

1 [Supporting California State Senate Bill No. 899 (Skinner and Blakespear) -
2 Strengthening California's Red Flag Laws]

3 **Resolution supporting California State Senate Bill No. 899, introduced by**
4 **Senators Nancy Skinner and Catherine Blakespear, to strengthen California's**
5 **'Red Flag' Laws.**

6
7 WHEREAS, In recognition of the urgent need to address gun violence in
8 California, Senators Nancy Skinner and Catherine Blakespear have jointly introduced
9 Senate Bill 899 (SB 899), which will fortify the effectiveness of California's "Red Flag"
10 laws and other firearm-prohibiting restraining order statutes; and

11 WHEREAS, SB 899 aims to restrict individuals who are subject to protective
12 orders from possessing firearms and ammunition, thereby reducing the risk of causing
13 harm to themselves and others; and

14 WHEREAS, SB 899, specifies that courts must inform individuals subject to
15 protective orders on how to relinquish firearms and ammunition in their possession,
16 necessitating a court review to verify compliance and mandating that any violations be
17 reported to the prosecuting attorney within two business days unless compliance is
18 demonstrated through receipt submission; and

19 WHEREAS, SB 899, addresses the critical need for a streamlined process for
20 serving protective orders by mandating that peace officers serve protective orders upon
21 request without imposing fees on petitioners, thereby enhancing the efficiency and
22 enforceability of these orders in cases of domestic violence, elder or dependent adult
23 abuse, harassment, workplace violence, and violence in postsecondary educational
24 institutions; and

1 WHEREAS, SB 899, facilitates the issuance of search warrants for the seizure of
2 firearms and ammunition from individuals subject to these orders, thereby closing a
3 critical loophole in public safety protection and ensuring that no firearms or ammunition
4 remain with those prohibited from owning them due to restraining orders; and

5 WHEREAS, By expanding the duties of law enforcement, SB 899 acknowledges
6 the paramount importance of accessibility and enforcement of protective orders for the
7 safety of all Californians; and

8 WHEREAS, SB 899, further acknowledges the complexity of domestic violence
9 situations and the intricacies of family law by considering compliance with protective
10 orders as a factor in child custody proceedings, as well as by operating on the
11 rebuttable presumption that an award of sole or joint physical or legal custody of a child
12 to a person who has perpetrated domestic violence is detrimental to the best interest of
13 a child and establishes factor, thereby prioritizing the safety and well-being of children;
14 and

15 WHEREAS, The amendments proposed by SB 899 are consistent with and
16 further the intent of the Safety For All Act of 2016, ensuring that neither firearms nor
17 ammunition fall into the hands of dangerous individuals, thereby safeguarding the
18 community at large; and

19 WHEREAS, This legislation is supported by research from the Centers for
20 Disease Control and Prevention (CDC), showing that California has one of the lowest
21 firearm mortality rates in the nation, reflecting the state's commitment to robust gun
22 safety laws, with SB 899 poised to further this commitment; and

23 WHEREAS, SB 899, exemplifies California's ongoing effort to prevent gun
24 violence and protect its citizens, by ensuring that existing laws are implemented
25

1 effectively, and that individuals deemed a risk do not have access to firearms; now,
2 therefore, be it

3 RESOLVED, That the Board of Supervisors of the City and County of San
4 Francisco hereby supports California Senate Bill 899 and urges its swift passage in the
5 California Legislature; and, be it

6 FURTHER RESOLVED, That the Clerk of the Board of Supervisors is directed to
7 transmit copies of this resolution to Governor Gavin Newsom, President pro Tempore
8 Mike McGuire, Speaker of the State Assembly Robert Rivas, State Senator Scott
9 Wiener, Assemblymember Matt Haney, and Assemblymember Phil Ting, as an
10 expression of San Francisco's strong support for SB 899 and its critical provisions
11 aimed at enhancing public safety and preventing gun violence.



City and County of San Francisco
Tails
Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 240314

Date Passed: April 02, 2024

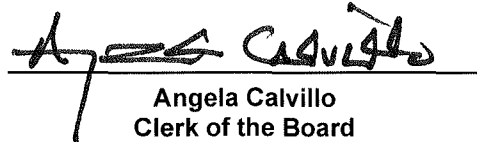
Resolution supporting California State Senate Bill No. 899, introduced by Senators Nancy Skinner and Catherine Blakespear, to strengthen California's 'Red Flag' Laws.

April 02, 2024 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 240314

I hereby certify that the foregoing Resolution was ADOPTED on 4/2/2024 by the Board of Supervisors of the City and County of San Francisco.


Angela Calvillo
Clerk of the Board

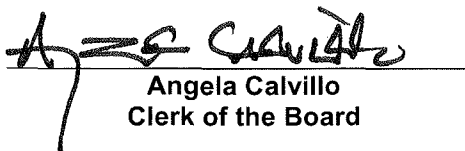
Unsigned

London N. Breed
Mayor

04/12/2024

Date Approved

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, or time waived pursuant to Board Rule 2.14.2, became effective without her approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.


Angela Calvillo
Clerk of the Board

04/12/2024

Date