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OFFICE OF THE CITY CLERK  
OAKLAND

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APPROVED AS TO FORM AND LEGALITY

**DRAFT**

CITY ATTORNEY'S OFFICE

## OAKLAND CITY COUNCIL

RESOLUTION \_\_\_\_\_ C.M.S.

INTRODUCED BY COUNCILMEMBERS BROOKS

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**RESOLUTION IN OPPOSITION OF HOUSE RESOLUTION 38, KNOWN AS THE CONCEALED CARRY RECIPROCITY ACT OF 2017 AND S446 KNOWN AS THE CONSTITUTIONAL CONCEALED CARRY RECIPROCITY ACT OF 2017, WHICH WOULD FORCE EVERY STATE TO RECOGNIZE CONCEALED CARRY PERMITS BY EVERY OTHER STATE, REGARDLESS OF THE PERMITTING STANDARDS, OR LACK THEREOF, OF THAT STATE.**

**WHEREAS**, on January 3, 2017, Congressman Richard Hudson (R-NC) introduced HR 38, known as the Concealed Carry Reciprocity Act of 2017 and Senator introduced S446 known as the Constitutional Concealed Carry Reciprocity Act of 2017, which would force every state to recognize concealed carry permits by every other state, regardless of the permitting standards, or lack thereof, of that state; and

**WHEREAS**, while every state allows concealed carry under some circumstances, each state has different requirements on who is permitted to carry, what requirements are appropriate, and what type of training should be required of permit holders; and

**WHEREAS**, currently, many states, including California, prohibit out-of-state residents from carrying concealed weapons within their borders without complying with their own requirements; and

**WHEREAS**, the Concealed Carry Reciprocity Acts of 2017 would force all states to recognize so-called "constitutional" or permitless carry, which allows gun owners to carry without receiving any permit or training; and

**WHEREAS**, the new bill also would override the Gun-Free School Zones Act, which makes it a federal crime to carry a gun in a school zone; and

**WHEREAS**, Oakland, like many other cities and states, requires applicants to demonstrate a specific need for obtaining a concealed-carry permit; and

**WHEREAS**, the bill would effectively override existing state and city laws and severely limit the city's ability to prevent dangerous people from carrying loaded, hidden firearms in public;

BE IT RESOLVED that the Oakland City Council Opposes HR 38 and S 446 known as the Concealed Carry Reciprocity Acts of 2017; and

**BE IT FURTHER RESOLVED** that by the adoption of this Resolution in OPPOSITION to HR 38 and S 446, the Concealed Carry Reciprocity Act of 2017 the City Administrator shall hereby include this matter in the City's 2017-2018 Federal Legislative agenda.

IN COUNCIL, OAKLAND, CALIFORNIA,  
PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL-WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, GIBSON  
MCELHANEY AND PRESIDENT REID

NOES-

ABSENT-

ABSTENTION -

ATTEST:

LATONDA SIMMONS City Clerk and Clerk of the  
Council of the City of Oakland, California