

PUBLIC SAFETY COMMITTEE REPORT relative to adding Section 55.22 to Article 5, Chapter V of the Los Angeles Municipal Code (LAMC) to prohibit the possession, purchase, sale, receipt, or transport of a non-serialized unfinished firearm frame or receiver, or non-serialized firearm, subject to certain exceptions.

Recommendation for Council action:

REQUEST the City Attorney to prepare and present a revised Ordinance substantially similar to the Ordinance dated October 23, 2021, attached to the Council File, with the following amendment to remove the last line on Page 6:

However, if a person who possesses, transports, or receives two (2) or fewer Non-Serialized Firearms, Unfinished Frames, or Unfinished Receivers in violation of Subsections (b)(1) and (b)(3) of this section shall not be penalized for a first time offense if the person surrenders such items (c) 6 to law enforcement and does not commit additional violations of this section in the year following the violation.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

Summary:

On November 3, 2021, your Committee considered an October 19, 2021 Board of Police Commissioners and October 23, 2021 City Attorney reports and Ordinance dated October 23, 2021 relative to adding Section 55.22 to Article 5, Chapter V of the LAMC to prohibit the possession, purchase, sale, receipt, or transport of a non-serialized unfinished firearm frame or receiver, or non-serialized firearm, subject to certain exceptions. According to the City Attorney, pursuant to Council action on August 31, 2021, the City Attorney has prepared an Ordinance to add Section 55.22 to the LAMC, to prohibit within the City of Los Angeles the possession, receipt, transport, purchase, sale, and/or transfer of an unfinished firearm frame, unfinished firearm receiver, or firearm, that has not been imprinted with a serial number issued by a Federal Firearms Importer or Federal Firearms Manufacturer in compliance with federal law, or engraved or permanently affixed with a serial number provided by the California Department of Justice.

The Ordinance contains several exceptions. For example, the draft ordinance does not apply to certain specified persons, such as a licensed Federal Firearms Importer and a licensed Federal Firearms Manufacturer. Similarly, the provisions of the ordinance relating to unfinished frames and unfinished receivers do not apply to Firearm Precursor Parts Vendors licensed pursuant to California law, nor to lawful transactions processed by such vendors. Additionally, the draft ordinance contains exceptions for, and does not apply to, certain specified types of firearms, including antique firearms, curios and relics, and firearms that have been rendered permanently inoperable. The Ordinance also

contains a provision delaying the enactment of two subdivisions, to provide persons who are currently in possession of non-serialized firearms, unfinished frames, or unfinished receivers with a grace period to either dispose of such items or get them properly serialized. Similarly, the Ordinance contains a provision allowing opportunities for individuals who are found to be in possession of two or fewer such items to comply with the ordinance without penalties. After further consideration and having provided an opportunity for public comment, the Committee moved to amending the Ordinance to strike out the last line on Page 6, as detailed above. This matter is now submitted to Council for its consideration.

Respectfully Submitted,

Public Safety Committee

COUNCILMEMBER VOTE

RODRIGUEZ: YES
LEE: YES
BUSCAINO: YES
HARRIS-DAWSON: YES
KORETZ: YES

ARL
11/3/21

-NOT OFFICIAL UNTIL COUNCIL ACTS-