

1 [Police Code - Discharge of Firearms; Fireworks]

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3 **Ordinance amending the San Francisco Police Code by amending Section 1290 and**
4 **adding Section 1290.1, to add exceptions to the general prohibition on the discharge of**
5 **firearms within the City.**

6 NOTE: Additions are *single-underline italics Times New Roman*;
7 deletions are ~~*strike-through italics Times New Roman*~~.
8 Board amendment additions are double-underlined;
9 Board amendment deletions are ~~strike through normal~~.

9 Be it ordained by the People of the City and County of San Francisco:

10 Section 1. The San Francisco Police Code is hereby amended by amending
11 Section 1290 and adding Section 1290.1, to read as follows:

12 **SEC. 1290. DISCHARGE OF FIREARMS PROHIBITED; EXCEPTIONS—~~FIREWORKS~~.**

13 (a) No person or persons, firm, company, corporation or association shall fire or
14 discharge any firearms ~~or fireworks~~ of any kind or description within the limits of the City and
15 County of San Francisco.

16 (b) The prohibition in subsection (a) shall not apply to or affect sheriffs, constables, marshals,
17 police officers, or other duly appointed peace officers in the performance of their official duties, nor to
18 any person summoned by such officer to assist in making arrests or preserving the peace while said
19 person so summoned is actually engaged in assisting such officer, nor to persons who are by federal or
20 state law authorized to use such firearms or projectile weapons, nor to persons using said firearms or
21 projectile weapons in necessary and lawful self defense or defense of others.

22 (c) The prohibition in subsection (a) shall not apply to or affect the otherwise lawful use and
23 discharge of firearms and projectile weapons at a licensed shooting range, nor when integral to the
24 pursuit of specific competitive and sporting events, including but not limited to events such as target
25 and skeet shooting, upon issuance of a permit from the Chief of Police to persons conducting the event

1 or engaged in the business of providing the location at which the event is to take place. The Chief of
2 Police shall formulate criteria for the application, issuance, and renewal of such permits, and may
3 require as a condition of approval the posting of any bond, or proof of adequate liability insurance.

4 ~~Provided, however, that public displays of fireworks may be given with the joint written consent~~
5 ~~of the Fire Marshal and the Chief of Police.~~

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7 **SEC. 1290.1. DISCHARGE OF FIREWORKS PROHIBITED; EXCEPTIONS.**

8 No person or persons, firm, company, corporation or association shall fire or discharge any
9 fireworks of any kind or description within the limits of the City and County of San Francisco.

10 Provided, however, that public displays of fireworks may be given with the joint written consent of the
11 Fire Marshal and the Chief of Police.

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14 APPROVED AS TO FORM:
15 DENNIS J. HERRERA, City Attorney

16
17 By: _____
18 THOMAS J. OWEN
19 Deputy City Attorney