



ASSEMBLY BILL 481 MILITARY EQUIPMENT USE

EAST BAY REGIONAL
PARK DISTRICT
POLICE DEPARTMENT

East Bay 
Regional Park District





AGENDA

2024 AB 481 ANNUAL REPORT



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WHAT IS AB 481



On September 30, 2021, California Governor Gavin Newsom approved Assembly Bill 481 (AB 481) which requires California law enforcement agencies to adopt a written Military Equipment Use Policy prior to the Mayor and City Council or “governing body” (hereafter referred to as the Park District Board of Directors) taking certain actions relating to the funding, acquisition, or use of military equipment, as defined within its jurisdiction if the equipment meets specified standards.

Requirements include:



- Create a Military Equipment Use Policy
- Obtain approval of that policy by each agency’s applicable governing body
- Publish that policy 30 days prior to the above required approval hearing
- Create an Annual Report of each agency’s military equipment use
- Hold a community engagement meeting within 30 days of submitting/publicly releasing the above Annual Report





AB 481 Annual Report

In addition to identifying items which fall under military equipment, the AB 481 Annual Report includes the following information:

- Equipment Description
- Quantity
- Capabilities
- Expected Lifespan
- Purpose and Authorized Use
- Initial Cost and Fiscal Impact
- Legal and Procedural Rules that govern each use
- Required Training
- Compliance Mechanisms
- Procedures in which members of the public may register concerns or [complaints](#)





EBRPD POLICE DEPT. POLICY



Policy
709

ADDENDUM A East Bay Regional Park District Police Department

East Bay Regional Park District Police Manual

Military Equipment

709.1 PURPOSE AND SCOPE

The purpose of this policy is to provide guidelines for the approval, acquisition, and reporting requirements of military equipment (Government Code §7070; Government Code §7071; Government Code §7072).

709.1.1 DEFINITIONS

Definitions related to this policy include (Government Code §7070):

Governing body – The elected or appointed body that oversees the East Bay Regional Park District.

Military Equipment Categories – Includes but is not limited to the following:

1. Unmanned, remotely piloted, powered aerial or ground vehicles.
2. Mine-resistant ambush-protected (MRAP) vehicles or armored personnel carriers.
3. High mobility multipurpose wheeled vehicles (HMMWV), two-and-one-half-ton trucks, five-ton trucks, or wheeled vehicles that have a breaching or entry apparatus attached.
4. Tracked armored vehicles that provide ballistic protection to their occupants.
5. Command and control vehicles that are either built or modified to facilitate the operational control and direction of public safety units.
6. Weaponized aircraft, vessels, or vehicles of any kind.
7. Battering rams, slugs, and breaching apparatuses that are explosive in nature. This does not include a handheld, one-person ram.
8. Firearms and ammunition of .50 caliber or greater, excluding standard-issue shotguns and standard-issue shotgun ammunition.
9. Specialized firearms and ammunition of less than .50 caliber, including firearms and accessories identified as assault weapons in Penal Code §30510 and Penal Code §30515, with the exception of standard-issue firearms.
10. Any firearm or firearm accessory that is designed to launch explosive projectiles.
11. Noise-flash diversionary devices and explosive breaching tools.
12. Munitions containing tear gas or OC, excluding standard, service-issued handheld pepper spray.
13. TASER® Shockwave, microwave weapons, water cannons, and long-range acoustic devices (LRADs).
14. Kinetic energy weapons and munitions.
15. Any other equipment as determined by a governing body or a state agency to require additional oversight.

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Police Department

Military Equipment - 1

East Bay Regional Park District Police Department

Military Equipment

709.2 POLICY

It is the policy of the East Bay Regional Park District Police Department that members of this department comply with the provisions of Government Code §7071 with respect to military equipment.

709.3 MILITARY EQUIPMENT COORDINATOR

The Chief of Police should designate a member of this department to act as the military equipment coordinator. The responsibilities of the military equipment coordinator include but are not limited to:

- Acting as liaison to the governing body for matters related to the requirements of this policy.
- Identifying department equipment that qualifies as military equipment in the current possession of the Department, or the equipment the Department intends to acquire that requires approval by the governing body.
- Conducting an inventory of all military equipment at least annually.
- Collaborating with any allied agency that may use military equipment within the jurisdiction of East Bay Regional Park District Police Department (Government Code §7071).
- Preparing for, scheduling, and coordinating the annual community engagement meeting to include:
 - Publicizing the details of the meeting.
 - Preparing for public questions regarding the department's funding, acquisition, and use of equipment.
- Preparing the annual military equipment report for submission to the Chief of Police and ensuring that the report is made available on the department website (Government Code §7072).
- Establishing the procedure for a person to register a complaint or concern, or how that person may submit a question about the use of a type of military equipment, and how the Department will respond in a timely manner.

709.4 MILITARY EQUIPMENT INVENTORY

The following constitutes a list of qualifying equipment for the Department:

Included on pages 9-10 in this Annual Report. Also available on our website.

709.5 APPROVAL

The Chief of Police or the authorized designee shall obtain approval from the governing body by way of an ordinance adopting the military equipment policy. As part of the approval process the Chief of Police or the authorized designee shall ensure the proposed military equipment policy is submitted to the governing body and is available on the department website at least 30 days prior to any public hearing concerning the military equipment at issue (Government Code §7071). The military equipment policy must be approved by the governing body prior to engaging in any of the following (Government Code §7071):

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Police Department

Military Equipment - 2



AB 481 REQUIREMENTS

01

COMMUNITY ENGAGEMENT MEETING

Explanation of the law and what equipment EBRPD Police Department has in its possession that qualifies under AB 481

02

DISTRICT APPROVAL FOR POLICY AND FUTURE ACQUISITIONS

All future acquisitions (consumables and non-consumables) for equipment which qualifies under AB 481 must be approved for purchase

03

AB 481 ANNUAL REPORT

Information within the annual report includes, but is not limited by, inventory, acquisition cost, annual costs, usage and for what purpose, and if there have been any community questions or concerns





15 CATEGORIES

EBRPD POLICE DEPARTMENT HAS EQUIPMENT IN 5 (FIVE) ✓ CATEGORIES

Category 1 ✓

Unmanned, remotely piloted, powered aerial or ground vehicles

Category 2 ✓

Mine-resistant ambush-protected (MRAP) vehicles or armored personnel carriers

Category 3

High mobility multipurpose wheeled vehicles (HMMWV), two-and-one half-ton trucks, five-ton trucks, or wheeled vehicles that have a breaching or entry apparatus attached

Category 4

Tracked armored vehicles that provide ballistic protection to their occupants

Category 5 ✓

Command and Control vehicles that are either built or modified to facilitate the operational control and direction of public safety units

Category 6

Weaponized aircraft, vessels, or vehicles of any kind

Category 7

Battering rams, slugs, and breaching apparatuses that are explosive in nature

Category 8

Firearms of .50 caliber or greater, excluding standard-issue shotguns

Category 9

Ammunition of .50 caliber or greater, excluding standard-issue shotgun ammunition

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.

Category 11

Any firearm accessory that is designed to launch explosive projectiles

Category 12

"Flash-bang" grenades and explosive breaching tools, "tear gas," and "pepper balls," excluding standard, service-issued handheld pepper spray

Category 13

TASER® Shockwave, microwave weapons, water cannons, and long-range acoustic devices

Category 14 ✓

The following projectile launch platforms and their associated munitions:
40mm projectile launchers, "bean bag," rubber bullet, and specialty impact munition (SIM) weapons

Category 15

Any other equipment as determined by a governing body or a state agency to require additional oversight





CURRENT INVENTORY

Category 1

Item – UAVs	Manufacturer	Model	Quantity
Unmanned Aerial Vehicle	Da-Jiang Innovations (DJI)	Axon Air Mavic 3	6

Category 2

Item – Armored Vehicle	Manufacturer	Model	Quantity
Ballistic Armored Tactical Transport (BATT-S)	2010 Ford F-550	4x4 BATT-S	1

Category 5

Item – Incident Command Vehicle	Manufacturer	Model	Quantity
Mobile Incident Command Vehicle	Life Design Vehicle, Inc. (LDV)	C30MCC-10	1

Category 10

Item – Semi-automatic Rifles	Manufacturer	Model	Quantity
AR-15 Style Rifle, converted to semi-automatic	LWRCI	C30MCC-10	2
AR-15 Style Rifle with 14.5 barrel, semi-automatic	Colt	6944	3

Category 14

Item – Launcher	Manufacturer	Model	Quantity
Green, expandable stock	Lewis Machine Tool (LMT)	1425	32
Black, fixed stock	DT	1327	1
Black, expandable stock	Pacem Defense - AMTEC (ALS)	ALSTAC-40	1
Item – 40mm	Manufacturer	Model	Quantity
Sponge Round	DT	6325	108





REQUESTED ACQUISITIONS - 2025

Category 1

Item – UAVs	Manufacturer	Model	Quantity
Unmanned Aerial Vehicle	Da-Jiang Innovations (DJI)	Avata 2 (or similar)	2
Unmanned Aerial Vehicle	Da-Jiang Innovations (DJI)	Matrice 4 (or similar)	1

Category 12

Item – Flashbang	Manufacturer	Model	Quantity
Mini-bang	Combined Tactical Systems	7290m	24
Item – .68 Caliber	Manufacturer	Model	Quantity
PepperBall Live Maxx	PepperBall	.68 Live Maxx	375
PepperBall VXR Live Maxx	PepperBall	.68 VXR Live Maxx	100

Category 14

Item – Launcher	Manufacturer	Model	Quantity
Green, expandable stock	Lewis Machine Tool (LMT)	1425	8
PepperBall Carbine	PepperBall	PPC	4
Item – .68 Caliber	Manufacturer	Model	Quantity
PepperBall Glass Breakers	PepperBall	.68 Glass Breaker	100





REQUESTED ACQUISITIONS

CATEGORY 1



DJI AVATA 2 – Will primarily be used for indoor operations, enhancing officer safety when entering buildings. The enclosed rotor guards protect the rotor blades in confined spaces and has the ability to automatically flip itself back in the takeoff position when upside down. The smaller size is ideal for indoor searching.

Acquisition Cost: \$999, Quantity: 2

Lifespan: 7-10 years



JI MATRICE 4 – This will be used for prolonged search and rescue operations day or night. It will provide longer flight times and the ability to deliver payloads (i.e. life jackets). The camera system adds a laser range finder to accurately pinpoint a subjects location using GPS coordinates. The updated software has the ability to identify people and vehicles on the controller screen.

Acquisition Cost: \$8,489, Quantity: 1




Lifespan: 7-10 years





REQUESTED ACQUISITIONS

CATEGORY 12

Photo	Mfg.	Model	Type	Qty	Cost	Description/Capabilities
	Combined Tactical Solutions (CTS)	7290m	Mini-bang	24	\$1,483	The CTS 7290M Mini light/sound diversionary device weighs in at just 15 ounces and emits 180db output of sound and produces 6-8 million candela of light. Shelf-life of 5 years.
Photo	Mfg.	Model	Type	Qty	Cost	Description/Capabilities
	PepperBall	Pepperball Live Maxx	Pepperball	375	\$2,750	PepperBall® LIVE-MAXX™ is formulated with MAXSAICIN™, a new proprietary process that produces powder with more airborne PAVA. Shelf-life of 3 years.
Photo	Mfg.	Model	Type	Qty	Cost	Description/Capabilities
	PepperBall	PepperBall VXR Live Maxx	Pepperball	100	\$936	The VXR™ LIVE-MAXX™ offers greater distance and accuracy when compared to a standard round ball projectile. Use for direct impact, area saturation and crowd control situations. Shelf-life of 3 years.





REQUESTED ACQUISITIONS

CATEGORY 14

Photo	Mfg.	Model	Type	Qty	Cost	Description/Capabilities
	PepperBall	PepperBall Patrol Carbine (PPC)	Specialty Impact Munition Launcher	8	\$10,320	Lightweight and portable, the PPC is designed to give patrol officers an easy to operate non-lethal option. The PPC stores easily in a trunk or hatch, has two air source options and uses genuine PepperBall .68 caliber round or VXR™ projectiles.
Photo	Mfg.	Model	Type	Qty	Cost	Description/Capabilities
	LMT	1425	40mm Single Shot Launcher	8	\$6,392	An impact launcher capable of firing an array of less lethal 40mm rounds.
Photo	Mfg.	Model	Type	Qty	Cost	Description/Capabilities
	Pepperball	Glass breaker round	.68	100	\$321	A solid polymer projectile used for breaking out windows and side-glass of automobiles. Not for use on humans or animals. Shelf-life of 3 years.





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2024



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