

2 2

## ANNUAL REPORT ASSEMBLY BILL 481

Military Equipment Use by Law Enforcement

**UCIrvine**Police Department



### **Contents**

| Usage and Purpose of Use           | 4 |
|------------------------------------|---|
| Complaints or Concerns             | 4 |
| Internal Audits                    | 4 |
| Total Costs and Funding Source     | 4 |
| Quantity                           | 4 |
| Request for New Military Equipment | 4 |
| Addendum A                         | 5 |



# **Annual Report**

UCI Police Department Policy #905 "Military Equipment" requires an annual report to be submitted to the Regents on an annual basis and posted on the police department website for as long as the equipment is in use.

Upon approval of a military equipment policy, the Chief of Police or the authorized designee should submit a military equipment report to the governing body of each type of military equipment approved within one year of approval and annually thereafter for as long as the military equipment is available for use (Government Code § 7072).

The Chief of Police or the authorized designee should also make each annual military equipment report publicly available on the Department website for as long as the military equipment is available for use. The report shall include all information required for the preceding calendar year for each type of military equipment in the Department inventory (Government Code § 7072).

The annual military equipment report shall, at a minimum, include the following information for the immediately preceding calendar year for each type of military equipment:

- A summary of how the military equipment was used and the purpose of its use.
- A summary of any complaints or concerns received concerning military equipment.
- The results of any internal audits, any information about violations of the military equipment use policy, and any actions taken in response.
- The total annual cost of each type of military equipment, including acquisition, personnel training, transportation, maintenance, storage, upgrade, and other ongoing costs, and from what source funds will be provided for the military equipment in the calendar year following submission of the annual military equipment report.
- The quantity possessed for each type of military equipment.
- If the law enforcement agency intends to acquire additional military equipment in the next year, the quantity sought for each type of military equipment.



#### A. Usage and Purpose of Use

UCIPD used (35) 40mm eXact iMpact munitions for annual retraining/certifications of police officers and 6,600 rounds of .556-range ammunition for police officer firearms training this year.

One (1) police officer attended the POST-certified 40mm instructor course.

UCIPD used its Long Range Acoustic Device (LRAD) on May 15, 2024 during an Unlawful Assembly on the campus. Over approximately seven (7) hours, the LRAD, an amplified sound device, was effectively used several times to communicate a Dispersal Order to protestors and observers that an Unlawful Assembly had been declared and to disperse immediately.

#### **B. Complaints or Concerns**

UCIPD received no complaints or concerns during the fiscal year regarding the purchase or use of military equipment or the military equipment policy.

However, soon after the end of the fiscal year, UCIPD received one complaint/concern following its public AB 481 meeting on August 28, 2024. The complaint was received on September 12, 2024. The complaint was a general complaint about the possession of military equipment by UCPD, the "wearing of lethal equipment, including pistols, as part of the uniform," and the use of the LRAD device at the May 15, 2024 Unlawful Assembly.

Specifically, the complaint was that the LRAD was "apparently not tested with more than half dozen helicopters buzzing overhead, the noise of 22 police forces in riot gear advancing on protestors and kettling bystanders and peaceful protestors chanting."

The complaint/concern was forwarded to the Office of the President on September 17, 2024.

(Note: Handguns or "pistols" are not included in the list of equipment designated under AB 481 as "Military Equipment." These "standard issue service weapons" are specifically exempted. LRADs have been tested in various environments to ensure their effectiveness at projecting clear and effective messaging.

#### C. Internal Audits

An equipment audit was conducted and there were no violations of policy.

#### D. Total Costs and Funding Source

UCIPD purchased four (4) Def-Tec MK-9 Pepper Spray (OC) canisters to replace the six (6) expired canisters for \$86.20 from the department's annual budget.

#### E. Quantity

Please refer to Addendum A for updated quantities.

#### F. Request for New Military Equipment

No new requests for new military equipment.



# Addendum A

| Categories and Descriptions  | UCI    |
|--|--------|
| Category 1 - Unmanned, remote Piloted, Powered Aerial or Ground Vehicles   |        |
| Remotec Andros F6A Robot   | 0      |
| Category 5 - Command and Control Vehicles that are either built or modified to facilitate operational control and direction of public safety units |        |
| Command Post - Vehicle   | 0      |
| Category 10 - Specialized firearms and ammunition of less than .50 caliber,  |        |
| including assault weapons as defined in Sections 30510 and 30515 of the Penal  |        |
| Code, with the exception of standard issue service weapons and ammunition of   |        |
| less than .50 caliber that are issued to officers, agents, or employees of a law   |        |
| enforcement agency or a state agency.  |        |
| Sig-Sauer MCX 5.56 Short Barrel Rifle (SBR) Patrol Rifle   | 20     |
| Winchester.556 Rifle Rounds (Duty 64 grain bonded Hollow Point)  | 4,000  |
| Winchester.556 Rifle Rounds (Range 55 grain Full Metal Jacket)   | 12,000 |
| Category 11 - Noise-Flash Diversionary Devices and Explosive Breaching Tools   |        |
| Def-Tec Multi-port Plus II Distraction Device Model #8922  | 0      |
| Category 12 - Munitions Containing Tear Gas or OC Excluding Standard Service   |        |
| Issued Hand-Held Pepper Spray  |        |
| FN Herstal 303-5 18mm Rounds (PAVA/OC)   | 300    |
| Def-Tec 40mm Direct Impact Munition Model #6320 (OC)   | 5      |
| Def-Tec 40mm Direct Impact Munition Model #6322 (CS)   | 5      |
| FTC PAVA Capsaicin Rounds  | 0      |
| Def-Tec MK-9 Pepper Spray (OC) Canisters, Model #5099  | 6      |
| Sabre MK-9 Pepper Spray (OC) Canister Model 91H2060  | 0      |
| Category 13 - Taser Shockwave, Microwave Weapons, Water Cannons, and Long  |        |
| Range Acoustic Devices   |        |
| Long Range Acoustic Device (LRAD)  | 1      |
| Category 14 - Kinetic Energy Weapons and Munitions   |        |
| FN Herstal 303 Launcher  | 1      |
| FN Herstal 303-3 18mm Rounds (Washable Paint)  | 0      |
| Def-Tec/LMT 40mm Launcher (Models #1327, #1425, #1426)   | 20     |
| Def-Tec 40mm eXact Impact Munition Model #6325   | 165    |
| Def-Tec 40mm Bean Bag Round Model #6025  | 0      |
| FTC Pepper ball Rifle  | 0      |

