

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. (415) 554-5184
Fax No. (415) 554-5163
TDD/TTY No. (415) 554-5227

MEMORANDUM

PUBLIC SAFETY AND NEIGHBORHOOD SERVICES COMMITTEE

SAN FRANCISCO BOARD OF SUPERVISORS

TO: Supervisor Catherine Stefani, Chair
Public Safety and Neighborhood Services Committee

FROM: Monique Crayton, Assistant Clerk

DATE: November 15, 2024

SUBJECT: **COMMITTEE REPORT, BOARD MEETING**
Tuesday, November 19, 2024

The following file should be presented as COMMITTEE REPORT at the regular Board meeting on Tuesday, November 19, 2024. This ordinance was acted upon at the regular Public Safety and Neighborhood Services Committee meeting on Thursday, November 14, 2024, at 10:00 a.m., by the votes indicated.

Item No. 23 File No. 241039

Ordinance amending the Administrative Code to set an end date of June 24, 2025, to the time period within which, without complying with the firearms and ammunition procurement requirements of Administrative Code, Section 21H.4, the City may purchase firearms and ammunition from a supplier from whom it had, within the 24 months prior to June 24, 2024, purchased such goods.

RECOMMENDED AS A COMMITTEE REPORT

Vote: Supervisor Catherine Stefani - Excused
Supervisor Joel Engardio - Aye
Supervisor Matt Dorsey - Aye

cc: Board of Supervisors
Angela Calvillo, Clerk of the Board
Alisa Somera, Legislative Deputy
Brad Russi, Deputy City Attorney

File No. 241039

Committee Item No. 7
Board Item No. 23

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Public Safety and Ngbh Services
Board of Supervisors Meeting:

Date: November 14, 2024
Date: November 19, 2024

Cmte Board

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| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input type="checkbox"/> | <input type="checkbox"/> | Resolution |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Ordinance |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget and Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Introduction Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract / DRAFT Mills Act Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Form 126 – Ethics Commission |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER

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| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <u>FYI Referral 102824</u> |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <u>PAM 30-Day Waiver and Transfer 110724</u> |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <u>Comm Rpt Rqst Memo 110724</u> |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
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Prepared by: Monique Crayton
Prepared by: Monique Crayton
Prepared by: _____

Date: November 8, 2024
Date: November 15, 2024
Date: _____

1 [Administrative Code - Firearms and Ammunition Procurement Policy]

2

3 **Ordinance amending the Administrative Code to set an end date of June 24, 2025, to**
4 **the time period within which, without complying with the firearms and ammunition**
5 **procurement requirements of Administrative Code, Section 21H.4, the City may**
6 **purchase firearms and ammunition from a supplier from whom it had, within the 24**
7 **months prior to June 24, 2024, purchased such goods.**

8 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
9 **Additions to Codes** are in *single-underline italics Times New Roman font*.
10 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.
11 **Board amendment additions** are in double-underlined Arial font.
12 **Board amendment deletions** are in ~~strikethrough Arial font~~.
13 **Asterisks (* * * *)** indicate the omission of unchanged Code
14 subsections or parts of tables.

12

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

14

15 Section 1. Chapter 21H of the Administrative Code is hereby amended by revising
16 Section 21H.6, to read as follows. Section 21H.4 is reproduced below solely for informational
17 purposes.

18 **SEC. 21H.4. MINIMUM QUALIFICATIONS.**

19 In order for a Supplier to be awarded a contract, the Purchaser must determine that
20 the Supplier meets the following minimum qualification requirements:

21 (a) Compliance with all federal, state, and local laws and regulations applicable to
22 retail dealers and manufacturers of firearms and ammunition; possession of valid federal,
23 state and local firearms licenses, permits, and certifications required by all applicable
24 jurisdictions in order to deal in firearms, including but not limited to, for California Suppliers,

25

1 valid State Board of Equalization seller's permit(s) and a Certificate of Eligibility pursuant to
2 Section 26710 of the California Penal Code.

3 (b) Public safety policies that serve the following purposes:

4 (1) Prevention, detection, and screening for the transfer of firearms or ammunition
5 to straw buyers or firearm traffickers.

6 (2) Prevention of sales to prohibited individuals and persons too dangerous to
7 possess firearms.

8 (3) Protection against the theft of firearms and ammunition.

9 (4) Employee training designed to ensure maximum compliance with the law.

10 (5) Assistance to law enforcement in the investigation and prevention of criminal
11 access to guns.

12 (c) No unresolved ATF violations within the last five years;

13 (d) An average of no more than five trace requests from the ATF per year over the
14 prior five years; and

15 (e) Five or fewer thefts of firearms and/or ammunition from its facilities over the prior
16 five years.

17 **SEC. 21H.6. EXCEPTIONS.**

18 The requirements of Section 21H.4 shall not apply in the following circumstances:

19 (a) The City is procuring firearms or ammunition under Administrative Code Section
20 21.15.

21 (b) Through June 24, 2025, the City is procuring ~~the City is procuring~~ may purchase firearms or ammunition
22 from a Supplier from whom it previously ~~procured~~ purchased such goods within the 24 months
23 prior to June 24, 2024, the effective date of the ordinance establishing this Chapter 21H, in Board File
24 No. 240175

1 Section 2. Effective Date. This ordinance shall become effective 30 days after
2 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
3 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
4 of Supervisors overrides the Mayor’s veto of the ordinance.

5
6 Section 3. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors
7 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,
8 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal
9 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment
10 additions, and Board amendment deletions in accordance with the “Note” that appears under
11 the official title of the ordinance.

12
13
14 APPROVED AS TO FORM:
15 DAVID CHIU, City Attorney

16 By: /s/ Victoria Wong
17 VICTORIA WONG
18 Deputy City Attorney

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LEGISLATIVE DIGEST

[Administrative Code - Firearms and Ammunition Procurement Policy]

Ordinance amending the Administrative Code to set an end date of June 24, 2025, to the time period within which, without complying with the firearms and ammunition procurement requirements of Administrative Code, Section 21H.4, the City may purchase firearms and ammunition from a supplier from whom it had, within the 24 months prior to June 24, 2024, purchased such goods.

Existing Law

Administrative Code Section 21H.4 sets forth minimum qualifications for suppliers to the City of firearms and ammunition. Section 21H.6(b) exempts from the requirements of 21H.4 purchases of firearms and ammunition from suppliers from whom the City purchased such goods within the 24 months prior to the effective date of Administrative Code Chapter 21H, which is June 24, 2024.

Amendments to Current Law

This ordinance would amend Section 21H.6(b) to limit the time period within which that exception applies, such that the exception would cease to apply after June 24, 2025.

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BOARD of SUPERVISORS



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MEMORANDUM

TO: Sailaja Kurella, Director and Purchaser, Office of Contract Administration
Paul Miyamoto, Sheriff, Sheriff's Dept.
William Scott, Police Chief, Police Dept.
Katherine Miller, Chief Probation Officer, Juvenile Probation Dept.
Brooke Jenkins, District Attorney, Office of the District Attorney
Ivar C. Satero, Airport Director, Airport Dept.
Trent Rhorer, Executive Director, Human Services Agency

FROM: Victor Young, Assistant Clerk

A handwritten signature in black ink that reads "Victor Young".

DATE: October 28, 2024

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Rules Committee received the following proposed Ordinance:

File No. 241039

Ordinance amending the Administrative Code to set an end date of June 24, 2025, to the time period within which, without complying with the firearms and ammunition procurement requirements of Administrative Code, Section 21H.4, the City may purchase firearms and ammunition from a supplier from whom it had, within the 24 months prior to June 24, 2024, purchased such goods.

If you have comments or reports to be included with the file, please forward them to Victor Young at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102 or by email at: victor.young@sfgov.org.

c: Taraneh Moayed, Office of Contract Administration
Katherine Johnson, Sheriff's Dept.
Tara Moriaty, Sheriff's Dept.
Rich Jue, Sheriff's Dept.
Christian Kropff, Sheriff's Dept.
Lisa Ortiz, Police Dept.
Lili Gamero, Police Dept.
Rima Malouf, Police Dept.
Diana Oliva-Aroche, Police Dept.
Sheryl Cowan, Juvenile Probation Department

Ana Gonzalez, Office of the District Attorney
Eugene Cledinen, Office of the District Attorney
Lily Rapson, Office of the District Attorney
Monifa Willis, Office of the District Attorney
Cathy Widener, Airport Dept.
Elizabeth LaBarre, Human Services Agency
Susie Smith, Human Services Agency

President, District 3
BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4689
Tel. No. 554-7450
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TDD/TTY No. 544-6546

Aaron Peskin

PRESIDENTIAL ACTION

Date: 11/7/24

To: Angela Calvillo, Clerk of the Board of Supervisors

Madam Clerk,
Pursuant to Board Rules, I am hereby:

Waiving 30-Day Rule (Board Rule No. 3.23)

File No. 241039 Stefani
(Primary Sponsor)

Title. Administrative Code - Firearms and Ammunition Procurement Policy

Transferring (Board Rule No 3.3)

File No. 241039 Stefani
(Primary Sponsor)

Title. Administrative Code - Firearms and Ammunition Procurement Policy

From: Rules Committee

To: Public Safety & Neighborhood Services Committee

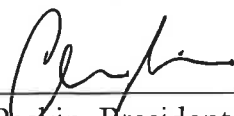
Assigning Temporary Committee Appointment (Board Rule No. 3.1)

Supervisor: _____ Replacing Supervisor: _____

For: _____ Meeting
(Date) (Committee)

Start Time: _____ End Time: _____

Temporary Assignment: Partial Full Meeting



Aaron Peskin, President
Board of Supervisors

Member, Board of Supervisors
City and County of San Francisco
District 2



CATHERINE STEFANI

DATE: November 7, 2024

TO: Angela Calvillo
Clerk of the Board of Supervisors

FROM: Supervisor Catherine Stefani
Chairperson

RE: PUBLIC SAFETY AND NEIGHBORHOOD SERVICES
COMMITTEE REPORT

Pursuant to Board Rule 4.20, as Chair of the Public Safety and Neighborhood Services Committee, I have deemed the following matter is of an urgent nature and request it be considered by the full Board on Tuesday, November 19, 2024, as a Committee Report:

File #241039 Administrative Code - Firearms and Ammunition Procurement Policy

Ordinance amending the Administrative Code to set an end date of June 24, 2025, to the time period within which, without complying with the firearms and ammunition procurement requirements of Administrative Code, Section 21H.4, the City may purchase firearms and ammunition from a supplier from whom it had, within the 24 months prior to June 24, 2024, purchased such goods.

This matter will be heard in the Public Safety and Neighborhood Services Committee on November 14, 2024, at 10:00 AM.

A handwritten signature in blue ink, appearing to read "Catherine Stefani".

Catherine Stefani
Member, San Francisco Board of Supervisors

Introduction Form

By a Member of the Board of Supervisors or Mayor

Time stamp
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion or Charter Amendment).
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning : "Supervisor inquiries"
- 5. City Attorney Request.
- 6. Call File No. from Committee.
- 7. Budget Analyst request (attached written motion).
- 8. Substitute Legislation File No.
- 9. Reactivate File No.
- 10. Topic submitted for Mayoral Appearance before the BOS on

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission
- Youth Commission
- Ethics Commission
- Planning Commission
- Building Inspection Commission

Note: For the Imperative Agenda (a resolution not on the printed agenda), use the Imperative Form.

Sponsor(s):

Stefani

Subject:

Administrative Code - Firearms and Ammunition Procurement Policy

The text is listed:

Ordinance amending the Administrative Code to set an end date of June 24, 2025 to the time period within which, without complying with the firearms and ammunition procurement requirements of Administrative Code Section 21H.4, the City may purchase firearms and ammunition from a supplier from whom it had, within the 24 months prior to June 24, 2024, purchased such goods.

Signature of Sponsoring Supervisor: /s/ Catherine Stefani