

**Assembly Bill No. 2498**

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Passed the Assembly August 18, 2008

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*Chief Clerk of the Assembly*

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Passed the Senate August 14, 2008

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*Secretary of the Senate*

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This bill was received by the Governor this \_\_\_\_\_ day  
of \_\_\_\_\_, 2008, at \_\_\_\_\_ o'clock \_\_\_\_M.

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*Private Secretary of the Governor*

## CHAPTER \_\_\_\_\_

An act to add Article 9 (commencing with Section 12820) to Chapter 6 of Title 2 of Part 4 of the Penal Code, relating to private firearms training organizations.

## LEGISLATIVE COUNSEL'S DIGEST

AB 2498, Saldana. Firearms training: eligibility to possess firearms.

Existing law regulates who may lawfully possess a firearm. Existing law also generally regulates firearms training facilities.

This bill would require certain private organizations offering firearms training to obtain proof, prior to providing the training, that a person seeking to obtain the training is eligible to possess a firearm, as specified. This bill would exempt certain properly identified persons from having to show proof that they are eligible to possess a firearm, as specified. The bill would authorize local governments to revoke the business license of any organization that violates these provisions.

*The people of the State of California do enact as follows:*

SECTION 1. Article 9 (commencing with Section 12820) is added to Chapter 6 of Title 2 of Part 4 of the Penal Code, to read:

Article 9. Private Firearms Training Organizations

12820. (a) Any organization that provides firearms training, firearms tactical training, or security tactical training, and has a written contract for firearms training with the federal government shall require proof that any individual obtaining the training is eligible to possess a firearm. Proof that a person is eligible to possess a firearm shall include either of the following:

(1) A copy of a firearms eligibility check issued by the Department of Justice pursuant to Section 12077.5, provided that the document was obtained within three months prior to obtaining the training.

(2) A valid certificate of eligibility issued by the Department of Justice pursuant to Section 12071.

(b) This section shall not apply to any of the following:

(1) Firearms training required to obtain a handgun safety certificate as defined in Chapter 6 (commencing with Section 12800) of Title 2 of Part 4.

(2) Firearms training conducted pursuant to Section 832.

(3) Firearms training conducted by the United States military or the California National Guard.

(c) The following persons, properly identified, are exempted from providing proof of firearms eligibility prior to obtaining the training:

(1) Any active peace officer, as defined in Chapter 4.5 (commencing with Section 830) of Title 3 of Part 2.

(2) Any active federal officer or law enforcement agent who is authorized to carry a firearm within the course and scope of his or her duties.

(3) Any reserve peace officer, as defined in Section 832.6.

(4) An active member of the United States Armed Forces, the National Guard, the Air National Guard, or the active reserve components of the United States, where individuals in those organizations are properly identified. For purposes of this paragraph, proper identification includes the Armed Forces Identification Card or other written documentation certifying that the individual is an active member.

(d) A local government may revoke the business license of any organization that violates this section.

Approved \_\_\_\_\_, 2008

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*Governor*