sacramento, CA 94203-0200.

Note: Authority cited: Sections 11106, and 30370, Penal Code. Reference: Section 30370, Penal Code; Section 1798.17, Civil Code.

§ 4353. Updating AFS Records.

(a) Before an individual can electronically update one or more AFS records, they shall create a CFARS account as prescribed by California Code of Regulations, Title 11, section 4340.

(b) The individual shall provide his or her current information: Full name, current residence address, zip code, identification type and number, and date of birth.

(c) The individual shall provide his or her personal information for one or more firearms purchased or transferred into his or her ownership: Full name, previous residence address, zip code, date of birth, and identification type and number.

(d) The individual shall provide information for one or more firearms that were purchased or transferred into his or her ownership and possession with the same owner information at the time of purchase. The individual will need to provide the following information for each firearm: Make, model, caliber, serial number, and/or type.

(e) The individual may add another firearm by providing additional firearm identifying information as prescribed by subdivision (d).

(f) Updates to name, date of birth, identification type and/or identification number require the individual to electronically upload documents verifying the change as prompted by CFARS. The individual will be prompted to upload a copy of his or her current California Driver License, California Identification Card, or military identification card (with military station orders) along with the following documentation to verify an AFS record update:

(1) A change of name requires a copy of his or her marriage license, endorsed court order regarding restoration of former name, or endorsed court order regarding name change.

(2) A change to the date of birth requires a copy of his or her birth certificate.

(3) An update to identification type, and/or identification number requires a copy of his or her California Driver License, California Identification Card, or out-of-state driver license.

(g) The individual shall then agree to the following personal declaration: I declare under penalty of perjury under the laws of the state of California that the foregoing is true and correct.

(h) The individual has provided the necessary information for the AFS record update, and will then submit the information.

(i) The Department shall either approve or reject the individual's request to update one or more AFS records and notify the user of the approval or rejection via electronic mail. If the request is rejected, the electronic mail notification shall provide information on how to proceed.

Note: Authority cited: Sections 11106, and 30370, Penal Code. Reference: Section 30370, Penal Code.