

ORDINANCE NO. 2019-\_\_\_\_\_

**AN ORDINANCE OF THE CITY OF CULVER CITY, STATE OF CALIFORNIA, REPEALING SUBCHAPTER 13.03.200, FIREARMS, OF THE CULVER CITY MUNICIPAL CODE AND ADDING NEW SUBCHAPTER 13.03.200, FIREARMS – SAFE STORAGE, SHOOTING REQUIREMENTS AND SUICIDE PREVENTION.**

WHEREAS, gun violence in the United States results in over 80,000 non-fatal injuries and 30,000 deaths annually, including homicides, suicides, and accidental shootings; and

WHEREAS, research published in the New England Journal of Medicine found that living in a home where there are guns increased risk of homicide by 40 to 170% and the risk of suicide by 90 to 460%; and

WHEREAS, the risk of dying from an unintentional gunshot injury is 3.7 times higher for adults living in homes with guns, with handguns in the home posing a particular threat; and

WHEREAS, unsafe storage practices are also a key contributor to gun violence death and injury, particularly among vulnerable populations like children. A 2018 study found that approximately 4.6 million American children and minors are living in homes with at least one loaded and unlocked firearm; and

WHEREAS, 73% of children aged nine and under reported knowing the location of their parents' firearms and 36% admitted that they had handled the weapons, including many whose parents had reported their children did not know the location of their firearm; and

WHEREAS, 89% of accidental shooting deaths among children occur in the home and most of these deaths occur when children are playing with an unsecured loaded gun in their parents' absence; and

1           WHEREAS, one study found that more than 75% of the guns used in youth  
2 suicide attempts and unintentional injuries were stored in the residence of the victim, a  
3 relative, or a friend; and

4           WHEREAS, the Culver City Police Department reports over the past five  
5 years there were 33 incidents of a felon in possession of a firearm, 50 cases involving theft  
6 of a firearm, 55 felonies committed with the use of a firearm, 8 mental health detentions  
7 involving a firearm and 4 suicides involving a firearm.

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9           **NOW THEREFORE**, The City Council of the City of Culver City, California,  
10 **DOES HEREBY ORDAIN** as follows:

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12           **SECTION 1:** Subchapter 13.03.200, Firearms, of the Culver City Municipal  
13 Code is hereby repealed in its entirety.

14           **SECTION 2.** Subchapter 13.02.200 of the Culver City Municipal Code,  
15 having been repealed in Section 1 above, is hereby replaced as follows:

16                           **FIREARMS - SAFE STORAGE, SHOOTING REQUIREMENTS**  
17   **AND SUICIDE PREVENTION**

18           **13.03.200   Definitions**

19           **13.03.205   Prohibition**

20           **13.03.210   Exceptions**

21           **13.03.215   Lost or Stolen Firearms**

22           **13.03.220   Shooting Requirements**

23           **13.03.225   Suicide Prevention Signage in Firearm Retailers**

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25           **§ 13.02.200   Definitions**

26                           As used in this Subchapter, the following terms shall have the  
27 following meanings:

1 A. "Firearm" means a device, designed to be used as a weapon, from  
2 which a projectile is expelled through a barrel, by the force of an explosion or other form of  
combustion.

3 B. "Locked Container" means a locked container as defined in California  
4 Penal Code Section 16850, as amended from time to time.

5 C. "Residence" means any structure intended or used for human  
6 habitation, including but not limited to houses, condominiums, rooms within a Residence,  
7 in-law units, motels, hotels, single room occupancy units, time shares, and recreational and  
other vehicles where human habitation occurs.

8 D. "Trigger Lock" means a trigger lock that is listed on the California  
9 Department of Justice's roster of approved firearms safety devices, and that is identified as  
10 appropriate for that firearm by reference to either the manufacturer and model of the  
11 firearm or to the physical characteristics of the firearm that match those listed on the roster  
for use with the device under California Penal Code Section 23635, as may be amended  
from time to time.

12 **§ 13.02.205 Prohibition**

13 No person shall keep a Firearm within his or her Residence unless the  
14 Firearm is stored in a Locked Container or disabled with a Trigger Lock.

15 **§ 13.02.210 Exceptions**

16 This Subchapter shall not apply in the following circumstances:

17 A. The Firearm is carried on the person or within close enough proximity  
18 thereto that the individual can readily retrieve and use the Firearm as if carried on the  
person.

19 B. The Firearm is under the control of a person who is a peace officer  
20 under Penal Code Section 830 et seq.

21 **§ 13.02.215 Lost or Stolen Firearms**

22 In order to encourage reports to law enforcement agencies of lost or  
23 stolen firearms, a person who files a report with the Culver City Police Department  
24 pursuant to Penal Code Section 25250 notifying the Police Department that a Firearm has  
been lost or stolen shall not be subject to prosecution for violation of this Subchapter.

25 **§ 13.03.220 Shooting Requirements**

26 A. Except as provided herein, no person shall shoot or discharge a  
27 firearm within the City without first having obtained express written consent from the Chief  
28 of Police or his/her designee.



