



# ***Agenda Report***

## ***Fullerton City Council***

**MEETING DATE:** APRIL 15, 2025

**TO:** CITY COUNCIL / SUCCESSOR AGENCY

**SUBMITTED BY:** JONATHAN RADUS, CHIEF OF POLICE

**PREPARED BY:** MICHAEL MCCASKILL, POLICE SERGEANT  
LAUREN PARKHOUSE, SENIOR ADMINISTRATIVE ANALYST

**SUBJECT:** FULLERTON POLICE DEPARTMENT POLICY 708 RENEWAL

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### **SUMMARY**

The Police Department requests City Council renew the Military Equipment Use Policy approval per California Government Code Section 7071.

### **PROPOSED MOTION**

Renew Fullerton Police Department Policy 708- Military Equipment Use approval.

### **ALTERNATIVE OPTIONS**

- Approve the Proposed Motion
- Do not renew approval
- Other options brought by City Council.

### **STAFF RECOMMENDATION**

Staff recommends the Proposed Motion.

### **CITY MANAGER REMARKS**

Based on AB 481, the City Council is requested to review the 708 Military Equipment Use policy. The Police Department does not possess tactical equipment obtained from the military through the 1033 program. However the term "Military Equipment" includes some items specifically designed for law enforcement.

### **PRIORITY POLICY STATEMENT**

This item matches the following Priority Policy Statements:

- Public Safety.

#### FISCAL IMPACT

This item generates no fiscal impact.

#### BACKGROUND AND DISCUSSION

Assembly Bill 481, signed into law in 2021, created Government Code Sections 7070 through 7075 requiring every law enforcement agency to develop a “Military Equipment Policy” approved by the governing board by May 2022. City Council approved the Fullerton Military Equipment Policy on April 19, 2022.

Government Code Section 7071(e)(1) requires City Council to annually review and reaffirm the Military Equipment Policy approval. The City did not add items to the Policy in 2024.

The Fullerton Police Department does not possess tactical equipment obtained from the military through the 1033 Program or the United States Code Title 10, Section 2576a. Regardless, California Government Code Section 7071 requires law enforcement agencies to maintain a Military Equipment Use Policy. California Government Code Section 7070 broadened the term “Military Equipment” to include some items specifically designed for law enforcement and some items designed for and available to the public.

#### Attachments:

- Attachment 1 – Policy 708 updated March 2025
- Attachment 2 – Summary of Use 2024
- Attachment 3 – Assembly Bill 481 (including Government Code Sections 7070-7075)

cc: City Manager Eric J. Levitt