


MOTION

As defined by the Judicial Council of California, a Gun Violence Restraining Order (GVRO) is a court order that prohibits someone from having a gun, ammunition or magazines (ammunition storage and feeding devices). It can order someone to: not have (possess or own) a gun, ammunition or magazines; not buy a gun, ammunition, or magazines; and turn in any guns, ammunition and magazines to the police, sell them to or store them with a licensed gun dealer. It cannot order someone to: stay away from you or your family members; not contact or go near you, your children, other relatives, or others who live with you; stop abuse or harassment; or move out of your house.

California’s Red Flag law (Cal. Penal Code §§ 18170-18197) allows employers, co-workers, teachers, and family to seek a court order (a GVRO) to remove firearms from a person they perceive as potentially dangerous. Through removing firearms, even temporarily, from the possession of a person who is considered a threat to others, red flag laws are a tool to prevent gun violence. Nationally, red flag laws received a renewed push in 2022 after a mass shooting at an elementary school in Uvalde, Texas, left 19 students and two teachers dead. Congress passed the “Bipartisan Safer Communities Act” which aims to provide millions of dollars to help states adopt or expand their own red flag laws.

Nineteen states and the District of Columbia already have laws, but a recent analysis by the Associated Press found that many of those are barely used. Additionally, following the passage of the Bipartisan Safer Communities Act, California Governor’s Office of Emergency Services announced \$11 million in new community partnerships to expand outreach and education on the use of GVROs and red flag laws to families, schools and communities most at risk for gun violence.

I THEREFORE MOVE that the City Council request the Los Angeles Police Department, with assistance from the City Administrative Officer, to report back on identifying the necessary resources to promote and track the use of California Red Flag laws to file the Gun Violence Restraining Orders in cases where officers, employers, teachers, or family members are concerned that an individual poses a danger to themselves or others.

PRESENTED BY: 
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SECONDED BY: 

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