

1 [Gun Violence Restraining Orders – Public Awareness]

2 **Resolution urging the City and County of San Francisco to improve and expand**
3 **public awareness of Gun Violence Restraining Orders, particularly to middle**
4 **school students, high school students, higher education students, educators,**
5 **school administrators, and other school staff.**

6 WHEREAS, Gun violence is a national crisis in the United States that
7 disproportionately impacts youth and transitional aged youth; and

8 WHEREAS, Gun violence is the leading cause of death for children and teens in
9 the United States¹; and

10 WHEREAS, Communities of color are disproportionately impacted by gun
11 violence, with Black Americans experiencing 10 times the gun homicides, 18 times the
12 gun assault injuries, and nearly 3 times the fatal police shootings of white Americans²;
13 and

14 WHEREAS, Black youth are four times more likely to be killed from gun violence
15 than White youth³; and

16 WHEREAS, Following the Isla Vista terror killings in 2014, California enacted
17 Assembly Bill 1014,⁴ which was the first Gun Violence Restraining Order (GVRO) in the
18 nation; and

19 WHEREAS, Assembly Bill 1014 authorized law enforcement officers to file a
20 petition for and allowed courts to issue a GVRO when a court deems reasonable cause
21 to believe that an individual poses an immediate and present danger of causing

¹ *Current Causes of Death in Children and Adolescents in the United States*, New England Journal of Medicine, 5/19/2022
(<https://www.nejm.org/doi/full/10.1056/NEJMc2201761>)

² *Impact of Gun Violence on Black Americans*, Everytown for Gun Safety Research and Policy (<https://everytownresearch.org/issue/gun-violence-black-americans/>)

³ *Gun Violence Prevention*, Children's Defence Fund (<https://www.childrensdefense.org/policy/policy-priorities/gun-violence-prevention/>)

⁴ California Assembly Bill 1014, 2013-2014 Legislative Session (https://leginfo.ca.gov/faces/billTextClient.xhtml?bill_id=201320140AB1014)

1 personal injury to themselves or another by having in their possession a firearm and/or
2 ammunition; and

3 WHEREAS, Since Assembly Bill 1014 was first enacted it has been amended
4 multiple times to strengthen and expand the program; and

5 WHEREAS, Current California law allows 1) an immediate family member, 2) an
6 employer, 3) A coworker (if they have had substantial and regular interactions with the
7 individual for at least one year and have obtained the approval of the employer), 4) an
8 employee or teacher of a school that the subject has attended in the last six months (if
9 they have obtained the approval of a school administrator or a school administration
10 staff member with a supervisory role), and/or 5) a law enforcement officer to petition for
11 a GVRO to be issued⁵; and

12 WHEREAS, Current California law also allows a court to issue Ex Parte GVROs
13 and Emergency GVROs (before a notice and hearing) in the case that the court finds
14 there is a substantial likelihood that the individual poses a significant danger to themselves
15 or others in the near future⁶; and

16 WHEREAS, Assembly Bill 1014 has been proven to be effective,⁷ yet public
17 awareness of GVROs and their effectiveness remains low⁸; and

18 WHEREAS, The San Diego Office of the City Attorney has championed the use
19 of GVROs through the creation of a specific team dedicated to processing and pursuing
20 GVRO requests and working with local police to implement these orders⁹; and

⁵ California Penal Code

⁶ *Extreme Risk Protection Orders in California*, Giffords Law Center, 11/10/2022 (https://giffords.org/lawcenter/state-laws/extreme-risk-protection-orders-in-california/#footnote_0_16192)

⁷ *'Red Flag' Law in California Kept Guns From 58 Potential Mass Shooters. Research Shows*, Madeleine List, The Sacramento Bee, 6/9/2022 (<https://www.sacbee.com/news/nation-world/national/article262319527.html>)

⁸ *Red Flag Laws Are Saving Lives. They Could Save More.*, Matt Vasilogambros, Pew - Stateline, 10/5/2021 (<https://www.pewtrusts.org/en/research-and-analysis/blogs/stateline/2021/10/05/red-flag-laws-are-saving-lives-they-could-save-more>)

⁹ *Inside the Team Pioneering California's Red Flag Law*, Alexei Koseff, CalMatters, 9/19/2022 (<https://calmatters.org/gun-violence/2022/09/red-flag-laws-california/>)

1 WHEREAS, In July 2022, the San Diego Office of the City Attorney was awarded
2 a \$1,000,000 grant from the California Governor’s Office of Emergency Services to train
3 and educate city attorney offices and law enforcement groups in California on how to
4 utilize GVROs¹⁰; and

5 RESOLVED, That the San Francisco Youth Commission urges the City and
6 County of San Francisco to improve and expand public awareness of Gun Violence
7 Restraining Orders, particularly for middle school students, high school students, higher
8 education students, educators, school administrators, and other school staff; and be it

9 FURTHER RESOLVED, That the San Francisco Youth Commission urges the
10 Office of the City Attorney and Police Department to create a team dedicated to
11 processing and pursuing Gun Violence Restraining Order requests from members of the
12 public; and be it

13 FURTHER RESOLVED, That San Francisco Youth Commission staff are
14 directed to transmit copies of this resolution to the Office of the Mayor, Board of
15 Supervisors, Office of the City Attorney, and Police Commission.

¹⁰ California Announces New Details on Efforts to Promote Nation-Leading Red Flag Laws, Office of the Governor of California, 7/4/2022
(<https://www.gov.ca.gov/2022/07/14/california-announces-new-details-on-efforts-to-promote-nation-leading-red-flag-laws/>)