



2023

# ANNUAL REPORT ASSEMBLY BILL 481

Military Equipment Use by Law Enforcement

# Our Community Our Commitment

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# Annual Report

UCI Police Department Policy #905 “Military Equipment” requires an annual report to be submitted to the Regents on an annual basis and posted on the police department website for as long as the equipment is in use.

Upon approval of a military equipment policy, the Chief of Police or the authorized designee should submit a military equipment report to the governing body of each type of military equipment approved within one year of approval and annually thereafter for as long as the military equipment is available for use (Government Code § 7072).

The Chief of Police or the authorized designee should also make each annual military equipment report publicly available on the Department website for as long as the military equipment is available for use. The report shall include all information required for the preceding calendar year for each type of military equipment in the Department inventory (Government Code § 7072).

The annual military equipment report shall, at a minimum, include the following information for the immediately preceding calendar year for each type of military equipment:

- A summary of how the military equipment was used and the purpose of its use.
- A summary of any complaints or concerns received concerning military equipment.
- The results of any internal audits, any information about violations of the military equipment use policy, and any actions taken in response.
- The total annual cost of each type of military equipment, including acquisition, personnel training, transportation, maintenance, storage, upgrade, and other ongoing costs, and from what source funds will be provided for the military equipment in the calendar year following submission of the annual military equipment report.
- The quantity possessed for each type of military equipment.
- If the law enforcement agency intends to acquire additional military equipment in the next year, the quantity sought for each type of military equipment.



## A. Usage and Purpose of Use

UCIPD used 210 40mm eXact Impact munitions for annual retraining/certifications of police officers, four (4) officers attended POST-certified 40mm instructor courses, and they were used to zero the electronic sights of the 40mm launchers.

## B. Complaints or Concerns

UCIPD received no complaints or concerns during the fiscal year regarding the purchase or use of military equipment or the military equipment policy.

## C. Internal Audits

An equipment audit was conducted and there were no violations of the policy found.

## D. Total Costs and Funding Source

UCIPD purchased 210 40mm rounds during the 2022-23 fiscal year at a cost of \$4,534. The funds came from the police department's annual budget.

## E. Quantity

UCI is authorized to have 150 Def-Tec eXact Impact munitions on hand. During the fiscal year, 210 additional rounds were purchased and utilized during training operations and launcher sighting bringing the total back to 150 authorized rounds.

All other military equipment numbers reported to the Regents in September 2022 remain the same.

a. See attached in Addendum A



## F. Request for New Military Equipment

In September 2022, the Regents approved UCI to purchase an additional five (5) 40mm launchers for FY23. The department placed an order, however because of supply chain issues, the order has not been filled. The order will carry over to FY24.

UCI is also requesting to increase the on-hand count of 150 eXact Impact Model #6325 munitions to one-hundred and sixty-five (165). The additional fifteen is three rounds per additional 40mm launcher being purchased. These rounds are dedicated to each launcher so they can be immediately put into service.

Assembly Bill 481 (AB481), law enforcement and state agencies: military equipment: funding, acquisition and use was approved by the Governor and Chaptered into law in September 2021.

Under the current law enacted by AB481 (Government Code Section 7070(c)10), law enforcement agencies are required to include *“Specialized firearms and ammunition of less than .50 caliber, including assault weapons as defined in Sections 30510 and 30515 of the Penal Code, with the exception of standard issue service weapons and ammunition of less than .50 caliber that are issued to officers, agents, or employees of a law enforcement agency or a state agency.”*

Assembly Bill 1486 (AB1486) is currently moving through the legislative process. One of the proposed changes is to GC 7070(c)10. The proposed change would require law enforcement agencies to include in their military equipment policies specialized firearms and ammunition of less than .50 caliber, including assault weapons as defined in Sections 30510 and 30515 of the Penal Code, with the exception of standard issue service weapons and ammunition of less than .50 caliber that are issued to officers, agents, or employees of a law enforcement agency or a state agency.

As used in this paragraph, a “standard issue service weapon” means a firearm, other than an assault weapon defined in Sections 30510 and 30515 of the Penal Code, that is of the type normally issued to, carried, or transported by a peace officer in the course of routine patrol activities.

This change, if this legislation is approved, would require law enforcement agencies to add their patrol rifles and ammunition to the list of military equipment, even if they are considered a “standard issue service weapon.”

Ahead of this legislation, UCI is identifying to the Regents and including in their military equipment policy its patrol rifles and ammunition.



# Category 10

Specialized firearms and ammunition of less than .50 caliber, including assault weapons or greater, excluding standard-issue shotguns and standard-issue shotgun ammunition

**Type:** Sig-Sauer MCX 5.56 Short Barrel Rifle (SBR) Patrol Rifle

**Quantity:** 20

**Costs:** Approximately \$1,318 each (annual maintenance is estimated to be \$0 to \$25.)

**Lifespan:** 20 years

**Capability:** Rifles outperform handguns providing a higher degree of accuracy over longer distances. The rifle round will also penetrate soft-body armor.

**Manufacturer Description:** Unlike every other firearm on the market, the SIG MCX was built for optimum performance with the 300BLK cartridge and a suppressor. The outcome is a firearm with superior suppression capability and enhanced reliability with both supersonic and subsonic loads.

A two-position gas block makes the transition from subsonic to supersonic as fast as flipping the lever. Changing between 300BLK and 5.56 NATO is as simple as swapping barrels and magazines in a matter of minutes. Converting to 7.62x39mm simply requires barrel, magazine, as well as an additional bolt change.

Each SIG MCX features an aluminum MLOK or KeyMod handguard, AR-style lower controls and utilizes standard STANAG magazines. A revolutionary recoil system does not require a buffer tube, allowing for side-folding stocks.

A picatinny top rail allows for the mounting of lights or optics. Removable SIG SAUER iron sights come standard. The aluminum forend allows for rail sections to be added where they are needed, permitting the attachment of accessories. The lower receiver offers familiar AR-style controls. Completely ambidextrous controls include the safety, magazine release and charging handle.



**Purpose:** Officers may deploy the patrol rifle in any circumstances where the officer can articulate a reasonable expectation that the rifle may be needed. Examples of some general guidelines for deploying the patrol rifle may include but are not limited to:

- Situations where the member reasonably anticipates an armed encounter.
- When a member is faced with a situation that may require accurate and effective fire at long range.
- Situations where a member reasonably expects the need to meet or exceed a suspect's firepower.
- When a member reasonably believes that there may be a need to fire on a barricaded person or a person with a hostage.
- When a member reasonably believes that a suspect may be wearing body armor.
- When authorized or requested by a supervisor.
- When needed to euthanize an animal.

**Legal:** Officers are required to complete a POST-certified 16-hour course that meets the requirements of Penal Code section 33220(b) - the possession of short-barreled rifles and short-barreled shotguns by peace officer members of a police department, sheriff's office, marshal's office, the California Highway Patrol, the Department of Justice, or the Department of Corrections and Rehabilitation, when on duty and the use is authorized by the agency and is within the course and scope of their duties, and the officers have completed a training course in the use of these weapons certified by the Commission on Peace Officer Standards and Training.

**Training:** Officers must complete the POST-certified 16-hour course before they can be assigned a patrol rifle. They must also qualify with the rifle twice a year.



**Type:** Winchester .556 caliber

**Quantity:** 4,000

**Cost:** Approximately \$987 per 1,000

**Lifespan:** 2 years

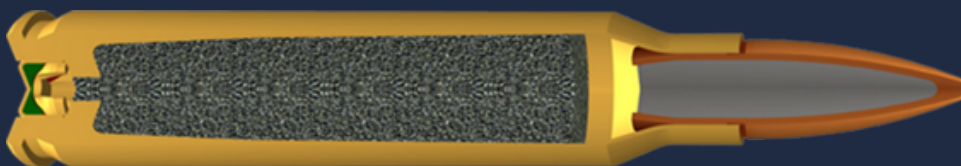
**Capability:** Duty ammunition used in the MCX short barrel rifle. Can penetrate soft body armor. Provides a stable trajectory over longer distances than a handgun.

**Manufacturer Description:** Designed specifically for delivering exceptional penetration, Ranger Bonded proprietary core/jacket bonding process is enhanced with a special hollow cavity that aids in controlled expansion.

**Purpose:** In general, firearms and their corresponding ammunition are used to defend against an imminent threat of death, serious bodily injury or to apprehend a violent fleeing felon. The Department uses Winchester Ranger ammunition as a duty round which has controlled expansion reducing the chance of overpenetration. For training purposes, the Department uses Winchester White Box USA ammunition, which is a lower-cost ammunition where controlled expansion is not a concern since it is being used as range (training) ammunition.

**Legal:** Officers are required to complete a POST-certified 16-hour course that meets the requirements of Penal Code section 33220(b) - the possession of short-barreled rifles and short-barreled shotguns by peace officer members of a police department, sheriff's office, marshal's office, the California Highway Patrol, the Department of Justice, or the Department of Corrections and Rehabilitation, when on duty and the use is authorized by the agency and is within the course and scope of their duties, and the officers have completed a training course in the use of these weapons certified by the Commission on Peace Officer Standards and Training.

**Training:** After completing a 16-hour short-barreled rifle course, officers qualify twice a year firing approximately 300 rounds total.





**Type:** Winchester .556 caliber

**Quantity:** 10,000

**Cost:** Approximately \$453 per 1,000

**Lifespan:** 2 years

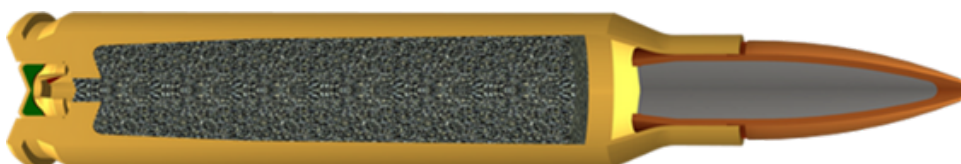
**Capability:** Practice (range) ammunition used in the MCX short barrel rifle. Used for range training only.

**Manufacturer Description:** Backed by generations of legendary excellence, Winchester "USA White Box" stands for consistent performance and outstanding value, offering high-quality ammunition to suite a wide range of hunter's and shooter's needs.

**Purpose:** In general, firearms and their corresponding ammunition are used to defend against an imminent threat of death, serious bodily injury or to apprehend a violent fleeing felon. The Department uses Winchester Ranger ammunition as a duty round which has controlled expansion reducing the chance of overpenetration. For training purposes, the Department uses Winchester White Box USA ammunition, which is a lower-cost ammunition where controlled expansion is not a concern since it is being used as range (training) ammunition.

**Legal:** Officers are required to complete a POST-certified 16-hour course that meets the requirements of Penal Code section 33220(b) - the possession of short-barreled rifles and short-barreled shotguns by peace officer members of a police department, sheriff's office, marshal's office, the California Highway Patrol, the Department of Justice, or the Department of Corrections and Rehabilitation, when on duty and the use is authorized by the agency and is within the course and scope of their duties, and the officers have completed a training course in the use of these weapons certified by the Commission on Peace Officer Standards and Training.

**Training:** After completing a 16-hour short-barreled rifle course, officers quality twice a year firing approximately 300 rounds total.



# 2022-2023 Purchases

UCIPD purchased 210 Def-Tec 40mm eXact Impact Model #6325 munitions for a total of 360 on hand (150 in stock + 210).

Sixty rounds were used to send three officers to a 40mm Instructor course. One hundred and fifteen rounds were used for annual training and qualification of sworn personnel. Six rounds were used for new officer qualification and twenty-nine rounds were used to confirm sighting on the rifles (zeroing) red dot sights, leaving the department with the 150 approved rounds on-hand.

In September 2022, the Regents approved UCI to purchase an additional five (5) 40mm launchers in the fiscal year. The department placed an order, however, because of supply chain issues, the order has not been filled. The order will carry over to 2023-2024.



# Addendum A

Categories and Descriptions	UCI	NEW
<b>Category 1 - Unmanned, remote Piloted, Powered Aerial or Ground Vehicles</b>		
<i>Remotec Andros F6A Robot</i>	0	
<b>Category 5 - Command and Control Vehicles that are either built or modified to facilitate operational control and direction of public safety units</b>		
<i>Command Post - Vehicle</i>	0	
<b>Category 10 - Specialized firearms and ammunition of less than .50 caliber, including assault weapons as defined in Sections 30510 and 30515 of the Penal Code, with the exception of standard issue service weapons and ammunition of less than .50 caliber that are issued to officers, agents, or employees of a law enforcement agency or a state agency.</b>		
<i>Sig-Sauer MCX 5.56 Short Barrel Rifle (SBR) Patrol Rifle</i>		20
<i>Winchester .556 Rifle Rounds (Duty 64 grain bonded Hollow Point)</i>		4,000
<i>Winchester .556 Rifle Rounds (Range 55 grain Full Metal Jacket)</i>		12,000
<b>Category 11 - Noise-Flash Diversionary Devices and Explosive Breaching Tools</b>		
<i>Def-Tec Multi-port Plus II Distraction Device Model #8922</i>	0	
<b>Category 12 - Munitions Containing Tear Gas or OC Excluding Standard Service Issued Hand-Held Pepper Spray</b>		
<i>FN Herstal 303-5 18mm Rounds (PAVA/OC)</i>	300	
<i>Def-Tec 40mm Direct Impact Munition Model #6320 (OC)</i>	5	
<i>Def-Tec 40mm Direct Impact Munition Model #6322 (CS)</i>	5	
<i>FTC PAVA Capsaicin Rounds</i>	0	
<i>Def-Tec MK-9 Pepper Spray (OC) Canisters, Model #5099</i>	0	
<i>Sabre MK-9 Pepper Spray (OC) Canister Model 91H2060</i>	6	
<b>Category 13 - Taser Shockwave, Microwave Weapons, Water Cannons, and Long Range Acoustic Devices</b>		
<i>Long Range Acoustic Device (LRAD)</i>	1	
<b>Category 14 - Kinetic Energy Weapons and Munitions</b>		
<i>FN Herstal 303 Launcher</i>	1	
<i>FN Herstal 303-3 18mm Rounds (Washable Paint)</i>	0	
<i>Def-Tec/LMT 40mm Launcher (Models #1327, #1425, #1426)</i>	13	
<i>Def-Tec 40mm eXact Impact Munition Model #6325</i>	150	15
<i>Def-Tec 40mm Bean Bag Round Model #6025</i>	0	
<i>FTC Pepper ball Rifle</i>	0	

