



## CITY COUNCIL AGENDA REPORT

**Meeting Date:** July 17, 2025  
**From:** Commander Mario Garcia  
**Subject:** Annual Military Equipment Report per California Assembly Bill 481

**RECOMMENDATION:** Accept the Annual Military Equipment Report for 2024 That Includes the Addition of New Equipment to the Inventory

### BACKGROUND:

On September 30, 2021, Assembly Bill 481 (AB-481) was codified into Government Code Sections 7070–7075, requiring the governing body of a law enforcement agency to adopt a "Military Equipment Use" policy.

The Brisbane Police Department presented and received City Council approval of its Military Equipment Use Policy via ordinance on March 3, 2022.

AB-481 also requires agencies to prepare an annual Military Equipment Report containing information from the preceding year, including a description of the purpose and use of covered equipment, any complaints received, audit results, and inventory costs, along with any plans to acquire new equipment in the upcoming year.

The Military Equipment Annual Report for 2024 (Attachment 1) has been prepared in compliance with these requirements.

### DISCUSSION:

To meet AB-481 requirements, the Police Department reviewed its current inventory and policy compliance.

The Department does not possess any tactical equipment obtained from the military, nor does it possess any equipment originally designed exclusively for military use.

During the 2024 calendar year:

- No complaints related to military equipment were received.
- An internal audit found no violations of the Military Equipment Use Policy.

Addition to Inventory :

As part of the 2025 AB-481 Annual Report and update process, the Department has added three (3) Defense Technology 40mm Single Launchers to its Military Equipment Inventory. These purpose-built, less-lethal platforms will be used in place of traditional bean bag shotguns.

Key benefits include:

- Greater accuracy and engagement range (up to 30–50 meters).
- Safer impact profiles specifically engineered to minimize serious injuries.
- Dedicated less-lethal appearance and function to reduce misidentification risk.
- Capability to deploy multiple types of less-lethal munitions.

**Significant Incident – August 28, 2024 (Brisbane PD Case #24-0828-004):**

On August 28, 2024, officers responded to a 911 call from a 13-year-old child at a local hotel reporting that her mother was assaulting her with a machete. The investigation revealed that the mother had physically assaulted the child—choking her, punching her multiple times, and striking her leg with a machete. Officers attempted to make contact, but the mother refused to open the door and forcibly prevented the child from doing so.

Given the presence of nine children in the room and the volatile nature of the situation, the North County Regional SWAT team was activated. Their coordinated response and use of crisis negotiation tactics resulted in a peaceful resolution, with the mother surrendering without further incident. The SWAT activation was critical in safely removing the children and apprehending the mother.

The mother was arrested and charged with assault with a deadly weapon, child abuse, false imprisonment, and attempted murder. Child Protective Services was notified, and medical and forensic examinations were arranged for the child. A follow-up investigation was initiated regarding additional allegations of abuse.

This incident highlights the importance of interagency collaboration and the vital role of the North County Regional SWAT team in ensuring the safety of vulnerable individuals during high-risk situations.

**FISCAL IMPACT:**

There is no fiscal impact in Council’s acceptance of this Report. The purchases of new equipment had been budgeted in fiscal year 2024-2025.

**ATTACHMENTS:**

- Attachment 1 – 2025 Military Equipment Annual Report

*Mario Garcia*

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Mario Garcia, Police Commander

*Jeremy Dennis*

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Jeremy Dennis, City Manager

## Attachment 1

### MILITARY EQUIPMENT INVENTORY 2024

#### Qualifying Equipment / Owned by the Brisbane Police Department:

<b>Equipment Name:</b> Remington 870 Police Less Lethal Launchers and Kinetic Energy Munitions - CA Gov't Code §7070(c)(14)	
<b>Quantity Owned/Sought:</b> 1 owned	<b>Lifespan:</b> Approximately 15 years
<b>Equipment Capabilities:</b> The Less Lethal Remington 870 launcher is capable of firing 12 GA drag stabilized Impact Munitions, which are made a cotton material blend.	
<b>Manufacturer Product Description:</b> The Remington 870 is a single shot pump action shot gun that has the capability of deploying a 12 ga cotton blend impact projectile. The Remington 870 less lethal has been fitted with an orange stock to distinguish it to be a less lethal tool.	
<b>Purpose/Authorized Uses:</b> The Remington 870 Impact Munition are intended for use as a less lethal use of force option.	
<b>Fiscal Impacts:</b> The initial cost of this equipment was approximately \$500.00. The ongoing costs for munitions will vary and maintenance is conducted by departmental staff.	
<b>Legal/Procedural Rules Governing Use:</b> All applicable State, Federal and Local laws governing police use of force. Various Brisbane Police Department Policies on Use of Force and Crowd Control.	
<b>Training Required:</b> Officers must complete a department certified less lethal course as well as regular training and qualifications as required by law and policy.	
<b>Other Notes:</b> None.	

<b>Equipment Name:</b> 40mm Defense Technology Less Lethal Launcher – CA Gov't Code 7070 (c) (14)	
<b>Quantity owned /Sought:</b> 3 owned	<b>Lifespan:</b> 10 years
<b>Equipment Capabilities:</b> The Defense Technology 40mm Less Lethal Launcher is a shoulder-fired device designed to deploy less-lethal munitions such as foam baton rounds, chemical agents, and marking rounds. It allows officers to engage subjects from a greater distance, enhancing safety and accuracy during high-risk encounters.	
<b>Manufacturer Product Description:</b> The Defense Technology 40mm LMT Tactical Single Launcher is a shoulder-fired launcher designed for less-lethal munitions. It has a 14-inch rifled barrel, a double-action trigger, and an ambidextrous breach release. The launcher includes an adjustable stock, a front grip with a light rail, and accessory rails for mounting optics. It can fire standard 40mm rounds up to 4.8 inches in length and has sling mounts for easy carrying.	
<b>Purpose/Authorized Use:</b> The 40mm Def Tech Launcher is intended for use in a less-lethal use-of-force option.	
<b>Fiscal Impacts:</b> The Initial cost of this equipment was approximately \$1300. The ongoing costs for munitions will vary per year, but the estimated cost is approximately \$700.	
<b>Legal/Procedural Rules Governing the Use:</b> All applicable State, Federal, and Local laws governing police use of force. Various Brisbane Police Department policies on Use of Force and Crowd Control.	
<b>Training Required:</b> Officer must complete a department-certified less lethal course as well as regular training and qualifications as required by law and policy.	
<b>Other Notes:</b> None	

**Qualifying Equipment known to be owned and/or utilized by law enforcement units with which the Brisbane Police Department collaborates and/or participates for law enforcement purposes**

<b>Equipment Name:</b> Battering rams, slugs, and breaching apparatus that are explosive in nature - CA Gov't Code §7070(c)(7)	
<b>Quantity Owned/Sought:</b> None (outside owned)	<b>Lifespan:</b> Unknown.
<b>Equipment Capabilities:</b> Capable of breaching doors, gates, windows, and other points of entry.	
<b>Manufacturer Product Description:</b> Unavailable.	
<b>Purpose/Authorized Uses:</b> Breaching doors, gates, windows, and other points of entry.	
<b>Fiscal Impacts:</b> None. Equipment owned, maintained, and operated by another agency.	
<b>Legal/Procedural Rules Governing Use:</b> Breaching apparatus that are explosive in nature can be deployed any time tactical operators determine that it is necessary to complete a lawful breaching, and non-explosive breaching methods are not tactically practicable. For a breaching to be lawful, it will generally need to be supported by a search or arrest warrant, or exigent circumstances.	
<b>Training Required:</b> The North County Regional SWAT Team provides internal training for staff members prior to allowing them to use explosive breaching apparatus.	
<b>Other Notes:</b> The Brisbane Police Department participates in the North County Regional SWAT Team (NCR SWAT). This equipment is owned and operated by NCR SWAT through the San Mateo Police Department. While the Brisbane Police Department does not own or operate this equipment, it could be used in Brisbane by NCR SWAT if they are deployed to an incident within city limits.	

<b>Equipment Name:</b> Flashbang grenades, explosive breaching tools, tear gas and pepper balls - CA Gov't Code §7070(c)(12)	
<b>Quantity Owned/Sought:</b> None (outside owned)	<b>Lifespan:</b> Unknown.
<b>Equipment Capabilities:</b> Capable of breaching doors, gates, windows, and other points of entry, creating explosive distractions, and/or deploying tear gas or pepper chemical.	
<b>Manufacturer Product Description:</b> Unavailable.	
<b>Purpose/Authorized Uses:</b> breaching doors, gates, windows, and other points of entry, creating explosive distractions, and/or deploying tear gas or pepper chemicals.	
<b>Fiscal Impacts:</b> None. Equipment owned, maintained, and operated by another agency.	
<b>Legal/Procedural Rules Governing Use:</b> Breaching apparatus that are explosive in nature can be deployed any time tactical operators determine that it is necessary to complete a lawful breaching, and non-explosive breaching methods are not tactically practicable. For a breaching to be lawful, it will generally need to be supported by a search or arrest warrant, or exigent circumstances. Tear gas and pepper balls can only be deployed in accordance with all applicable State, Federal and Local laws governing police use of force, crowd control, etc.	
<b>Training Required:</b> The North County Regional SWAT Team provides internal training for staff members prior to allowing them to use any of these items.	
<b>Other Notes:</b> The Brisbane Police Department participates in the North County Regional SWAT Team (NCR SWAT). This equipment is owned and operated by NCR SWAT through the San Mateo Police Department. While the Brisbane Police Department does not own or operate this equipment, it could be used in Brisbane by NCR SWAT if they are deployed to an incident within city limits.	

<b>Equipment Name:</b> Long Range Acoustic Device (LRAD) - CA Gov't Code §7070(c)(13)	
<b>Quantity Owned/Sought:</b> None (outside owned).	<b>Lifespan:</b> Unknown.
<b>Equipment Capabilities:</b> LRAD systems are a type of Acoustic Hailing Device (AHD) used to send messages over long distances. LRAD systems produce much higher sound levels (volume) than normal loudspeakers or megaphones. Over shorter distances, LRAD signals are loud enough to cause pain in the ears of people in their path.	
<b>Manufacturer Product Description:</b> LRAD systems are a type of Acoustic Hailing Device (AHD) used to send messages over long distances. LRAD systems produce much higher sound levels (volume) than normal loudspeakers or megaphones. Over shorter distances, LRAD signals are loud enough to cause pain in the ears of people in their path.	
<b>Purpose/Authorized Uses:</b> Can be used to disperse unlawful crowds and/or to disrupt the activities of person(s) who represent an immediate threat to others.	
<b>Fiscal Impacts:</b> None. Equipment owned, maintained, and operated by another agency.	
<b>Legal/Procedural Rules Governing Use:</b> LRADs can only be deployed in accordance with all applicable State, Federal and Local laws governing police use of force, crowd control, etc.	
<b>Training Required:</b> The North County Regional SWAT Team provides internal training for staff members prior to allowing them to use any of these items.	
<b>Other Notes:</b> The Brisbane Police Department participates in the North County Regional SWAT Team (NCR SWAT). This equipment is owned and operated by NCR SWAT through the San Mateo Police Department. While the Brisbane Police Department does not own or operate this equipment, it could be used in Brisbane by NCR SWAT if they are deployed to an incident within city limits.	