

BOF 119 (07/21/2009)

## CALIFORNIA DEPARTMENT OF JUSTICE BUREAU OF FIREARMS

## LAW ENFORCEMENT GUN RELEASE APPLICATION

(Penal Code Section 12021.3, subd. (b).)



This form is to be used only by the owner of a firearm which is in the custody or control of a law enforcement agency or court to redeem the firearm. It only establishes the applicant's eligibility to lawfully possess firearms at the time the application is processed. It cannot be used to transfer a firearm, or to prove ownership of a firearm.

Instructions on Reverse

A. APPLICANT INFORM	MATION:								
LAST NAME		FIRST	FIRST NAME MII				DDLE NAME		
ALIAS LAST NAME (If Any)		ALIAS	ALIAS FIRST NAME				ALIAS MIDDLE NAME		
PHYSICALADDRESS			CITY			STATE ZIP			
DATE OF BIRTH  Mo Day Yr	PLACE OF BIRTH (State or Country)				SEX [	DAYTIN (	E PHON	E #	
U.S. O YES If no, CITIZEN? O NO AR# (	enter or I-94#			AND Co					
the ID number box to the right. If using I	nd a copy of you	(MIL) or Out-of-State ID (OSID) number in a copy of your permanent duty station s License or Identification number you must					NUMBER		
B. FIREARM INFORMA	ATION: (Mark one of	the followir	ng circles	to describe	the firea	rms yo	ou are re	eporting):	
	adguns, <b>or</b> handguns a art C. No descriptive in	formation	is require	d for long g	uns.				<u> </u>
HANDGUN TYPE						SERIAL NUM	-		
Semiauto Revolver  MAKE (As stamped on firearm)	Single Shot (MODEL (3032 Tomcat, KP95,	Derringer , 17C, etc.)	O Othe CALIBER	HANDGUN OF	RIGIN (U.S., It	aly, China	a, etc.)	BARREL LENGTH	
HANDGUN TYPE Semiauto Revolver	Single Shot	Derringer	Othe	r:			SERIAL NUM	MBER	
MAKE (As stamped on firearm)	MODEL (3032 Tomcat, KP95,	, 17C, etc.)	CALIBER	HANDGUN OF (If known)	RIGIN (U.S., It	aly, China	a, etc.)	BARREL LENGTH	
D. AGENCY INFORMAT	ION:							<u> </u>	
Name of Law Enforcement Agency or Co	ourt in Possession of the Firearm(s	s)							
Address		City		Zip Code	•	_	Incident	t/Case Number	_
E. DECLARATION:									
I hereby certify under penalty lawful owner of all firearms th state and federal databases, possess or own firearms and relinquish any and all firearm	at I seek to have returne including the National Ins the results of this check	ed. I expres stant Crimin	ssly author al Backgro	rize DOJ to ound Check	perform fir System.	rearms I also ι	eligibility ınderstan	checks of all re nd that if I curre	leva ntly
	Signature						Dat	te	_
Signate			7	on and food	s to:				
Signati	1	Bureau of I	ent of Ju Firearms - Box 82020	stice LEGR 0					
Signati	1	Departm Bureau of I P.O. 1 Sacramento	ent of Ju Firearms - Box 82020	stice LEGR 0 03-0200					
Signate  AFS reflects applica	S	Departm Bureau of F P.O. I Sacramento FOR D	nent of Ju Firearms - Box 82020 o, CA 9420 DOJ USE 0	stice LEGR 0 03-0200 ONLY		. Cour	t or LEA	must confirm.	

# California Department of Justice

### Bureau of Firearms

#### INSTRUCTIONS FOR LAW ENFORCEMENT GUN RELEASE APPLICATION

#### Proper Use of LEGR Application Form

This form is only to be used by the owner of the firearm who is seeking to redeem his/her firearm in the custody or control of a law enforcement agency or court. In the case of a handgun, the applicant must already have a record on file in the DOJ Automated Firearms System reflecting that he or she is the lawful owner or possessor of the handgun. It is the responsibility of the court or law enforcement agency with custody or control of the firearm to verify that the applicant is the lawful owner or possessor of the firearm.

#### **Application Submission Requirements**

Individuals seeking the return of a firearm that is in the custody or control of a law enforcement agency or court must submit this application with the appropriate fees to the Department of Justice (DOJ). A firearms eligibility check will be conducted to determine whether the person is eligible to possess firearms under state and federal law. A notice of results will be sent to the applicant via U.S. Mail. Complete all requested information. Incomplete applications will be returned without processing. If reporting more than two handguns, make extra copies of this form to meet your reporting needs. Once issued, a determination notice is valid for 30 days. Be advised that any unclaimed firearm may be disposed of by an agency or court 180 days after the owner has been notified that the firearm is available for return.

#### Fee Submission Requirements

The processing fee for a Law Enforcement Gun Release is \$20 for the first firearm (long gun or handgun), and \$3 for each additional handgun being reported (e.g., 1 handgun and 1 long gun = \$20; 2 handguns and 1 long gun = \$23). If the agency or court determines the firearm was reported stolen pursuant to Penal Code section 12021.3(b)(3), the fees for the stolen firearm(s) will be waived. Provide documentation from the agency or court with this application to qualify for the waiver of fees. DOJ will process your application within 30 days from the date of receipt unless delayed by circumstances beyond the control of the department.

#### Part A: Owner Information

Enter the information requested. If you are using a military number for identification, you must submit a copy of your permanent duty station orders indicating you are stationed in California with this application. Out of state residents must submit a notarized copy of their home state Driver's License or Government-issued Identification Card.

#### Part B. Firearm Information

Check the box that describes the firearms you are reporting. If you are reporting only long guns, you do not need to provide any firearm description. Proceed to Part D, but note that DOJ will not be able to confirm your ownership of a long-gun via AFS records. In most cases, DOJ is not allowed by law to retain any record of long-gun ownership, purchase or transfer. Please check with the court or law enforcement agency in possession of a long-gun about how to establish that you are the legal owner of the firearm who is therefore entitled to its return.

#### Part C. Handgun Information

If you submit an LEGR application for a handgun not already recorded under your name in DOJ records, DOJ will process your application but will not change its ownership records of the handgun. In most cases, the name of the owner can only be changed when the firearm is transferred by a licensed firearms dealer. In an unusual case, where a dealer transfer is not required by law, firearm ownership information can be changed by submitting a Firearm Ownership Record to DOJ. A Firearm Ownership Record application can be obtained on the Bureau of Firearms website: <a href="http://ag.ca.gov/firearms/forms/">http://ag.ca.gov/firearms/forms/</a>.

A law enforcement agency or court may not release a handgun to a person unless the handgun is recorded in DOJ records in the name of the individual who seeks its return. (Pen. Code, § 12021.3, subd. (b)(2).)

For each handgun, you must provide the descriptive information requested. Most of this information can be found on the property receipt you received from the law enforcement agency or court. Please refer to your handgun owner information or the sample chart below to assist you in providing the required information:

Serial Number May be all numeric or a combination of alpha and numeric characters and located on the frame of the

handgun.

Make The manufacturer of the handgun (e.g. Beretta, Ruger, Glock, Smith and Wesson).

Model The model name of the handgun (e.g. 3032 Tomcat, KP95, 22A).

Caliber The caliber of the handgun (e.g. .38, .45, 9 mm).

Handgun Origin The country of origin of the handgun (e.g. United States, China, Italy).

Barrel Length Enter the barrel length as stated in your owner information, or estimate the length of the barrel.

#### Part D. Agency Information

Enter the name and address of the law enforcement agency in possession of the firearm(s).

#### Part E. Declaration

You must sign and date the application. For questions, refer to the Bureau of Firearms website: http://ag.ca.gov/firearms