

## Legislation Text

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**File #:** ROGC 19-012, **Version:** 1

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### **Gun Violence Prevention. (Mayor and Jones)**

Direct the City Manager and City Attorney to revise and update sections of Chapter 10.32 of the San José Municipal Code (“Firearms Sales”) to:

1. Require of all licensees of vendor permits:

a) **Video and Audio Recording Transactions:** Video- and audio-record every firearm and ammunition transfer to any unsworn member of the public, provide adequate storage of that data for a minimum period, and enable reproduction or access to the videos to SJPD or other agency designated by the City Manager upon request;

(b) **Training:** Train all staff within a year of ordinance implementation and all new hires within 3 months of implementation, to question potential purchasers, within earshot of the audio recording device, to determine whether the customer seeks to purchase the gun or ammunition for themselves, or for another person (“straw purchaser”). The questions shall comply with a checklist or protocol published by the San José Police Department, in consultation with the City Attorney;

(c) **Inventory Checks:** Perform at least one annual inventory check, and immediately report any missing or stolen firearms and/or ammunition to SJPD;

(d) **Suicide Prevention:** Display information at point of-sale about local gun laws, suicide warning signs, and Santa Clara County-approved resources for suicide prevention and domestic violence.

2. Prohibit the sale of any firearms and ammunition within or from a residence.

3. Modernize section 10.32.030-requiring a license for sale, transfer, or advertisement of concealable firearms-to include the regulation of sale of all firearms, ammunition, and downloadable firearms within the city.

(a) If proposed state legislation in this session fails to address the 3D-printed gun loophole, direct the City Attorney to specifically include language that extends the requirements of SJMC Section 10.32 to anyone who provides or downloads data required for the production of a 3D-printed firearm or its components.