

2025 Weed Police Department Military Equipment Use Policy Report

California Government Code §7071(b) requires that law enforcement agencies submit a proposed Military Equipment Use Policy to their governing body for approval.

California Government Code §7070(d) describes a Military Equipment Use Policy as a publicly released, written document that includes, at a minimum, all of the following:

1. A description of each type of Military Equipment, the quantity sought, its capabilities, expected lifespan, and product descriptions from the manufacturer of the Military Equipment.
2. The purposes and authorized uses for which the law enforcement agency or the state agency proposes to use each type of Military Equipment.
3. The fiscal impact of each type of Military Equipment, including the initial costs of obtaining the equipment and estimated annual costs of maintaining the equipment.
4. The legal and procedural rules that govern each authorized use.
5. The training, including any course required by the Commission on Peace Officer Standards and Training, that must be completed before any officer, agent, or employee of the law enforcement agency or the state agency is allowed to use each specific type of Military Equipment to ensure the full protection of the public's welfare, safety, civil rights, and civil liberties and full adherence to the Military Equipment use policy.
6. The mechanisms to ensure compliance with the Military Equipment use policy, including which independent persons or entities have oversight authority, and, if applicable, what legally enforceable sanctions are put in place for violations of the policy.
7. For a law enforcement agency, the procedures by which members of the public may register complaints or concerns or submit questions about the use of each specific type of Military Equipment, and how the law enforcement agency will ensure that each complaint, concern, or question receives a response in a timely manner.

California Government Code § 7070(c) defines Military Equipment as any of the following:

1. Unmanned, remotely piloted, powered aerial or ground vehicles.
2. Mine-resistant ambush-protected (MRAP) vehicles or armored personnel carriers. However, police versions of standard consumer vehicles are specifically excluded from this subdivision.
3. High mobility multipurpose wheeled vehicles (HMMWV), commonly referred to as Humvees, two and one-half-ton trucks, five-ton trucks, or wheeled vehicles that have a breaching or entry apparatus attached. However, unarmored all-terrain vehicles (ATVs) and motorized dirt bikes are specifically excluded from this subdivision.
4. Tracked armored vehicles that provide ballistic protection to their occupants and utilize a tracked system instead of wheels for forward motion.
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. However, items designed to remove a lock, such as bolt cutters, or a handheld ram designed to be operated by one person, are specifically excluded from this subdivision.

8. Firearms of .50 caliber or greater. However, standard issue shotguns are specifically excluded from this subdivision.
9. Ammunition of .50 caliber or greater. However, standard issue shotgun ammunition is specifically excluded from this subdivision.
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.
11. Any firearm or firearm accessory that is designed to launch explosive projectiles.
12. "Flashbang" grenades and explosive breaching tools, "tear gas," and "pepper balls," excluding standard, service-issued handheld pepper spray.
13. Taser Shockwave, microwave weapons, water cannons, and the Long-Range Acoustic Device (LRAD).
14. The following projectile launch platforms and their associated munitions: 40mm projectile launchers, "bean bag," rubber bullet, and specialty impact munition (SIM) weapons.
15. Any other equipment as determined by a governing body or a state agency to require additional oversight.
16. Notwithstanding paragraphs (1) through (15), "Military Equipment" does not include general equipment not designated as prohibited or controlled by the federal Defense Logistics Agency.

Pursuant to California Government Code §7070(d)(6), and in accordance with California Government Code §7072, the Weed Police Department will submit to the Weed City Council an Annual Military Equipment Report and will make that report publicly available on its internet website. The Annual Military Equipment Report will include the following information for the immediately preceding calendar year for each type of military equipment:

1. A summary of how the military equipment was used and the purpose of its use.
2. A summary of any complaints or concerns received concerning the military equipment.
3. The results of any internal audits, any information about violations of the military equipment use policy, and any actions taken in response.
4. The total annual cost for 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.
5. The quantity possessed for each type of military equipment.
6. If the law enforcement agency intends to acquire additional military equipment in the next year, the quantity sought for each type of military equipment.

The Weed City Council will use the Annual Military Equipment Report as a mechanism to ensure the Weed Police Department's compliance with this Military Equipment Use Policy, and to help it determine whether to approve, revise, or revoke components of the Military Equipment Use Policy for the subsequent year.

Pursuant to California Government Code §7070(d)(7), members of the public may register complaints or concerns or submit questions about the use of each specific type of Military Equipment in this policy by any of the following means:

1. Via email to: weed@ci.weed.ca.us
2. Via phone call to: 530-938-5020
3. Via mail sent to: Weed Police Department
Attn: Military Equipment Use Coordinator
550 Main St
Weed, CA 96094

The Weed Police Department is committed to responding to complaints, concerns and/or questions received through any of the above methods in a timely manner.

The remainder of this Military Equipment Use Policy is divided into two sections. Section One lists qualifying equipment that is owned and/or utilized by the Weed Police Department. Section Two describes the Weed Police Department's compliance with the City's military equipment ordinance.

Section One: Qualifying Equipment Owned/Utilized by the Weed Police Department

Equipment Name: 1.5 Cal Federal Riot Gun	
Quantity Owned/Sought: 1 owned	Lifespan: Approximately 20+ years
Equipment Capabilities: Fire projectile chemical cannisters.	
Manufacturer Product Description: Federal Laboratories Industries	
<ul style="list-style-type: none">1. 12" barrel2. Wood stock and grip with trigger guard3. Single shot	
Purpose/Authorized Uses: This rifle is designed to fire non-lethal munitions. Its ammunition includes 37 and 38mm baton and tear gas rounds. The baton rounds were cylindrical, rubber projectiles.	
Situations where the officer reasonably anticipates an armed encounter. <ul style="list-style-type: none">1. When the officer is faced with a situation that may require accurate and effective control of crowd participating in riot.2. Situations requiring entry to apprehend a barricaded person.3. When authorized or requested by a supervisor.	
Fiscal Impacts: This equipment has been owned since the 1970's. Cost for munition will vary and maintenance is conducted by departmental staff.	
Legal/Procedural Rules Governing Use: All applicable State, Federal and Local laws governing police use of force. Various Weed Police Department Policies on Use of Force and Crowd Control.	
Training Required: CA POST certified less than lethal training and qualifications as required by law and policy.	
Other Notes: The Weed Police Department does not presently have a member trained among its staff, so there are no Weed Police personnel presently authorized to use this Military Equipment.	

Section Two: Report on Use of Military Equipment

1. The Police Department did not use its 1.5 Cal Federal Riot Gun in the preceding calendar year.
2. The Police Department did not receive any complaints concerning its use of the 1.5 Cal Federal Riot Gun.
3. The Police Department did not audit its use of the 1.5 Cal Federal Riot Gun or find any violations of the military equipment use policy with respect to that weapon.
4. The annual cost of maintaining the 1.5 Cal Federal Riot Gun is ____.
5. The Police Department has one (1) 1.5 Cal Federal Riot Gun.
6. The Police Department does not intend to acquire any more 1.5 Cal Federal Riot Guns.