

PUBLIC SAFETY COMMITTEE REPORT relative to exempting retired peace officers from the ban on possessing large-capacity magazines.

Recommendation for Council action, as initiated by Motion (Englander – Buscaino):

REQUEST that the City Attorney prepare and present an ordinance amending the Los Angeles Municipal Code (LAMC) to modify Subsection 14 to Subsection (c) of Section 46.30 to exempt retired peace officers from the ban on possessing large-capacity magazines, as amended to read:

Any government officer, agent, or employee, member of the armed forces of the United States, peace officer, or licensed security officers with guard card, to the extent that such person is otherwise authorized to possess a large-capacity magazine.

Fiscal Impact Statement: None submitted by the City Attorney. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

SUMMARY

In a report to Council dated July 30, 2015, the City Attorney presents Ordinance amending the LAMC to add a new Subsection 14 to Subsection (c) of Section 46.30 to exempt retired peace officers from the ban on possessing large-capacity magazines. The City Attorney states that the new subdivision will exempt retired peace officers holding a valid, current Carry Concealed Weapons permit issued pursuant to the California Penal Code from the ban on possessing large-capacity magazines.

At its special meeting held August 4, 2015, the Public Safety Committee discussed this matter with a representative of Los Angeles Police Department. During the public comment period, speakers expressed opposition to the proposed exemption as unnecessary. A representative of the Police Protective League expressed support for the proposal. Councilmember Englander explained that the proposed exemption is about public safety, and has broad support in the State and nationally. The LAPD representative stated that the exemption is necessary for the response of on- and off-duty police officers. Federal legislation has authorized on- and off-duty, and retired police officers to carry a weapon anywhere in the United States provided they comply with annual concealed and carry weapon requirements. The Department intends to further address challenges raised by the Ordinance regarding reserve officers and licensed security officers at the University of Southern California.

Councilmember Englander proposed amendments for licensed security officers. An opportunity for public comment was held. The Public Safety Committee recommended that Council request that the City Attorney report to Committee with a revised ordinance incorporating the proposed amendment, as detailed above.

This matter is now forwarded to the Council for its consideration.

Respectfully Submitted,

PUBLIC SAFETY COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
ENGLANDER:	YES
BUSCAINO:	YES
BONIN:	NO
O'FARRELL:	YES
MARTINEZ:	NO

-NOT OFFICIAL UNTIL COUNCIL ACTS-