

SEC. 449. MILITARY EQUIPMENT USE POLICY.

(a) Pursuant to Government Code section 7071, the Board approves and adopts Sheriff's AB 481 Military Equipment Use Policy, reviewed by the Board and located on Sheriff's public website.

(b) The Board determines that:

(1) The equipment listed in the Sheriff's military equipment use policy is necessary because there is no reasonable alternative that can achieve the same objective of officer and civilian safety;

(2) The Sheriff's military equipment use policy will safeguard the public's welfare, safety, civil rights, and civil liberties;

(3) Purchase of the equipment listed in the Sheriff's military equipment use policy will be reasonably cost effective compared to available alternatives that can achieve the same objective of officer and civilian safety; and

(4) Sheriff has taken action to remedy any nonconforming uses and ensure that any future use of military equipment will comply with the military equipment use policy.

(c) The Board approves the following actions by the Sheriff with respect to the equipment listed in the Sheriff's military equipment use policy, subject to any applicable local, State, or federal regulations:

(1) Requesting military equipment made available pursuant to Section 2576a of Title 10 of the United States Code;

(2) Seeking funds for military equipment, including, but not limited to, applying for a grant, soliciting or accepting private, local, state, or federal funds, in-kind donations, or other donations or transfers;

(3) Acquiring military equipment either permanently or temporarily, including by borrowing or leasing;

(4) Collaborating with another law enforcement agency in the deployment or other use of military equipment within the territorial jurisdiction of the governing body;

(5) Using any new or existing military equipment for a purpose, in a manner, or by a person not previously approved by the governing Board pursuant to this chapter;

(6) Soliciting or responding to a proposal for, or entering into an agreement with, any other person or entity to seek funds for, apply to receive, acquire, use, or collaborate in the use of, military equipment; or

(7) Acquiring military equipment through any means not provided by Government Code section 7071.

(d) Sheriff shall submit an annual military equipment report as required by Government Code section 7072, as may be amended. The report shall be reviewed by the Board as required by Government Code section 7071, as may be amended.

(e) The policy approved by this section may only be amended by action of the Board.

(Added by Ord. No. 10777 (N.S.), effective 5-26-22)