



CITY OF DEL REY OAKS

Staff Report

DATE: April 22nd, 2025

TO: Honorable Mayor and Members of City Council

FROM: Chris Bourquin, Chief of Police

SUBJECT: Consider the adoption of the modified Military Equipment Use Policy consistent with the requirements of AB 481. Required annual reporting required by AB 481.

CEQA: This action does not constitute a “project” as defined by the California Environmental Quality Act (CEQA) guidelines section 15378 as it is an administrative activity of the City that will not result in direct or indirect physical changes in the environment.

Recommendation

Council adopt the modified Military Equipment Use Policy consistent with the requirements of AB 481

Background

On September 30th, 2021, California Assembly Bill 481 (AB 481) was signed into law. Subsequently, California Government Code Sections 7070-7075 were adopted to codify the requirements set forth in AB 481. The law has several requirements, which are listed below.

- Approval of this policy or any subsequent amendments requires adoption by ordinance at an open session of a regular meeting providing for public comment. (Government Code § 7071.)
- Within one year of approval of the military equipment policy, and annually thereafter, the Chief of Police or the authorized designee will submit a military equipment report for each type of military equipment for as long as the military equipment is available for use. (Government Code § 7072.)
- Within 30 days of submitting and publicly releasing the annual report, the Department shall hold at least one well-publicized and conveniently located community

engagement meeting, at which the Department should discuss the report and respond to public questions regarding the funding, acquisition, or use of military equipment.

Summary & Discussion

A well-publicized and conveniently located public meeting was held on March 19th, 2025 at the Del Rey Oaks City Hall where members of the public and the Police Safety Committee were briefed regarding funding, acquisition, or use of military equipment by our Department. Military Equipment used in Del Rey Oaks during the last operational year is as follows:

- Between operational period April 25th, 2024 and April 22nd, 2025, the Del Rey Oaks Police Department has not used any military equipment outlined in AB 481 / Del Rey Oaks Police Department Policy 706 within the City of Del Rey Oaks.
- Between operational period April 25th, 2024 and April 22nd, 2025, the Monterey Peninsula Regional Special Response Unit has not deployed within the City of Del Rey Oaks.
- Between operational period April 25th, 2024 and April 22nd, 2025, the Del Rey Oaks Police Department purchased 20 (twenty) 40 mm field rounds and 50 (fifty) 40 mm training rounds which qualify as military equipment outlined in AB 481 / Del Rey Oaks Police Department Policy 706.

Fiscal Impacts

The 40mm rounds listed below were purchased between operational period April 25th, 2024 and April 22nd, 2025. It is anticipated that there will be no need to purchase more 40mm rounds during the next operational period.

- 40 MM training rounds: 50-shot reloadable kit. Cost: \$303.18. Shelf life 2 years.
- 40 MM patrol rounds: 20 rounds purchased. Cost: \$542.60. Shelf life 5 years.

The .223 training and duty ammunition listed below were purchased between operational period April 25th, 2024 and April 22nd, 2025. It is anticipated that there will be no need to purchase more .223 rounds during the next operational period.

- .223 training rounds: 3000 rounds purchased. Cost: \$1422.00. Shelf life 5 Years.
- .223 duty Rounds: 1000 rounds purchased. Cost: \$767.00. Shelf life 5 years.

The ongoing funding cost associated with our equipment listed in Section 1 of our Military Equipment List is \$4,320. Most of the associated costs are from ammunition. It should be noted that neither the Aero Precision Rifles nor the ammunition used in training are required to be listed by AB 481. We list these items for greater transparency.

The ongoing funding of the LMT Defense 40mm Launchers and Kinetic Energy Munitions is expected to be \$700 per year, which is up from \$400. The reason for the increase is we are training two additional officers to carry the 40mm launcher in the field.

ATTACHMENTS:

Del Rey Oaks Police Department Policy 706 (Revised) Military Equipment list Sections 1 (Revised), 2 (Revised) and 3 (Revised)

Respectfully Submitted,

Chris Bourquin
Chief of Police

Military Equipment

706.1 PURPOSE AND SCOPE

The purpose of this policy is to provide guidelines for the approval, acquisition, and reporting requirements of military equipment (Government Code § 7070; Government Code § 7071; Government Code § 7072).

The Del Rey Oaks Police Department (DROPD) does not possess any qualifying tactical equipment that it has obtained from the military, nor does it possess any equipment that was designed for military use. Regardless, California Government Code § 7071(b) requires that law enforcement agencies submit a proposed Military Equipment Use Policy to their governing board for approval. California Government Code § 7070 provides a list of equipment types that are considered to be "military equipment" for purposes of this policy requirement, and this Military Equipment Use Policy includes information for any such equipment types that are possessed by the Del Rey Oaks Police Department, or reasonably likely to be deployed in Del Rey Oaks by other law enforcement partners.

706.1.1 DEFINITIONS

Definitions related to this policy include (Government Code § 7070):

Governing body – The elected or appointed body that oversees the Department.

Military equipment – Includes but is not limited to the following:

- Unmanned, remotely piloted, powered aerial or ground vehicles.
- Mine-resistant ambush-protected (MRAP) vehicles or armored personnel carriers.
- High mobility multipurpose wheeled vehicles (HMMWV), two-and-one-half-ton trucks, five-ton trucks, or wheeled vehicles that have a breaching or entry apparatus attached.
- Tracked armored vehicles that provide ballistic protection to their occupants.
- Command and control vehicles that are either built or modified to facilitate the operational control and direction of public safety units.
- Weaponized aircraft, vessels, or vehicles of any kind.
- Battering rams, slugs, and breaching apparatuses that are explosive in nature. This does not include a handheld, one-person ram.
- Firearms and ammunition of .50 caliber or greater, excluding standard-issue shotguns and standard-issue shotgun ammunition.
- Specialized firearms and ammunition of less than .50 caliber, including firearms and accessories identified as assault weapons in Penal Code § 30510 and Penal Code § 30515, with the exception of standard-issue firearms.
- Any firearm or firearm accessory that is designed to launch explosive projectiles.
- Noise-flash diversionary devices and explosive breaching tools.

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- Munitions containing tear gas or OC, excluding standard, service-issued handheld pepper spray.
- ~~TASER® Shockwave~~Area denial electroshock devices, microwave weapons, water cannons, ~~and~~ long-range acoustic devices (LRADs-), acoustic hailing devices, and sound cannons.
- Kinetic energy weapons and munitions.
- Any other equipment as determined by a governing body or a state agency to require additional oversight.
- ~~Notwithstanding paragraphs (1) through (15), "Military Equipment" does not include general equipment not designated as prohibited or controlled by the Federal Defense Logistics Agency.~~

706.2 POLICY

It is the policy of the Del Rey Oaks Police Department that members of this department comply with the provisions of Government Code § 7071 with respect to military equipment. Use of military equipment should safeguard public welfare, safety, civil rights, and civil liberties.

706.3 MILITARY EQUIPMENT COORDINATOR

The Chief of Police should designate a member of this department to act as the military equipment coordinator. In our case, that would be the Operations Division Commander. The responsibilities of the military equipment coordinator include but are not limited to:

- (a) Acting as liaison to the governing body for matters related to the requirements of this policy.
- (b) Identifying department equipment that qualifies as military equipment in the current possession of the Department, or the equipment the Department intends to acquire that requires approval by the governing body.
- (c) Conducting an inventory of all military equipment at least annually.
- (d) Collaborating with any allied agency that may use military equipment within the jurisdiction of Del Rey Oaks Police Department (Government Code § 7071).
- (e) Preparing for, scheduling, and coordinating the annual community engagement meeting to include:
 1. Publicizing the details of the meeting.
 2. Preparing for public questions regarding the department's funding, acquisition, and use of equipment.
- (f) Preparing the annual military equipment report for submission to the Chief of Police and ensuring that the report is made available on the department website (Government Code § 7072).
- (g) Establishing the procedure for a person to register a complaint or concern, or how that person may submit a question about the use of a type of military equipment, and how the Department will respond in a timely manner.

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1. A complaint, concern or question related to Military Equipment utilization by the Del Rey Oaks Police Department can be made:
 - (a) Via email to cbourquin@delreyoaks.org
 - (b) Via phone call to: 831.394.9333 and request to speak with the Operations Commander
 - (c) Via US Mail sent to: Del Rey Oaks Police Department; Attn: Military Equipment Use Coordinator; 650 Canyon Del Rey Blvd, Del Rey Oaks, CA 93940

706.4 APPROVAL

The Chief of Police or the authorized designee shall obtain approval from the governing body by way of an ordinance adopting the military equipment policy. This policy and any subsequent amendments will be available on the department website at least 30 days prior to any public hearing concerning the military equipment at issue. No later than May 1, 2022 this policy will be submitted to the City Council for approval and will remain in effect only if it is approved within 180 days of submission. Approval of this policy or any subsequent amendments requires adoption by ordinance at an open session of a regular meeting providing for public comment.

The department will cease use of any military equipment if its use, or the policy for its use, is not approved. An approved military use equipment policy is required prior to engaging in any of the following (Government Code § 7071):

- (a) Requesting military equipment made available pursuant to 10 USC § 2576a.
- (b) Seeking funds for military equipment, including but not limited to applying for a grant, soliciting or accepting private, local, state, or federal funds, in-kind donations, or other donations or transfers.
- (c) Acquiring military equipment either permanently or temporarily, including by borrowing or leasing.
- (d) Collaborating with another law enforcement agency in the deployment or other use of military equipment within the jurisdiction of this department.
- (e) Using any new or existing military equipment for a purpose, in a manner, or by a person not previously approved by the governing body.
- (f) Soliciting or responding to a proposal for, or entering into an agreement with, any other person or entity to seek funds for, apply to receive, acquire, use, or collaborate in the use of military equipment.
- (g) Acquiring military equipment through any means not provided above.

706.5 COORDINATION WITH OTHER JURISDICTIONS

Military equipment used by other jurisdictions that are providing aid to the Del Rey Oaks Police Department (DROPD) shall comply with their respective military equipment use policies in

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rendering aid. The Del Rey Oaks Police Department is working towards becoming a participating member of the Monterey Peninsula Regional Special Response Unit (MPRSRU) in collaboration with the other law enforcement agencies on the Monterey Peninsula. The MPRSRU provides capabilities to address specific law enforcement issues, such as active shooter incidents, hostage situations, barricaded subject incidents, etc. The DROPD also collaborates and works with the Monterey County Sheriff's Department and other local, state and federal law enforcement agencies that may be needed to aid the DROPD.

706.6 ANNUAL REPORT

Within one year of approval of the military equipment policy, and annually thereafter, the Chief of Police or the authorized designee will submit a military equipment report for each type of military equipment for as long as the military equipment is available for use (Government Code § 7072). The annual military equipment report will be made publicly available on the department website for as long as the military equipment is available for use. The report shall include all information required by Government Code § 7072 for the preceding calendar year for each type of military equipment in department inventory.

706.7 COMMUNITY ENGAGEMENT

Within 30 days of submitting and publicly releasing the annual report, the Department shall hold at least one well-publicized and conveniently located community engagement meeting, at which the Department should discuss the report and respond to public questions regarding the funding, acquisition, or use of military equipment.

706.8 MILITARY EQUIPMENT INVENTORY

- Section One - lists qualifying equipment that is owned and/or utilized by the Del Rey Oaks Police Department. ~~See attachment: DROPD 706 Sec 1 DROPD Equip Owned Oper.pdf~~ See attachment: Military Equipment Inventory - Section One.pdf
- Section Two - lists qualifying equipment that the Del Rey Oaks Police Department will be seeking to purchase. ~~See attachment: DROPD 706 Sec 2 DROPD Proposed Equip Procurement.pdf~~ See attachment: See attachment: Military Equipment Inventory - Section Two.pdf
- Section Three - Lists lethal ammunition that the Del Rey Oaks Police Department will be seeking to purchase. ~~See attachment: DROPD 706 Sec 3 DROPD Proposed Ammo Procurement.pdf~~ See attachment: See attachment: Military Equipment Inventory - Section Three.pdf

SECTION ONE



**QUALIFYING EQUIPMENT OWNED/UTILIZED
OAKS POLICE DEPARTMENT**

QUALIFYING EQUIPMENT OWNED/UTILIZED

SECTION ONE - QUALIFYING EQUIPMENT OWNED/UTILIZED BY THE DEL REY OAKS POLICE DEPARTMENT	
AB 481 Category Govt Code §7070(c):	(10) Specialized firearms and ammunition of less than .50 caliber, including assault weapons as defined in Sections 30510 and 30515 of the Penal Code, with the exception of standard issue service weapons and ammunition of less than .50 caliber that are issued to officers, agents, or employees of a law enforcement agency or a state agency
(1) A description of each type of military equipment, the quantity sought, its capabilities, expected lifespan, and product descriptions from the manufacturer of the military equipment	
Description:	Aero Precision X-15, Multi-Cal (.223 / 5.56 mm), adjustable stock
Quantity (existing/sought):	Sixteen (16)
Capabilities:	A rifle that fires an intermediate-power cartridge (.223/5.56mm) which is more powerful/accurate than a standard pistol.
Expected lifespan:	10 years
Manufacturer's description:	The X-15 system features a custom integrated upper receiver and handguard platform that provides the shooter a light-weight, free-floated, rigid design resulting in superior performance and accuracy. Custom 10.5" Upper, M-LOCK free float rail, 10" SLR rail, US GI Flasher Hider, FN M16 bolt and carrier, carbine gas system, MIL Spec charging handle, Aero Precision AC15 lower receiver, with MIL Spec buffer tube, MIL Spec trigger, chrome silicone springs, MAGPUL Multi-Position MOE Stock with pistol grip, MAGPUL MS1 Sling with QD sling mounts, MAGPUL M-BUS sight Gen 2, front and rear, MAGPUL hand Stop, Aimpoint PRO optic, Streamlight TLR-1 HL mounted light.
(2) The purposes and authorized uses for which the law enforcement agency or the state agency proposes to use each type of military equipment	
Purpose(s)/Authorized Use:	Officers may deploy the patrol rifle in any circumstance where the officer can articulate a reasonable expectation that the rifle may be needed. Examples of some general guidelines for deploying the patrol rifle may include but are not limited to: (1) Situations where the member reasonably anticipates an armed encounter. (2) When a member is faced with a situation that may require accurate and effective fire at long range. (3) Situations where a member reasonably expects the need to meet or exceed a suspect's firepower. (4) When a member reasonably believes that there may be a need to fire on a barricaded person or a person with a hostage. (5) When a member reasonably believes that a suspect may be wearing body armor. (6) When authorized or requested by a supervisor. (7) When needed to euthanize an animal.
(3) The fiscal impact of each type of military equipment, including the initial costs of obtaining the equipment and estimated annual costs of maintaining the equipment	
Initial cost:	Approximately \$ 26,256
Annual costs:	Approximately \$270.00/rifle (Ammo & Training)
(4) The legal and procedural rules that govern each authorized use	
Legal:	CA Penal Code 33220(b). All other applicable State, Federal and Local laws governing short-barreled rifles and police use of force.
Procedural:	DROPD Policies - 300 (Use of Force), 306 (Firearms), 412 (Rapid Response and Deployment)
(5) The training, including any course required by the Commission on Peace Officer Standards and Training, that must be completed before any officer, agent, or employee of the law enforcement agency or the state agency is allowed to use each specific type of military equipment to ensure the full protection of the public's welfare, safety, civil rights, and civil liberties and full adherence to the military equipment use policy	
Required training:	CA POST certified 16-hour patrol rifle course & 8 hours annually / 2 annual qualifications
Other Notes:	These rifles are standard issue service weapons for DROPD officers and as a result exempted from the Military Equipment Use Policy per CA Gov't Code §7070 (c)(10). They have been included in this document for transparency.

QUALIFYING EQUIPMENT OWNED/UTILIZED

SECTION ONE - QUALIFYING EQUIPMENT OWNED/UTILIZED BY THE DEL REY OAKS POLICE DEPARTMENT	
AB 481 Category Govt Code §7070(c):	(14) The following projectile launch platforms and their associated munitions: 40mm projectile launchers, “bean bag,” rubber bullet, and specialty impact munition (SIM) weapons
(1) A description of each type of military equipment, the quantity sought, its capabilities, expected lifespan, and product descriptions from the manufacturer of the military equipment	
Description:	LMT Defense 40mm Launcher and Kinetic Energy Munitions
Quantity (existing/sought):	Three (3)
Capabilities:	The 40mm Less Lethal Launcher is capable of firing 40mm Kinetic Energy Munitions, known as sponge projectiles. The range is projectile type dependent. The effective range is approximately 140 feet.
Expected lifespan:	15 years
Manufacturer's description:	Manufactured exclusively for Defense Technology®, the 40LMTS is a tactical single shot launcher that features an expandable ROGERS Super-Stoc and an adjustable Integrated Front Grip (IFG) with light rail. The ambidextrous Lateral Sling Mount (LSM) and QD mounting systems allow both a single and two point sling attachment. The 40LMTS will fire standard 40mm less lethal ammunition, up to 4.8 inches in cartridge length. The Picatinny Rail Mounting System will accept a wide array of enhanced optics/sighting systems.
(2) The purposes and authorized uses for which the law enforcement agency or the state agency proposes to use each type of military equipment	
Purpose(s)/Authorized Use:	<p>Officers are not required or compelled to use approved munitions in lieu of other reasonable tactics if the involved officer determines that deployment of these munitions cannot be done safely. The safety of hostages, innocent persons and officers takes priority over the safety of subjects engaged in criminal or suicidal behavior.</p> <p>Circumstances appropriate for deployment include, but are not limited to, situations in which:</p> <ol style="list-style-type: none">1. The suspect is armed with a weapon and the tactical circumstances allow for the safe application of approved munitions.2. The suspect has made credible threats to harm him/herself or others.3. The suspect is engaged in riotous behavior or is throwing rocks, bottles or other dangerous projectiles at people and/or officers.4. There is probable cause to believe that the suspect has already committed a crime of violence and is refusing to comply with lawful orders.
(3) The fiscal impact of each type of military equipment, including the initial costs of obtaining the equipment and estimated annual costs of maintaining the equipment	
Initial cost:	\$2,532
Annual costs:	\$400 (includes sponge projectiles for training) \$700 (Training)
(4) The legal and procedural rules that govern each authorized use	
Legal:	All applicable State, Federal and Local laws governing police use of force.
Procedural:	DRO Policies - 306 (Firearms), 303 (Control Devices and Techniques)
(5) The training, including any course required by the Commission on Peace Officer Standards and Training, that must be completed before any officer, agent, or employee of the law enforcement agency or the state agency is allowed to use each specific type of military equipment to ensure the full protection of the public’s welfare, safety, civil rights, and civil liberties and full adherence to the military equipment use policy	
Required training:	Two (2) hours of initial training and (2) hours yearly (includes qualification)
Other:	

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SECTION TWO



QUALIFYING PROPOSED PROCUREMENT EQUIPMENT

DEL REY OAKS POLICE DEPARTMENT

QUALIFYING PROPOSED PROCUREMENT EQUIPMENT

SECTION TWO - QUALIFYING PROPOSED PROCUREMENT EQUIPMENT BY THE DEL REY OAKS POLICE DEPARTMENT	
AB 481 Category Govt Code §7070(c):	(14) The following projectile launch platforms and their associated munitions: 40mm projectile launchers, “bean bag,” rubber bullet, and specialty impact munition (SIM) weapons.
(1) A description of each type of military equipment, the quantity sought, its capabilities, expected lifespan, and product descriptions from the manufacturer of the military equipment	
Description:	40mm Less Lethal Kinetic Energy Munitions
Quantity (existing/sought):	50 Existing 20 / Sought 0
Capabilities:	Effectiveness depends on many variable, such as distance, clothing, stature, and the point where the projectile impacts. 50 YD (45 M)
Expected lifespan:	5 years
Manufacturer's description:	The Defense Technology 40mm eXact iMpact™ Sponge Round is a spin-stabilized projectile. Although it is extremely accurate and consistent, accuracy is dependent on the launcher, using open sights vs. an improved sight, environmental conditions, and the operator.
(2) The purposes and authorized uses for which the law enforcement agency or the state agency proposes to use each type of military equipment	
Purpose(s)/Authorized Use:	<p>This department is committed to reducing the potential for violent confrontations. Kinetic energy projectiles, when used properly, are less likely to result in death or serious physical injury and can be used in an attempt to de-escalate a potentially deadly situation.</p> <p>Only department-approved kinetic energy munitions shall be carried and deployed. Approved munitions may be used to compel an individual to cease his/her actions when such munitions present a reasonable option.</p> <p>Officers are not required or compelled to use approved munitions in lieu of other reasonable tactics if the involved officer determines that deployment of these munitions cannot be done safely. The safety of hostages, innocent persons and officers takes priority over the safety of subjects engaged in criminal or suicidal behavior.</p> <p>Circumstances appropriate for deployment include, but are not limited to, situations in which:</p> <ul style="list-style-type: none">a. The suspect is armed with a weapon and the tactical circumstances allow for the safe application of approved munitions.b. The suspect has made credible threats to harm him/herself or others.c. The suspect is engaged in riotous behavior or is throwing rocks, bottles or other dangerous projectiles at people and/or officers.d. There is probable cause to believe that the suspect has already committed a crime of violence and is refusing to comply with lawful orders.
(3) The fiscal impact of each type of military equipment, including the initial costs of obtaining the equipment and estimated annual costs of maintaining the equipment	
Initial cost:	\$1600 \$640.98
Annual costs:	\$200 Based on usage.
(4) The legal and procedural rules that govern each authorized use	
Legal:	All applicable State, Federal and Local laws governing police use of force.
Procedural:	DROPD Policies - 303 (Control Devices and Techniques), 300 (Use of Force)
(5) The training, including any course required by the Commission on Peace Officer Standards and Training, that must be completed before any officer, agent, or employee of the law enforcement agency or the state agency is allowed to use each specific type of military equipment to ensure the full protection of the public’s welfare, safety, civil rights, and civil liberties and full adherence to the military equipment use policy	
Required training:	Two (2) hours of initial training and (2) hours yearly (includes qualification)
Other Notes:	

QUALIFYING PROPOSED PROCUREMENT EQUIPMENT

SECTION TWO - QUALIFYING PROPOSED PROCUREMENT EQUIPMENT BY THE DEL REY OAKS POLICE DEPARTMENT	
AB 481 Category Govt Code §7070(c):	(14) The following projectile launch platforms and their associated munitions: 40mm projectile launchers, “bean bag,” rubber bullet, and specialty impact munition (SIM) weapons.
(1) A description of each type of military equipment, the quantity sought, its capabilities, expected lifespan, and product descriptions from the manufacturer of the military equipment	
Description:	Direct Impact® Le Extended Range 40 Mm Reloadable 50-Shot Training Kit
Quantity (existing/sought):	Existing 50 / Sought 0
Capabilities:	N/A
Expected lifespan:	Unknown
Manufacturer's description:	This reloadable training kit allows officers to practice loading, sighting, trigger pull and range estimate at a fraction of the cost of tactical rounds. With the base sitting on a flat surface, the nose is inserted into the opening until it clicks. Using the supplied hex key, the screw is loosened and the fired cartridge is removed. A new one is inserted and the screw is tightened. the round is now ready to fire. Total lapse time is under 10 seconds. Not for use on humans.
(2) The purposes and authorized uses for which the law enforcement agency or the state agency proposes to use each type of military equipment	
Purpose(s)/Authorized Use:	Training Only.
(3) The fiscal impact of each type of military equipment, including the initial costs of obtaining the equipment and estimated annual costs of maintaining the equipment	
Initial cost:	\$375.44
Annual costs:	\$112.00
(4) The legal and procedural rules that govern each authorized use	
Legal:	All applicable State, Federal and Local laws governing police use of force.
Procedural:	DROPD Policies - 303 (Control Devices and Techniques), 300 (Use of Force)
(5) The training, including any course required by the Commission on Peace Officer Standards and Training, that must be completed before any officer, agent, or employee of the law enforcement agency or the state agency is allowed to use each specific type of military equipment to ensure the full protection of the public’s welfare, safety, civil rights, and civil liberties and full adherence to the military equipment use policy	
Required training:	Two (2) hours of initial training and (2) hours yearly (includes qualification)
Other Notes:	

SECTION THREE



QUALIFYING LETHAL AMMUNITION

OAKS POLICE DEPARTMENT

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QUALIFYING LETHAL AMMUNITION

SECTION ONE - QUALIFYING EQUIPMENT OWNED/UTILIZED BY THE DEL REY OAKS POLICE DEPARTMENT	
AB 481 Category Govt Code §7070(c):	(10) Specialized firearms and ammunition of less than .50 caliber, including assault weapons as defined in Sections 30510 and 30515 of the Penal Code, with the exception of standard issue service weapons and ammunition of less than .50 caliber that are issued to officers, agents, or employees of a law enforcement agency or a state agency.
(1) A description of each type of military equipment, the quantity sought, its capabilities, expected lifespan, and product descriptions from the manufacturer of the military equipment	
Description:	Federal Premium Duty Ammunition .223 Caliber 55 Grain rifle round
Quantity (existing/sought):	280 Existing 280 / Sought 0
Capabilities:	To project a force against a selected target to have an effect and stop the threat when other reasonable options are not viable. A verbal warning should precede its application. 0-300 yards
Expected lifespan:	No expectation
Manufacturer's description:	Custom made for your Urban Rifle, Tactical® TRU® was specifically designed for use in semi-automatic rifles or "Urban Rifles," such as variants of the M-16 or AR-15. TRU bullets are specifically engineered, ranging from fragmenting designs for tactical entry to deeper penetrating bullets for patrol. This is particularly important in today's urban settings.
(2) The purposes and authorized uses for which the law enforcement agency or the state agency proposes to use each type of military equipment	
Purpose(s)/Authorized Use:	The purpose of this ammunition is used in conjunction with the Aero Precision X-15 rifles as the issued duty ammunition. The ammunition has a capable range of 0 to 300 yards. Its intended use is for engagement in armed suspects, subjects wearing body armor, barricaded subjects, and subjects beyond the effective range of a department issued pistol.
(3) The fiscal impact of each type of military equipment, including the initial costs of obtaining the equipment and estimated annual costs of maintaining the equipment	
Initial cost:	Unknown. No purchase order available with cost.
Annual costs:	No longer purchased for use by the department. Only previously purchased amounts remain.
(4) The legal and procedural rules that govern each authorized use	
Legal:	All applicable State, Federal and Local laws governing police use of force.
Procedural:	Refer to policies 300, 300.4, 300.4.1, 300.5, 300.5.1, 300.5.3, 300.11, 303
(5) The training, including any course required by the Commission on Peace Officer Standards and Training, that must be completed before any officer, agent, or employee of the law enforcement agency or the state agency is allowed to use each specific type of military equipment to ensure the full protection of the public's welfare, safety, civil rights, and civil liberties and full adherence to the military equipment use policy	
Required training:	Sworn members utilizing Federal Ammunition are trained in their use by CA POST certified instructors.
Other Notes:	Use is subject to applicable policies (303.3, 303.3.2)

QUALIFYING LETHAL AMMUNITION

SECTION ONE - QUALIFYING EQUIPMENT OWNED/UTILIZED BY THE DEL REY OAKS POLICE DEPARTMENT	
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(1) A description of each type of military equipment, the quantity sought, its capabilities, expected lifespan, and product descriptions from the manufacturer of the military equipment	
Description:	Winchester Ranger Duty Ammunition .223 Caliber 55 Grain rifle round
Quantity (existing/sought):	2000 Existing 2000 / Sought 1000
Capabilities:	To project a force against a selected target to have an effect and stop the threat when other reasonable options are not viable. A verbal warning should precede its application. 0-300 yards
Expected lifespan:	No expectation
Manufacturer's description:	Winchester Ranger ammunition can be relied on to deliver consistent stopping power in real world situations. The Winchester brand has helped protect law enforcement officers and defend the general public for more than 145 years. Combining innovation, comprehensive testing and proven track record of success; Range ammunition is designed to meet the toughest requirements set by the law enforcement community.
(2) The purposes and authorized uses for which the law enforcement agency or the state agency proposes to use each type of military equipment	
Purpose(s)/Authorized Use:	The purpose of this ammunition is used in conjunction with the Aero Precision X-15 rifles as the issued duty ammunition. The ammunition has a capable range of 0 to 300 yards. Its intended use is for engagement in armed suspects, subjects wearing body armor, barricaded subjects, and subjects beyond the effective range of a department issued pistol.
(3) The fiscal impact of each type of military equipment, including the initial costs of obtaining the equipment and estimated annual costs of maintaining the equipment	
Annual costs:	\$767 per case of 1000 rounds \$787 per case of 1000 rounds
(4) The legal and procedural rules that govern each authorized use	
Legal:	All applicable State, Federal and Local laws governing police use of force.
Procedural:	Refer to policies 300, 300.4, 300.4.1, 300.5, 300.5.1, 300.5.3, 300.11, 303
(5) The training, including any course required by the Commission on Peace Officer Standards and Training, that must be completed before any officer, agent, or employee of the law enforcement agency or the state agency is allowed to use each specific type of military equipment to ensure the full protection of the public's welfare, safety, civil rights, and civil liberties and full adherence to the military equipment use policy	
Required training:	Sworn members utilizing Winchester Ammunition are trained in their use by CA POST certified instructors.
Other:	Use is subject to applicable polices (303.3, 303.3.2)

QUALIFYING LETHAL AMMUNITION

SECTION ONE - QUALIFYING EQUIPMENT OWNED/UTILIZED BY THE DEL REY OAKS POLICE DEPARTMENT	
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(1) A description of each type of military equipment, the quantity sought, its capabilities, expected lifespan, and product descriptions from the manufacturer of the military equipment	
Description:	Winchester “USA White Box” .223 caliber 55 grain Full Metal Jacket
Quantity (existing/sought):	5000 Existing 3000 / Sought 3000
Capabilities:	To project a force against a selected target to have an effect and stop the threat when other reasonable options are not viable. A verbal warning should precede its application. 0-300 yards
Expected lifespan:	No expectation
Manufacturer's description:	Backed by generations of legendary excellence, Winchester "USA White Box" stands for consistent performance and outstanding value, offering high-quality ammunition to suit a wide range of hunter's and shooter's needs.
(2) The purposes and authorized uses for which the law enforcement agency or the state agency proposes to use each type of military equipment	
Purpose(s)/Authorized Use:	The purpose of this ammunition is used in conjunction with the Aero Precision X-15 rifles as the issued training ammunition. The ammunition has a capable range of 0 to 300 yards. Its intended use is for training with the Aero Precision X-15 rifles. The ammunition is used for training on the range. This ammo is not utilized as duty ammunition.
(3) The fiscal impact of each type of military equipment, including the initial costs of obtaining the equipment and estimated annual costs of maintaining the equipment	
Annual costs:	\$918 for 2 cases of 1000 rounds each \$1,422 for 3 cases of 1000 rounds each
(4) The legal and procedural rules that govern each authorized use	
Legal:	
Procedural:	Refer to policies 300, 300.4, 300.4.1, 300.5, 300.5.1, 300.5.3, 300.11, 303
(5) The training, including any course required by the Commission on Peace Officer Standards and Training, that must be completed before any officer, agent, or employee of the law enforcement agency or the state agency is allowed to use each specific type of military equipment to ensure the full protection of the public’s welfare, safety, civil rights, and civil liberties and full adherence to the military equipment use policy	
Required training:	Sworn members utilizing Winchester Ammunition are trained in their use by CA POST certified instructors.
Other:	Use is subject to applicable polices (303.3, 303.3.2)

ORDINANCE NO. 320

AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DEL REY OAKS AMENDING DEL REY OAKS POLICE DEPARTMENT POLICY 706 “MILITARY EQUIPMENT USE”

RECITALS

1. AB 481, the Law Enforcement and State Agencies Military Equipment Funding, Acquisition, and Use Act (the “Act”), effective January 1, 2022, is intended to increase transparency, accountability, and oversight surrounding the acquisition and use of military equipment by state and local law enforcement; and

2. AB 481 requires law enforcement agencies seeking to continue the use of any military equipment to obtain approval from their governing bodies before purchasing, raising funds for, or acquiring military equipment, by any means, including surplus military equipment from the federal government.

3. Law enforcement agencies are also required to seek governing body approval before collaborating with another law enforcement agency in the deployment or use of military equipment within the governing body's territorial jurisdiction or before using any new military equipment for a purpose, in any manner, or by a person not previously approved by the governing body; and

4. The redlines on the attached Del Rey Oaks Police Department Policy 706 “MILITARY EQUIPMENT USE” are made to conform with the requirements of AB 481.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF DEL REY OAKS DOES ORDAIN AS FOLLOWS:

SECTION 1. RECITALS. The foregoing Recitals are adopted as findings of the City Council as though set forth in fully within the body of this ordinance.

SECTION 2. AFFIRMATION AND ADOPTION. The Council hereby adopts Del Rey Oaks Police Department Policy 706 “MILITARY EQUIPMENT USE,” as amended and as attached hereto.

SECTION 3. CEQA. The activities described in this Ordinance are not a “project” as defined by California Environmental Quality Act because they are an organizational or administrative activity that will not result in direct or indirect physical changes in the environment.

SECTION 4. SEVERABILITY. If any provision, section, paragraph, sentence,

clause, or phrase of this ordinance, or any part thereof, or the application thereof to any person or circumstance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance, or any part thereof, or its application to other persons or circumstances. The City Council hereby declares that it would have passed and adopted each provision, section, paragraph, subparagraph, sentence, clause, or phrase thereof, irrespective of the fact that any one or more sections, paragraphs, subparagraphs, sentences, clauses, or phrases, or the application thereof to any person or circumstance, be declared invalid or unconstitutional.

SECTION 5. EFFECTIVE DATE. This Ordinance will become effective immediately as an urgency ordinance upon approval by the City Council consistent with Government Code Section 36937 (b).

INTRODUCED, APPROVED, AND ADOPTED by the City Council of the City of Del Rey Oaks, California, at its regular meeting held on the 22nd day of April, 2025, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Scott Donaldson, Mayor

ATTEST:

Karen Minami, City Clerk