

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2016 MAR 30 PM 3: 51

Approved as to Form and Legality

  
City Attorney's Office

## OAKLAND CITY COUNCIL

### RESOLUTION NO. 86107 = C.M.S.

INTRODUCED BY COUNCILMEMBERS DESLEY BROOKS, AND REBECCA KAPLAN

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#### RESOLUTION IN SUPPORT OF SENATE BILL 1446 (HANCOCK) THAT WOULD PROHIBIT POSSESSION OF LARGE CAPACITY AMMUNITION MAGAZINES

**WHEREAS**, The federal assault weapons ban in 1994 outlawed possession of high capacity magazines as part of the 1994 federal assault weapons ban but allowed current owners to maintain possession under a “grandfathering” provision, and

**WHEREAS**, Prior to this ban, high capacity magazines were used in between 14 and 26% of guns used in crimes; and

**WHEREAS**, the California legislature passed Senate Bill 23 (Perata) in 1999 that prohibited the importation, manufacture and sale of large capacity ammunition magazines under a generic definition of assault weapon but did not prohibit the possession of high capacity magazine; and

**WHEREAS**, Existing law defines “high capacity” to mean the capacity to accept or accommodate more than 10 rounds of ammunition but does not apply to an altered feeding device; and

**WHEREAS**, The City of Oakland continues to deal with a high number of crimes including homicides reportedly involving firearms; and

**WHEREAS**, Senate Bill (SB) 1446 (Hancock) would revise the existing law which prohibits the sale, gift, and loan of a large capacity magazine to include within that definition to mean, magazines capable of holding more than 10 rounds of ammunition, and

**WHEREAS**, SB 1446 would further require a person in lawful possession of large capacity magazines prior to July 1, 2017 to dispose of magazines by one of four means provided in the new law; now, therefore, be it

**RESOLVED:** That the Oakland City Council hereby endorses SB 1446 and urges the California State Legislature and Governor Jerry Brown to support its enactment into law.

IN COUNCIL, OAKLAND, CALIFORNIA, =

APR 19 2016

PASSED BY THE FOLLOWING VOTE:

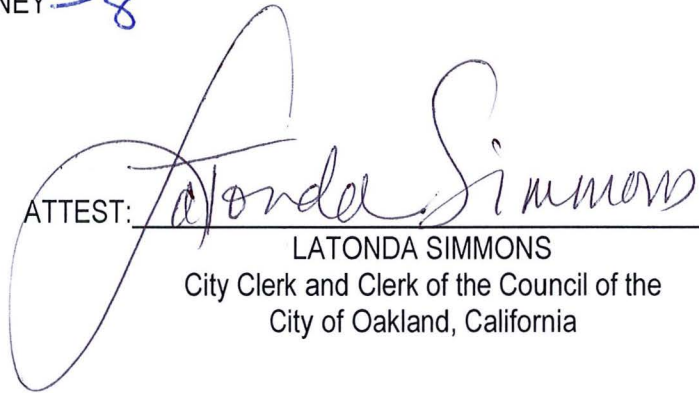
AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID, AND PRESIDENT GIBSON MCELHANEY - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:



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