



Memorandum

TO: HONORABLE MAYOR
AND CITY COUNCIL

FROM: Sarah Zárate

**SUBJECT: GUN VIOLENCE PREVENTION
STUDY SESSION**

DATE: August 11, 2022

Approved

Date

8/11/2022

PURPOSE OF STUDY SESSION

To provide the City Council with background information and policy strategies related to gun violence prevention, including a contextual overview of gun violence from a public health perspective, perspectives on gun violence prevention from nationally recognized researchers, and potential policy approaches to prevent gun violence.

OUTCOME

City Council is informed about strategies to prevent gun violence.

BACKGROUND

As part of its action to approve the Gun Harm Reduction Ordinance at the January 25, 2022 City Council meeting, the City Council directed staff to schedule a joint study session with the County of Santa Clara (County) Board of Supervisors with a focus on gun violence prevention. City Council further directed, in the event that the Board of Supervisors did not move ahead with a joint study session, staff was to proceed with a City Council study session and include experts from relevant County departments. In response to this direction the Administration proposed, and the City Council approved, a study session on Gun Violence Prevention for August 15, 2022. The Study Session agenda was approved by the Rules and Open Government Committee on August 3, 2022 and included the following subtopics:

1. Introduction
2. Gun Violence in the United States: A Public Health Perspective
3. Gun Violence in Santa Clara County
4. Local Gun Violence Preventative Approaches
5. Legal Context and Current Policy Efforts

The Analysis below provides additional context and speakers for the study session and additional materials are provided as attachments to this report to support preparation for the Study Session.

ANALYSIS

Study Session Agenda and Resources

The following provides additional context for the study session agenda including presentation objectives and presenters:

Time allotted	Subject	Objective	Presenter(s)
1:30 – 1:35 p.m.	Introduction	Summarize and frame discussion.	Sarah Zárte
1:35 – 2:00 p.m.	Gun Violence in the United States: A public health perspective		
		Provide audience with an overview of gun violence in the US/CA including scale, types, who it impacts, risk/protective factors. Provide audience with some additional information on intimate partner violence plus mental health and how they intersect with gun violence.	Prof. Daniel Webster, Johns Hopkins University -Director, Center for Gun Policy and Research, Johns Hopkins University
2:00 – 2:30 p.m.	Gun Violence in Santa Clara County (SCC)		
15 mins	The landscape of local gun violence	Provide the audience with data that contextualizes what type of gun violence is seen locally/ where it is happening/ who is involved/ major factors and how it is being responded to by key stakeholders.	SCC District Attorney's Office - James Gibbons-Shapiro, Assistant District Attorney, and Marisa McKeon, Supervising Deputy District Attorney
15 mins	The cost of gun violence locally	Present the audience with information related to the newly released report from SCC's Public Health.	Rhonda McClinton-Brown, SCC Public Health, Branch Director, Healthy Communities

BREAK 2:30 – 2:35 p.m.			
2:35 – 3:00 p.m.	Local Gun Violence Preventative Approaches		
15 minutes	Community-based approaches	Provide the audience with an overview of local approaches: Mayor’s Gang Prevention Taskforce and the East San José Peace Partnership.	Andrea Flores-Shelton, Parks, Recreation, and Neighborhood Services Annie Wu, SCC Public Health
10 minutes	City’s Public Safety-based approaches	Provide the audience with an overview of the City’s Gun Violence Orders process, how use has changed over time, how the City is working with partner agencies, and general outreach.	Lieutenant Steve Donohue, San José Police Department
3:00 – 3:30 p.m.	Legal Context and Current Policy Efforts		
15 minutes	Gun Violence Orders	Provide the audience with policy context for these orders and how to improve use.	Dr. Shannon Frattaroli, Johns Hopkins University -Center for Gun Violence Solutions
15 minutes	Concealed Carry Permits	Provide the audience with an overview of the changing legal landscape for concealed carry permits following the Supreme Court ruling, and what it means for California and cities like San José.	Prof. Adam Winkler, UCLA -Connell Professor of Law
3:30 – 3:35 p.m.	Conclusion		

To help prepare for the Study Session, the following material is provided as attachments to this memorandum:

Gun Violence in the United State: A Public Health Perspective

- Attachment A: [The Public Health Approach to Gun Violence Prevention](#)
- Attachment B: [Racial Equity Framework for Gun Violence Prevention](#)
- Attachment C: [A Year in Review: 2020 Gun Deaths in the U.S.](#)

Gun Violence in Santa Clara County

- Attachment D: Interim report on the study on public costs of gun violence
- Attachment E: Gun Violence Reference Data (2017 – 2021)

Local Gun Violence Preventative Approaches

- Attachment F: [East San Jose Peace Partnership](#)

Legal Context and Current Policy Efforts

- Attachment G: Gun Violence Restraining Orders: Alternative or Adjunct to Mental Health-Based Restrictions on Firearms?

Gun Harm Reduction Ordinance Update

At the January 25, 2022 City Council meeting, the Council approved the Gun Harm Reduction Ordinance, which establishes an insurance requirement for gun owners in San José and requires them to pay a yearly Gun Harm Reduction Fee. At the June 16, 2022 Public Safety, Finance and Strategic Support (PSFSS) Committee meeting, staff provided a work plan and timeline for implementation of this ordinance. (The [PSFSS committee report](#) is included with this memorandum as Attachment H.) Legal challenges against the ordinance are still pending, but with the recent denial of preliminary injunctions in those cases, staff will proceed to implement the ordinance as outlined in the work plan.

CONCLUSION

At the conclusion of this study session, the City Council will have additional information about the national and local gun violence context, and strategies to prevent gun violence.

EVALUATION AND FOLLOW-UP

The Administration will continue implementation of the Gun Harm Reduction Ordinance as outlined in the Analysis section.

PUBLIC OUTREACH

This memorandum will be posted on the City's Council Agenda website for the August 15, 2022 Study Session.

COORDINATION

This memorandum was coordinated with the City Attorney's Office and the City Manager's Budget Office.

CEQA

Not a Project, File No. PP17-010, City Organizational and Administrative Activities resulting in no changes to the physical environment.

/s/
SARAH ZÁRATE
Director, City Manager's Office of
Administration, Policy, and
Intergovernmental Relations

For questions, please contact Peter Hamilton, Assistant to the City Manager, at 408-535-8116, peter.hamilton@sanjoseca.gov.

Attachment A: [The Public Health Approach to Gun Violence Prevention](#)

Attachment B: [Racial Equity Framework for Gun Violence Prevention](#)

Attachment C: [A Year in Review: 2020 Gun Deaths in the U.S.](#)

Attachment D: Interim report on the study on public costs of gun violence

Attachment E: Gun Violence Reference Data (2017 – 2021)

Attachment F: [East San Jose Peace Partnership](#)

Attachment G: Gun Violence Restraining Orders: Alternative or Adjunct to Mental Health-Based Restrictions on Firearms?

Attachment H: [Gun Harm Reduction Ordinance Update](#)