

Gun Violence Restraining Orders (GVROs)



Safety with Respect



CITY & COUNTY OF SAN FRANCISCO

Police Department

03.25.2021

GVRO Definition

The Court is authorized to issued a Temporary GVRO if a law enforcement officer asserts, and a judicial officer finds, that there is reasonable cause to believe **both** of the following:

- 1)The individual imposed a GVRO poses an immediate and present danger of causing personal injury to themselves or another by having in their custody or control, owning, purchasing, possessing or receiving a firearm.
- 2)A temporary (emergency) GVRO is necessary to prevent personal injury to the individual of the petition or another because less restrictive alternatives either have been tried or found to be ineffective or have been determined to be inadequate or inappropriate for the circumstances of the individual of the petition.

Background & Overview

- **AB1014** in 2016 – Authorized Court to Issue GVRO as tool for Law Enforcement & Family members to prevent gun violence by removing firearms from the possession of subjects that can pose a safety threat.
- **AB61**, signed in 2019, went into effect in September of 2020 – Expanded to employers, co-workers, & schools.

The purpose of the GVRO is to let an individual stabilize and let the courts evaluate the situation to determine if a person is a danger to themselves or others.

Process & Roles

- **SFPD Patrol:** Response & Report, Firearm Nexus
- **SFPD Investigations Bureau – CGIC (Crime Gun Intelligence Center):** Investigation, evaluation, track/report, coordinate with City Attorney's Office.
- **City Attorney's Office –** File GVRO, liaison with CGIC, Court.
- **Courts –** Due process, evaluation, Temporary (21days), notice of hearing, final order can be 1-5 years.

Utilizing GVROs

The following situations illustrate situations where GVRO's can be utilized:

- Officers respond to road rage incident.
 - Individual is detained after discharging a firearm into the air.
 - Credible threats to workplace or school (social media).
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- The San Francisco Police Department has issued:
 - One (1) GVRO in 2021
 - Eight (8) GVROs in 2020

Thank you.

Any questions?