

California Rifle Identification Flowchart



START

1

Is the rifle's barrel less than 16 inches long? Is the rifle's overall length less than 26 inches?* If less than 26 inches, can the rifle be fired in the shortest configuration?

YES

Violates **PC § 12020 (c)(2)**

Short Barreled Rifle. Measured from bolt face to the end of the barrel or a permanently installed muzzle device.

* California Legally Registered Assault Weapons can have an overall length of 26 inches or more, other rifles are covered below (30 inches)

NO

2

Was the rifle registered as an "assault weapon" or a ".50 BMG" in California, before the deadlines expired?*

YES

LEGAL: California registered assault weapon or .50 BMG rifle.

NO

3

Is the rifle an AR or AK type?

YES

4

Is the rifle listed in Appendix B or C?*

YES

Violates **PC § 12276 (e)**

** Check Side B for info

NO

5

Is the rifle listed in Appendix A?*

YES

Violates **PC § 12276**

** Check Side B for info

NO

6

Is the rifle chambered in a Rimfire cartridge?

YES

NOT an Assault Weapon, AW laws do not apply to Rimfire rifles.

NO

7

Is the rifle chambered in ".50 BMG"?

YES

Violates **PC § 12280**
Single-shot & semi-auto .50 BMG "shoulder-fired" rifles included.

NO

8

Is the rifle a semi-auto?

NO

LEGAL

YES

9

Is the rifle's overall length less than 30 inches? If less than 30 inches, can the rifle be fired in the shortest configuration?

YES

Violates **PC § 12276.1 (a)(3)**
The rifle's overall length is measured with the stock in the collapsed/ folded position. (if equipped).

NO

10

Does the rifle have a detachable magazine?
CCR 11 § 5469 (a)

NO

Note: Magazine locks (Bullet Button, MAG-LOCK, Prince50, Raddlock, Range-Maglok)™® and similar devices do not meet the criteria of a **detachable magazine** as defined in **CCR 11 § 5469 (a)**. A rifle equipped with a magazine lock requires a tool to remove the magazine from the firearm. Therefore, it is configured with a "**fixed magazine**" that is not legally considered "detachable".

YES

11

Does the fixed magazine hold more than 10 cartridges?

YES

Violates **PC § 12276.1 (a)(2)**

NO

12

Penal Code § 12276.1 (a)

Does the rifle have any of these features:

- Pistol grip **CCR 11 § 5469 (d)**
- Forward pistol grip
- Flash suppressor
- Folding, collapsible stock
- Thumbhole stock
- Grenade, flare launcher

NO

NO

Violates **PC § 12276.1 (a)(1)(A-F)**

YES

LEGAL
Not classified as an assault weapon.

ILLEGAL
Unregistered assault weapon, .50 BMG rifle, or SBR.

© Brought to you by:
Calguns.net 2nd Amendment forum & Calguns Foundation
• www.calguns.net • www.calgunsfoundation.org •

* **Roberti-Roos Assault Weapons Control Act of 1989**

The registration deadline for **assault weapons** listed in the Roberti-Roos ban was March 31, 1992.

* **Senate Bill 23 (SB-23)**

The registration deadline for assault weapons as "defined by characteristics" in SB-23 was December 31, 2000.

The registration deadline for assault weapons as defined by Penal Code section 12276(e) "**AK and AR-15 series**" assault weapons was January 23, 2001.

* **.50 BMG Restrictions and Registration**

The registration deadline for ".50 BMG rifles" was April 30, 2006.

Note: MonsterMan Grips™, California Rifles U15™, and the Exile Machine Hammerhead Grip stock do not meet the criteria of a **pistol grip**. They do not allow the user to grip the rifle with a pistol style grasp, nor do they protrude conspicuously beneath the action of the weapon.
CCR 11 § 5469 (d) (see Side B for pictures)

Appendix A Roberti-Roos AW list	Appendix B AR Series	Appendix C AK Series	The 3 categories of an assault weapon in California
Armalite: AR-180 Beretta: AR-70 Bushmaster Assault Rifle Calico: M-900 Colt: AR-15 (all) Daewoo: AR 100, AR110 C Daewoo: K-1, K-2, Max 1, Max 2 Fabrique Nationale: 308 Match, Sporter Fabrique Nationale: FAL, LAR, FNC HK: 91, 93, 94, PSG-1 IMI: Galil, Uzi J&R ENG: M-68 MAADI CO: AK47, ARM Made in China: 56, 56S, 84S, 86S, AKS Made in China: AK, AK47, AK47S, AKM Made in Spain: CETME Sporter MAS: 223 Norinco: 56, 56 S, 84S, 86S Poly technologies: AK47, AKS RPB Industries, Inc.: sM10, sM11 SIG: AMT, PE-57, SG 550, SG 551 SKS w/ detachable magazine Springfield Armory: BM59, SAR-48 Sterling: MK-6 Steyr: AUG SWD Incorporated: M11 Valmet: M62S, M71S, M78S Weaver Arms: Nighthawk	American Spirit: USA Model Armalite: AR 10 (all), M15 (all) Armalite: Golden Eagle Bushmaster: XM15 (all) Colt: Law Enforcement (6920) Colt: Match Target (all) Colt: Sporter (all) Dalphon: B. F. D. DPMS: Panther (all) Eagle Arms: EA-15 A2 H-BAR, EA-15 E1 Eagle Arms: M15 (all) Frankford Arsenal: AR-15 (all) Hesse Arms: HAR 15A2 (all) Knights: RAS (all), SR-15 (all) Knights: SR-25 (all) Les Baer: Ultimate AR (all) Olympic Arms: AR-15, Car-97, PCR (all) Ordnance, Inc.: AR-15 Palmetto: SGA (all) Professional Ordnance, Inc.: Carbon 15 Rifle PWA: All Models Rock River Arms, Inc.: Car A2 Rock River Arms, Inc.: Car A4 Flattop Rock River Arms, Inc.: LE Tactical Carbine Rock River Arms, Inc.: NM A2 - DCM Legal Rock River Arms, Inc.: Standard A-2 Rock River Arms, Inc.: Standard A-4 Flattop Wilson Combat: AR-15	American Arms: AK-C 47, AK-F 47 American Arms: , AK-Y 39, AK-F 39 Arsenal: SLG (all) Arsenal: SLR (all) B-West: AK-47 (all) Hesse Arms: Model 47 (all) Hesse Arms: Wiegier STG 940 Rifle Inter Ordnance - Monroe, NC: AK-47 (all) Inter Ordnance - Monroe, NC: M-97 Inter Ordnance - Monroe, NC: RPK Kalashnikov USA: Hunter Rifle / Saiga MAADI CO: MISR (all) MAADI CO: MISTR (all) Mitchell Arms, Inc.: AK-47 (all) Mitchell Arms, Inc.: AK-47 Cal .308 (all) Mitchell Arms, Inc.: M-76, M-90 Mitchell Arms, Inc.: RPK Norinco: 81 S (all) Norinco: 86 (all) Norinco: AK-47 (all) Norinco: Hunter Rifle Norinco: MAK 90 Norinco: NHM 90, 90-2, 91 Sport Norinco: RPK Rifle Ohio Ordnance Works: AK-74 Ohio Ordnance Works: ROMAK 991 Valmet: 76 S, Hunter Rifle WUM: WUM (all)	Category 1 - are firearms listed on the original Roberti-Roos assault weapons list PC section 12276 (a), (b), and (c). Category 2 - was the legally ambiguous definition targeting AR and AK "series" firearms in PC 12276(e). This definition was modified by the California Supreme Court in 2001 in what is known as the Harrott v. County of Kings (2001) 25 Cal.4th 1138 . The DOJ was required to create an additional list of firearms by make and model. It is available in CCR 11 § 5499 and is sometimes referred to as the "series list". Then came AB2728 , which prevents the DOJ from ever updating the list after Jan 2007. Category 3 - are defined by characteristic features listed in PC 12276.1. These are sometimes referred to as " SB23 features " (Senate Bill 23).
Harrott v. County of Kings (2001) 25 Cal. 4th 1138			Characteristics of a Assault Weapon PC 12276.1 (a)
...a trial court may not find a semiautomatic firearm a series assault weapon under section 12276, subdivision (e), unless the firearm has first been included in the list of series assault weapons promulgated by the Attorney General...			12276.1 (a) Notwithstanding PC section 12276, assault weapon shall also mean the following: Rifles (1) A semiautomatic, centerfire rifle that has the capacity to accept a detachable magazine CCR 11 § 5469 (a) and <u>any one of the following</u> : (A) A pistol grip CCR 11 § 5469 (d) (B) A thumbhole stock. CCR 11 § 5469 (e) (C) A folding or telescoping stock. (D) A grenade launcher or flare launcher. (E) A flash suppressor. CCR 11 § 5469 (b) (F) A forward pistol grip. CCR 11 § 5469 (c) (2) A semiautomatic, centerfire rifle that has a fixed magazine with the capacity to accept more than 10 rounds . (3) A semiautomatic, centerfire rifle that has an overall length of less than 30 inches .
Definition of a "Pistol Grip" PC 12276.1 & CCR 11 § 5469 (d)			Definition of a "Thumbhole Stock" CCR 11 § 5469 (e)
"pistol grip that protrudes conspicuously beneath the action of the weapon" means a grip that allows for a pistol style grasp in which the web of the trigger hand (between the thumb and index finger) can be placed below the top of the exposed portion of the trigger while firing.			Definition of a "Flash Suppressor" CCR 11 § 5469 (b) "thumbhole stock" means a stock with a hole that allows the thumb of the trigger hand to penetrate into or through the stock while firing.
Definition of a "Detachable Magazine" CCR 11 § 5469 (a)			
"Detachable magazine" means any ammunition feeding device that <u>can be removed readily from the firearm with neither disassembly of the firearm action nor use of a tool being required</u> . A <u>bullet</u> or <u>ammunition cartridge</u> is considered a tool .			
Definition of a "Flash Suppressor" CCR 11 § 5469 (b)			
"flash suppressor" means any device designed, intended, or that functions to perceptibly reduce or redirect muzzle flash from the shooter's field of vision. CCR 11 § 5469 (b) Flash Suppressor/ Flash Hider is a device attached to or integral with the muzzle of a firearm, designed to eliminate or reduce the incandescent flash of the firearm's discharge. Although they can reduce the visibility of the firearm's location when fired, they are primarily designed to prevent the shooter's vision from being blinded by the flash at night. Many flash hiders also act as a muzzle brake.			
Characteristics of a flash suppressor: The majority of these devices come in two styles. The multi prong and the birdcage flash suppressor. The inner cavity of the muzzle device is usually several times the diameter of the bore. The muzzle device usually has large slots to allow the propelling gasses to blow through: redirecting, reducing, eliminating the muzzle flash from the shooters field of vision.			
Muzzle Brake/ Muzzle Compensator is a device attached to or integral with the muzzle of a firearm, designed to redirect the propelling gasses to counter the firearm's: recoil, muzzle rise.			
Characteristics of muzzle brake: The major difference between a flash suppressor and a muzzle brake is the size of the inner cavity. The inner cavity of a muzzle brake is usually just slightly larger than the diameter of the bore. This better traps the propelling gasses behind the bullet. This forces/redirects more of the gasses to escape through small ports/slots in the muzzle device. These ports/slots are usually machined/drilled in strategic locations or angled to divert the gasses to reduce the firearm's: recoil, muzzle rise.			
 			 
 			