



AB 758 – Ghost Gun Enhancement

Background

AB 758 will create an additional enhancement for having unserialized or unregistered “Ghost” guns at the time a felony is committed.

A felony committed by a person possessing a firearm that does not have a registered serial number as stated by Section 17312 will be subject to consecutive additional imprisonment: two years if the firearm is in possession during the felony and three years if the firearm is used in the commission of a felony or attempted felony.

With this power, the state and local government will be able to place additional charges to felons and help deter similar crimes.

Problem Being Addressed

Ghost Guns are untraceable and can be purchased or assembled without a background check. As a result, it makes Ghost Guns the popular weapon of choice by many criminals.

The rise of Ghost Guns contributes to the gun safety problems facing our state and nation. For example, 30% of all guns that law enforcement recover are Ghost Guns according to the ATF.

In addition, because of the lack of identification possessed by Ghost Guns it makes it nearly impossible to trace these guns back to an individual dealer.

AB 758 addresses this issue of public safety and cracks down on criminals who use them.

Which code section is affected?

This bill will add Sections 12022.54 and 29807 to the Penal Code, relating to firearms.

Summary

AB 758 would provide additional sentencing enhancements for felons who have ghost guns at the time a felon is committed. This bill will help crack down on the criminal use of Ghost Guns to make Californians feel more secure in their communities.

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Supporters

Pending