



# Agenda Report

June 11 2012

**TO:** Honorable Mayor and City Council  
**THROUGH:** Legislative Policy Committee (May 23, 2012)  
**FROM:** Police Department  
**SUBJECT:** Support for Prevent Illegal Guns Act of 2012 (SB1366)

## **RECOMMENDATION:**

It is recommended that the City Council express formal support for the Prevent Illegal Guns Act of 2012 (SB1366) legislation and urge the California State legislators to pass the measure into law.

## **LEGISLATIVE POLICY COMMITTEE RECOMMENDATION:**

On May 24, 2012, this legislation was brought to the attention of the Legislative Policy Committee. Following discussion, the Committee voted unanimously to forward this item to the full City Council for its consideration.

## **BACKGROUND:**

On February 24, 2012, California State Senator DeSaulnier (D-CA) introduced SB 1366, The Prevent Illegal Guns Act of 2012.

This bill would require every person, with exceptions, to report the theft or loss of a firearm to the local law enforcement agency in which the theft or loss occurred, within 48 hours of the time reasonably known that the firearm had been lost or stolen. This bill also requires every person who has reported a firearm lost or stolen, to notify the local law enforcement agency within 48 hours, if the firearm is subsequently recovered.

The measure also provides a tool for law enforcement to detect firearms trafficking and charge criminals who engage in it. A requirement to report lost or stolen firearms would assist in the identification and prosecution of "straw buyers," individuals who purchase guns legally, then sell them to people who cannot legally purchase firearms such as gang members, criminals or minors. When crime guns are traced to straw buyers, they often claim the firearm was lost or stolen. The lack of a reporting requirement enables

straw buyers to shield their criminal activity and continue to sell guns illegally to dangerous criminals. A reporting requirement would likewise assist in the prosecution of armed criminals who falsely claim that a crime gun traced to them was lost or stolen when in fact it was used in a crime. The current lack of a reporting requirement enables criminals to hide their involvement in a crime and evade apprehension.

This reporting requirement will help Pasadena Police Officers and law enforcement officers across the state stem the flow of illegal guns into their jurisdictions.

SB 1366 carries the support of local law enforcement officials including the California Police Chiefs Association and Los Angeles County Sheriff Lee Baca.

**COUNCIL POLICY CONSIDERATION:**

Support of this bill would promote the City Council's goal of Assuring a Safe and Secure Community while also Creating Neighborhood Vitality and Livability.

**FISCAL IMPACT:**

There is no fiscal impact by supporting the Prevent Illegal Guns Act of 2012.

Respectfully submitted,

  
PHILLIP L. SANCHEZ  
Chief of Police

Approved by:

  
MICHAEL J. BECK  
City Manager