

ORDINANCE NO. 2024-0024

Adopted by the Sacramento City Council

August 27, 2024

AN ORDINANCE REPEALING ORDINANCE NO. 2023-0018 AND ADOPTING A MILITARY EQUIPMENT USE POLICY

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO

SECTION 1. Findings

The City Council finds:

- A. On September 30, 2021, Governor Gavin Newsom signed into law Assembly Bill 481, relating to the use of military equipment by law enforcement agencies.
- B. Assembly Bill 481, codified at California Government Code sections 7070 through 7075, requires law enforcement agencies to obtain approval of the applicable governing body, by an ordinance adopting a “military equipment” use policy, at a regular meeting held pursuant to open meeting laws, prior to taking certain actions relating to the funding, acquisition, or use of military equipment. The term “military equipment” is defined in California Government Code section 7070, subdivision (c).
- C. The military equipment use policy of the Sacramento Police Department is located within Sacramento Police Department General Order (“GO”) 410.06. The operative version of GO 410.06 was adopted by City Council via Ordinance No. 2023-0018 on September 5, 2023.
- D. GO 410.06 meets the requirements of California Government Code section 7070, subdivision (d).

SECTION 2. Determinations

Based on the findings above, in addition to information provided to the City Council at the public meeting, the City Council hereby determines as follows:

1. Ordinance No. 2023-0018 is hereby repealed.
2. The military equipment identified in GO 410.06 is necessary, because there are no reasonable alternatives that can achieve the same objective of officer and civilian safety.
3. GO 410.06 will safeguard the public’s welfare, safety, civil rights, and civil liberties.

4. The military equipment identified in GO 410.06 is reasonably cost effective compared to available alternatives that can achieve the same objective of officer and civilian safety.
5. Prior military equipment use complied with the military equipment use policy that was in effect at the time.
6. GO 410.06, attached hereto as Exhibit A, is approved and adopted.

EXHIBIT A – GO 410.06