

AMENDED IN ASSEMBLY APRIL 10, 2025

AMENDED IN ASSEMBLY MARCH 24, 2025

CALIFORNIA LEGISLATURE—2025–26 REGULAR SESSION

ASSEMBLY BILL

No. 1006

Introduced by Assembly Member Ramos

February 20, 2025

An act to amend Sections 26150, 26155, 26162, 26200, ~~26202, and 26220~~ and 26202 of the Penal Code, relating to firearms.

LEGISLATIVE COUNSEL'S DIGEST

AB 1006, as amended, Ramos. Firearms: concealed carry.

Existing law prohibits a person from carrying a concealed firearm or carrying a loaded firearm in public. Existing law requires a licensing authority to issue or renew a license for a person to carry a concealed firearm if specified conditions are met, including, among others, that the applicant is not a disqualified person for the license, as specified, and the applicant is the recorded owner of the firearm with the Department of Justice. Existing law deems an applicant to be a disqualified person and cannot receive or renew a license if, among other reasons, the applicant is reasonably likely to be a danger to self, others, or the community at large, or, in the 10 years prior to the licensing authority receiving the completed application, the applicant has been charged with any certain offense that was dismissed pursuant to a plea or dismissed with a waiver, as specified. Under existing law, ~~a license issued pursuant to these provisions is valid for a period not to exceed 2 years from the date of the license, and any person who files an application knowing that any statement in the application is false is guilty of a misdemeanor.~~

This bill would also treat the spouse of the recorded owner of the firearm as the recorded owner for licensing purposes. The bill would include additional specified acts that would deem an applicant as a disqualified person, including providing any *information that the applicant knew or should have known was* inaccurate or incomplete information in connection with the application or, in the 10 years prior to the licensing authority receiving the completed application for a new license or a license renewal, the applicant has been ~~charged with~~ *convicted of* certain offenses, including knowingly and willingly threatening the life of any elected public official and other specified persons. By expanding the application of an existing crime and expanding the scope of the crime of perjury, this bill would create a state-mandated local program. The bill would make other conforming changes.

The bill would make these provisions severable.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

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

- 1 SECTION 1. Section 26150 of the Penal Code is amended to
- 2 read:
- 3 26150. (a) If a person applies for a new license or license
- 4 renewal to carry a pistol, revolver, or other firearm capable of
- 5 being concealed upon the person, the sheriff of a county shall issue
- 6 or renew a license to that person upon proof of all of the following:
- 7 (1) The applicant is not a disqualified person to receive such a
- 8 license, as determined in accordance with the standards set forth
- 9 in Section 26202.
- 10 (2) The applicant is at least 21 years of age, and presents clear
- 11 evidence of the person's identity and age, as defined in Section
- 12 16400.
- 13 (3) The applicant is a resident of the county or a city within the
- 14 county, or the applicant's principal place of employment or
- 15 business is in the county or a city within the county and the

1 applicant spends a substantial period of time in that place of
2 employment or business. Prima facie evidence of residency within
3 the county or a city within the county includes, but is not limited
4 to, the address where the applicant is registered to vote, the
5 applicant's filing of a homeowner's property tax exemption, and
6 other acts, occurrences, or events that indicate presence in the
7 county or a city within the county is more than temporary or
8 transient. The presumption of residency in the county or city within
9 the county may be rebutted by satisfactory evidence that the
10 applicant's primary residence is in another county or city within
11 the county.

12 (4) The applicant has completed a course of training as described
13 in Section 26165.

14 (5) The applicant is the recorded owner, with the Department
15 of Justice, of the pistol, revolver, or other firearm for which the
16 license will be issued, or the spouse of the recorded owner.

17 (b) The sheriff shall issue or renew a license under subdivision
18 (a) in either of the following formats:

19 (1) A license to carry concealed a pistol, revolver, or other
20 firearm capable of being concealed upon the person.

21 (2) Where the population of the county is less than 200,000
22 persons according to the most recent federal decennial census, a
23 license to carry loaded and exposed in only that county a pistol,
24 revolver, or other firearm capable of being concealed upon the
25 person.

26 (c) (1) Nothing in this chapter shall preclude the sheriff of the
27 county from entering into an agreement with the chief or other
28 head of a municipal police department of a city to process all
29 applications for licenses, renewals of licenses, or amendments to
30 licenses pursuant to this chapter, in lieu of the sheriff.

31 (2) This subdivision shall only apply to applicants who reside
32 within the city in which the chief or other head of the municipal
33 police department has agreed to process applications for licenses,
34 renewals of licenses, and amendments to licenses, pursuant to this
35 chapter.

36 SEC. 2. Section 26155 of the Penal Code is amended to read:

37 26155. (a) When a person applies for a new license or license
38 renewal to carry a pistol, revolver, or other firearm capable of
39 being concealed upon the person, the chief or other head of a
40 municipal police department of any city or county shall

1 issue or renew a license to that person upon proof of all of the
2 following:

3 (1) The applicant is not a disqualified person to receive such a
4 license, as determined in accordance with the standards set forth
5 in Section 26202.

6 (2) The applicant is at least 21 years of age, and presents clear
7 evidence of the person's identity and age, as defined in Section
8 16400.

9 (3) The applicant is a resident of that city or city and county.
10 Prima facie evidence of residency within the county or a city within
11 the county includes, but is not limited to, the address where the
12 applicant is registered to vote, the applicant's filing of a
13 homeowner's property tax exemption, and other acts, occurrences,
14 or events that indicate presence in the county or a city within the
15 county is more than temporary or transient. The presumption of
16 residency in the county or city within the county may be rebutted
17 by satisfactory evidence that the applicant's primary residence is
18 in another county or city within the county.

19 (4) The applicant has completed a course of training as described
20 in Section 26165.

21 (5) The applicant is the recorded owner, with the Department
22 of Justice, of the pistol, revolver, or other firearm for which the
23 license will be issued, or the spouse of the recorded owner.

24 (b) The chief or other head of a municipal police department
25 shall issue or renew a license under subdivision (a) in either of the
26 following formats:

27 (1) A license to carry concealed a pistol, revolver, or other
28 firearm capable of being concealed upon the person.

29 (2) Where the population of the county in which the city is
30 located is less than 200,000 persons according to the most recent
31 federal decennial census, a license to carry loaded and exposed in
32 only that county a pistol, revolver, or other firearm capable of
33 being concealed upon the person.

34 (c) Nothing in this chapter shall preclude the chief or other head
35 of a municipal police department of any city from entering an
36 agreement with the sheriff of the county in which the city is located
37 for the sheriff to process all applications for licenses, renewals of
38 licenses, and amendments to licenses, pursuant to this chapter.

39 SEC. 3. Section 26162 of the Penal Code is amended to read:

1 26162. (a) Prior to the issuance of a license, renewal of a
2 license, or amendment to a license, each licensing authority with
3 direct access to the designated Department of Justice system shall
4 determine if the applicant is the recorded owner or the spouse of
5 the recorded owner of the particular pistol, revolver, or other
6 firearm capable of being concealed upon the person reported in
7 the application for a license or the application for the amendment
8 to a license under this chapter.

9 (b) An agency with direct access to the designated Department
10 of Justice system shall confirm the applicant's information with
11 firearm ownership maintained in the system. An agency without
12 access to the system shall confirm this information with the sheriff
13 of the county in which the agency is located.

14 SEC. 4. Section 26200 of the Penal Code is amended to read:

15 26200. (a) While carrying a firearm as authorized by a license
16 issued pursuant to this chapter, a licensee shall not do any of the
17 following:

18 (1) Consume an alcoholic beverage or controlled substance as
19 described in Sections 11053 to 11058, inclusive, of the Health and
20 Safety Code.

21 (2) Be in a place having a primary purpose of dispensing
22 alcoholic beverages for onsite consumption.

23 (3) Be under the influence of any alcoholic beverage,
24 medication, or controlled substance as described in Sections 11053
25 to 11058, inclusive, of the Health and Safety Code.

26 (4) Carry a firearm not listed on the license or a firearm for
27 which they are not the recorded owner or the spouse of the recorded
28 owner. This paragraph does not apply to a licensee who was issued
29 a license pursuant to Section 26170, in which case they may carry
30 a firearm that is registered to the agency for which the licensee
31 has been deputized or appointed to serve as a peace officer, and
32 the licensee carries the firearm consistent with that agency's
33 policies.

34 (5) Falsely represent to a person that the licensee is a peace
35 officer.

36 (6) Engage in an unjustified display of a deadly weapon.

37 (7) Fail to carry the license on their person.

38 (8) Impede a peace officer in the conduct of their activities.

39 (9) Refuse to display the license or to provide the firearm to a
40 peace officer upon demand for purposes of inspecting the firearm.

1 (10) Violate any federal, state, or local criminal law.

2 (b) In addition to the restrictions and conditions listed in
3 subdivision (a), a license issued pursuant to this chapter may also
4 include any reasonable restrictions or conditions that the licensing
5 authority deems warranted, including restrictions as to the time,
6 place, manner, and circumstances under which a licensee may
7 carry a pistol, revolver, or other firearm capable of being concealed
8 upon the person.

9 (c) Any restrictions imposed pursuant to subdivision (b) shall
10 be indicated on any license issued.

11 (d) A licensee authorized to carry a firearm pursuant to this
12 chapter shall not carry more than two firearms under the licensee's
13 control at one time.

14 SEC. 5. Section 26202 of the Penal Code is amended to read:

15 26202. (a) Unless a court makes a contrary determination
16 pursuant to Section 26206, an applicant shall be deemed to be a
17 disqualified person and cannot receive or renew a license pursuant
18 to Section 26150, 26155, or 26170 if the applicant:

19 (1) Is reasonably likely to be a danger to self, others, or the
20 community at large, as demonstrated by anything in the application
21 for a license or through the investigation described in subdivision
22 (b), or as shown by the results of any psychological assessment,
23 including, but not limited to, the assessment described in
24 subdivision (e) of Section 26190.

25 (2) Has been convicted of contempt of court under Section 166.

26 (3) Has been subject to any restraining order, protective order,
27 or other type of court order issued pursuant to the following
28 statutory provisions, unless that order expired, was dismissed, or
29 was vacated or otherwise canceled more than five years prior to
30 the licensing authority receiving the completed application:

31 (A) Section 646.91 or Part 3 (commencing with Section 6240)
32 of Division 10 of the Family Code.

33 (B) Part 4 (commencing with Section 6300) of Division 10 of
34 the Family Code.

35 (C) Sections 136.2 and 18100.

36 (D) Section 527.6, 527.8, or 527.85 of the Code of Civil
37 Procedure.

38 (E) Section 213.5, 304, 362.4, 726.5, or 15657.03 of the Welfare
39 and Institutions Code.

1 (4) In the 10 years prior to the licensing authority receiving the
2 completed application for a new license or a license renewal, has
3 been convicted of an offense listed in Section 422.6, 422.7, 422.75,
4 or 29805.

5 (5) Has engaged in an unlawful or reckless use, display, or
6 brandishing of a firearm.

7 (6) In the 10 years prior to the licensing authority receiving the
8 completed application for a new license or a license renewal, has
9 been charged with any offense listed in Section 290, 667.5, 1192.7,
10 1192.8, or 29805 that was dismissed pursuant to a plea or dismissed
11 with a waiver pursuant to *People v. Harvey* (1979) 25 Cal.3d 754.

12 (7) In the five years prior to the licensing authority receiving
13 the completed application for a new license or a license renewal,
14 has been committed to or incarcerated in county jail or state prison
15 for, or on probation, parole, postrelease community supervision,
16 or mandatory supervision as a result of, a conviction of an offense,
17 an element of which involves controlled substances, as described
18 in Sections 11053 to 11058, inclusive, of the Health and Safety
19 Code, or alcohol.

20 (8) Is currently abusing controlled substances, as described in
21 Sections 11053 to 11058, inclusive, of the Health and Safety Code,
22 or alcohol.

23 (9) In the 10 years prior to the licensing authority receiving the
24 completed application for a new license or a license renewal, has
25 experienced the loss or theft of multiple firearms due to the
26 applicant's lack of compliance with federal, state, or local law
27 regarding storing, transporting, or securing the firearm. For
28 purposes of this paragraph, "multiple firearms" includes a loss of
29 more than one firearm on the same occasion, or the loss of a single
30 firearm on more than one occasion.

31 (10) Failed to report a loss of a firearm as required by Section
32 25250 or any other state, federal, or local law requiring the
33 reporting of the loss of a firearm.

34 (11) Provided any *information that the applicant knew or should*
35 *have known was* inaccurate or incomplete information in
36 connection with an application for a new license or a license
37 renewal.

38 (12) In the 10 years prior to the licensing authority receiving
39 the completed application for a new license or a license renewal,

1 has been ~~charged with~~ *convicted of* an offense listed in Section 71,
2 76, 422, or 626.8.

3 (13) Is a validated gang member.

4 (14) In the 10 years prior to the licensing authority receiving
5 the completed application for a new license or a license renewal,
6 has been convicted of an offense that does not preclude the person's
7 lawful possession of a firearm but is an offense involving violence
8 against a person, a crime of moral turpitude, an offense that could
9 be charged as a felony or misdemeanor that is adjudicated as a
10 misdemeanor, or an offense charged as a felony that is adjudicated
11 as a misdemeanor. *person.*

12 (b) In determining whether an applicant is a disqualified person
13 and cannot receive or renew a license in accordance with
14 subdivision (a) of this section, the licensing authority shall conduct
15 an investigation that meets all of the following minimum
16 requirements:

17 (1) An in-person interview with the applicant. For renewal
18 applications, the licensing authority may elect to forgo this
19 requirement.

20 (2) In-person, virtual, or telephonic interviews with at least three
21 character references, at least one of whom must be a person
22 described in subdivision (b) of Section 273.5, if applicable, and at
23 least one of whom must be the applicant's cohabitant, if applicable.
24 For renewal applications, the licensing authority may elect to forgo
25 this requirement.

26 (3) A review of publicly available information about the
27 applicant, including publicly available statements published or
28 posted by the applicant.

29 (4) A review of all information provided in the application for
30 a license.

31 (5) A review of all information provided by the Department of
32 Justice in accordance with subdivision (a) of, paragraph (2) of
33 subdivision (b) of, and paragraph (3) of subdivision (c) of Section
34 26185, as well as firearms eligibility notices or any other
35 information subsequently provided to the licensing authority
36 regarding the applicant.

37 (6) A review of the information in the California Restraining
38 and Protective Order System accessible through the California
39 Law Enforcement Telecommunications System.

1 (c) In determining whether an applicant is a disqualified person
2 and cannot receive or renew a license in accordance with
3 subdivision (a), nothing in this section precludes the licensing
4 authority from engaging in investigative efforts in addition to those
5 listed in subdivision (b).

6 (d) Within 90 days of receiving the completed application for
7 a new license or a license renewal, the licensing authority shall
8 give written notice to the applicant of the licensing authority's
9 initial determination, based on its investigation thus far, of whether
10 an applicant is a disqualified person pursuant to Section 26150,
11 26155, or 26170 as follows:

12 (1) If the licensing authority makes an initial determination that,
13 based on its investigation thus far, the applicant is not a disqualified
14 person, the notice shall inform the applicant to proceed with the
15 training requirements specified in Section 26165. The licensing
16 authority shall then submit the applicant's fingerprints or the
17 renewal notification to the Department of Justice in accordance
18 with Section 26185.

19 (2) If, within 90 days of receiving the completed application
20 for a new license or a license renewal, the licensing authority
21 determines that the applicant is a disqualified person, the notice
22 shall inform the applicant that the request for a license has been
23 denied, state the reason as to why the determination was made,
24 and inform the applicant that they may request a hearing from a
25 court, as outlined in Section 26206. A licensing authority providing
26 notice under this paragraph informing the applicant that the request
27 for a license has been denied satisfies the requirement to provide
28 notice of a denial of a license pursuant to Section 26205.

29 (e) The prohibitions listed in subdivision (a) shall apply whether
30 or not the relevant conduct, order, conviction, charge, commitment,
31 or other relevant action took place or was issued or entered before
32 the effective date of the act that added this subdivision.

33 ~~SEC. 6. Section 26220 of the Penal Code is amended to read:~~

34 ~~26220. (a) Except as otherwise provided in this section and~~
35 ~~in subdivision (e) of Section 26210, a license issued on or after~~
36 ~~January 1, 2026, pursuant to Section 26150 or 26155 is valid for~~
37 ~~any period of time not to exceed four years from the date of the~~
38 ~~license.~~

39 ~~(b) If the licensee's place of employment or business was the~~
40 ~~basis for issuance of a license pursuant to Section 26150, the~~

1 license is valid for any period of time not to exceed 90 days from
2 the date of the license, unless the license was issued pursuant to
3 subdivision (d). The license shall be valid only in the county in
4 which the license was originally issued. The licensee shall give a
5 copy of this license to the licensing authority of the city, county,
6 or city and county in which the licensee resides. The licensing
7 authority that originally issued the license shall inform the licensee
8 verbally and in writing in at least 16-point type of this obligation
9 to give a copy of the license to the licensing authority of the city,
10 county, or city and county of residence. Any application to renew
11 or extend the validity of, or reissue, the license may be granted
12 only upon the concurrence of the licensing authority that originally
13 issued the license and the licensing authority of the city, county,
14 or city and county in which the licensee resides.

15 (e) A license issued pursuant to Section 26150 or 26155 is valid
16 for any period of time not to exceed four years from the date of
17 the license if the license is issued to a custodial officer who is an
18 employee of the sheriff as provided in Section 831.5, except that
19 the license shall be invalid upon the conclusion of the person's
20 employment pursuant to Section 831.5 if the four-year period has
21 not otherwise expired or any other condition imposed pursuant to
22 this article does not limit the validity of the license to a shorter
23 time period.

24 (d) A license issued pursuant to Section 26170 to a peace officer
25 appointed pursuant to Section 830.6 is valid for any period of time
26 not to exceed four years from the date of the license, except that
27 the license shall be invalid upon the conclusion of the person's
28 appointment pursuant to Section 830.6 if the four-year period has
29 not otherwise expired or any other condition imposed pursuant to
30 this article does not limit the validity of the license to a shorter
31 time period.

32 *SEC. 6. The provisions of this act are severable. If any*
33 *provision of this act or its application is held invalid, that invalidity*
34 *shall not affect other provisions or applications that can be given*
35 *effect without the invalid provision or application.*

36 *SEC. 7. No reimbursement is required by this act pursuant to*
37 *Section 6 of Article XIII B of the California Constitution because*
38 *the only costs that may be incurred by a local agency or school*
39 *district will be incurred because this act creates a new crime or*
40 *infraction, eliminates a crime or infraction, or changes the penalty*

1 for a crime or infraction, within the meaning of Section 17556 of
2 the Government Code, or changes the definition of a crime within
3 the meaning of Section 6 of Article XIII B of the California
4 Constitution.

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