



LOS ANGELES COUNTY DISTRICT ATTORNEY'S OFFICE  
SACRAMENTO LEGISLATIVE OFFICE

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June 4, 2024

The Honorable Aisha Wahab  
Senate Public Safety Committee, Chair  
1020 N Street, Room 545  
Sacramento, CA 95814

**ASSEMBLY BILL 2739 (MAIENSCHEIN)  
SUPPORT  
Senate Public Safety Committee  
Hearing Date: June 11, 2024**

Dear Senator Wahab:

The Los Angeles County District Attorney's Office is pleased to support Assembly Bill 2739.

AB 2739 requires a firearm, as specified, that is used in the commission of a crime, to be surrendered to law enforcement even where the defendant is granted diversion, if the crime would require the firearm to be surrendered if the defendant had been convicted of the crime.

Penal Code section 18000 requires that any firearm used in the commission of an offense for which a defendant is convicted must surrender the firearm to law enforcement. In most cases, that weapon will be destroyed, or ordered destroyed by the court. However, this requirement does not apply to cases that are resolved by diversion.

AB 2739 expands the existing nuisance law by requiring any person who is granted diversion to surrender their firearm if, short of the diversion, they would have been convicted of a felony or misdemeanor.

AB 2739 is a commonsense gun control measure that treats all illegally carried firearms the same way regardless if a case is resolved by a conviction, plea or by diversion.

Because AB 2739 seeks to treat all illegally carried firearms the same way and require all illegal carried firearms to be surrendered and destroyed, our Office is pleased to support AB 2739.

If you have any questions or need additional information, please feel free to contact Daniel Felizzatto in my Sacramento Legislative Office at (916) 442-0668.

Very truly yours,

GEORGE GASCÓN  
District Attorney