

RESOLUTION NUMBER R- 311606  
DATE OF FINAL PASSAGE MAR 28 2018

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO IN OPPOSITION TO H.R. 38, CONCEALED  
CARRY RECIPROCITY ACT OF 2017 AND S. 446,  
CONSTITUTIONAL CONCEALED CARRY RECIPROCITY  
ACT OF 2017.

WHEREAS, on January 3, 2017, Congressman Richard Hudson (R-NC) introduced a Bill originating in the House, known as the Concealed Carry Reciprocity Act of 2017 (H.R. 38); and

WHEREAS, on February 27, 2017, Senator John Cornyn (R-TX) reintroduced Senate Bill 446, known as Constitutional Concealed Carry Reciprocity Act of 2017 (S. 446), which is a companion Bill to H.R. 38; and

WHEREAS, every state allows concealed carry of weapons (CCW) under different conditions and under the state's own requirements to carry, as well as the type of training that should be required to allow an individual to carry; and

WHEREAS, in California, in order to obtain a CCW permit, an individual must meet specific requirements, including having "good cause" for carrying a weapon and passing a training course; and

WHEREAS, under California law, an out-of-state resident is prohibited from carrying a concealed weapon, unless they obtain a CCW permit in California; and

WHEREAS, H.R. 38 and S. 446 create national reciprocity for state concealed carry permits, forcing every state to recognize CCW permits issued by other states, regardless of the permitting standards of the issuing state; and

WHEREAS, the effect of these Bills, if either were adopted, would be to force states, such as California, to allow gun owners from states with more lax rules to carry a concealed weapon without any permits or training; and

WHEREAS, these Bills would override the Gun-Free School Zones Act, which makes it a federal crime to possess a firearm in a school zone; and

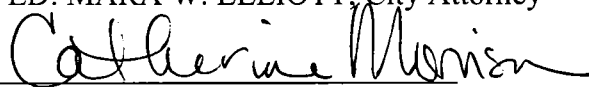
WHEREAS, the adoption of these Bills would override existing California laws regarding Concealed Carry Weapons and would make it more challenging for the City of San Diego to prevent dangerous individuals from carrying weapons in public;

WHEREAS, this Resolution is consistent with the City's goals for public safety and the 2018 State and Federal Legislative Platform that opposes legislation that preempts local authority; NOW, THEREFORE,

BE IT RESOLVED, that by the adoption of this Resolution, the City of San Diego hereby opposes bills, H.R. 38, "Concealed Carry Reciprocity Act of 2017" and S. 446, "Constitutional Concealed Carry Reciprocity Act of 2017";

BE IT FURTHER RESOLVED, that the City Clerk is directed to send a copy of this Resolution to the President of the United States and the Honorable Members of the 115<sup>th</sup> Congress of the United States who represent the San Diego region, urging that all support of Concealed Carry Reciprocity be rejected and that Congress oppose passage of H.R. 38/S.446.

APPROVED: MARA W. ELLIOTT, City Attorney

By   
Catherine C. Morrison  
Deputy City Attorney

CCM:jdf  
02/26/18  
Or.Dept: Council District 8  
Doc. No.: 1696888

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAR 13 2018.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

(Note: This resolution was returned unsigned by the Mayor's Office to the Office of the City Clerk on March 28, 2018. Pursuant to the San Diego Charter Section 295(a)(2), the Mayor has 10 business days from the date the resolution was transmitted to sign or veto the resolution, said deadline being close of business on March 28, 2018. Therefore the date of expiration of that time shall be deemed the date of its final passage.)

Passed by the Council of The City of San Diego on MAR 13 2018, by the following vote:

| Councilmembers  | Yeas                                | Nays                                | Not Present                         | Recused                  |
|-----------------|-------------------------------------|-------------------------------------|-------------------------------------|--------------------------|
| Barbara Bry     | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> |
| Lorie Zapf      | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> |
| Chris Ward      | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> |
| Myrtle Cole     | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> |
| Mark Kersey     | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| Chris Cate      | <input type="checkbox"/>            | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Scott Sherman   | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| David Alvarez   | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> |
| Georgette Gomez | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> |


Date of final passage MAR 28 2018

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER  
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By , Deputy



Office of the City Clerk, San Diego, California  
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