

CITY OF LOS ANGELES  
CALIFORNIA

JUNE LAGMAY  
City Clerk

HOLLY L. WOLCOTT  
Executive Officer

When making inquiries relative to  
this matter, please refer to the  
Council File No.



ANTONIO R. VILLARAIGOSA  
MAYOR

Office of the  
CITY CLERK

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Council and Public Services  
Division

[www.cityclerk.lacity.org](http://www.cityclerk.lacity.org)

May 9, 2013

To All Interested Parties:

**Chief Legislative Analyst**

I HEREBY CERTIFY that the City Council adopted the action(s), as attached, under Council File No. 13-0002-S19, at its meeting held May 3, 2013. The Mayor failed to act by May 16, 2013, DEEMED APPROVED and EFFECTIVE May 17, 2013.

City Clerk  
io

cc: 8 Certified copies sent to Washington Representatives

OFFICE OF THE MAYOR

Mayor's Time Stamp

2013 MAY -6 PM 2:44

CITY OF LOS ANGELES

CITY CLERK'S Time Stamp

CITY CLERK'S OFFICE

2013 MAY -6 PM 2:41

CITY CLERK

BY

DEPUTY

**FORTHWITH**

SUBJECT TO THE CONCURRENCE OF THE MAYOR

COUNCIL FILE NO. 13-0002-S19

COUNCIL DISTRICT \_\_\_\_\_

COUNCIL APPROVAL DATE May 3, 2013

RE: THE CITY'S POSITION TO SUPPORT THE STRAW PURCHASER PENALTY ENHANCEMENT ACT, H.R. 404 (SCHIFF)

LAST DAY FOR MAYOR TO ACT MAY 16 2013  
[10 Day Charter requirement as per Charter Section 231(h)]

**DO NOT WRITE BELOW THIS LINE - FOR MAYOR USE ONLY**

APPROVED

✓

\*DISAPPROVED

\*Transmit objections in writing pursuant to Charter Section 231 (h)

DATE OF MAYOR APPROVAL OR DISAPPROVAL MAY 09 2013

MAYOR



RECEIVED  
CITY CLERK'S OFFICE  
2013 MAY -9 PM 2:19  
BY \_\_\_\_\_  
DEPUTY

6

TO THE COUNCIL OF THE  
CITY OF LOS ANGELES

Your **RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS** Committee

reports as follows:

RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT and RESOLUTION relative to the City's position to support the Straw Purchaser Penalty Enhancement Act, H.R. 404 (Schiff).

Recommendation for Council action, pursuant to Resolution (Garcetti - Koretz), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2013-14 Federal Legislative Program SUPPORT for H.R. 404 (Schiff), the Straw Purchaser Penalty Enhancement Act, which would impose a two-year prison sentence for people who purchase firearms to explicitly resell them.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst (CLA). The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

Summary:

At its regular meeting of April 19, 2013, the Rules, Elections and Intergovernmental Relations Committee considered a CLA report dated February 27, 2013 and Resolution (Garcetti – Koretz) relative to the City's position to support the Straw Purchaser Penalty Enhancement Act, H.R. 404 (Schiff), which would impose a two-year prison sentence for people who purchase firearms to explicitly resell them. The CLA report, attached to Council File No. 13-0002-S19, provides a summary of the Resolution and additional background information.

After providing an opportunity for public comment, the Committee recommended that Council adopt the accompanying Resolution. This matter is now forwarded to Council for its consideration.

Respectfully submitted,

RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE



MEMBER	VOTE
WESSON:	YES
LABONGE:	YES
HUIZAR:	ABSENT

REW  
4/24/13  
13-0002-S19\_rpt\_reir\_4-19-13

**ADOPTED**

MAY 03 2013

LOS ANGELES CITY COUNCIL

TO THE MAYOR FORTHWITH

Not Official Until Council Acts

MAYOR WITH FILE

13-0002-519

JAN 29 2013

RESOLUTION RULES, ELECTIONS & INTERGOVERNMENTAL RELATIONS

WHEREAS, any official position of the City of Los Angeles with respect to legislation, rules, regulations or policies proposed to or pending before a local, state or federal governmental body or agency must have first been adopted in the form of a Resolution by the City Council with the concurrence of the Mayor; and

WHEREAS, a recent review of gun acquisition data in *Policing: An International Journal of Police Strategies and Management* disclosed that criminals and incarcerated offenders identified their main source of acquiring guns is through secondary transactions with friends, family members, and unlicensed entrepreneurs such as drug dealers; and

WHEREAS, one of the most common ways criminals obtain firearms is through straw purchases at licensed gun stores. A "straw purchase" happens when the actual buyer of a gun cannot pass the federal background check, or does not want to be associated with the purchase, and instead uses a person, who can pass the required background check, purchase the gun for him or her; and

WHEREAS, whether through legitimate retail channels or unlicensed vendors, straw purchasing poses a significant threat to the public and a clear violation of the law; and


WHEREAS, the streak of people murdered and wounded across this country have sometimes involved guns acquired by straw buyers such as those used to murder firefighters in Rochester, New York; and

WHEREAS, California and Los Angeles have some of the best and toughest gun laws in the country, yet straw purchasers can still buy, transport, and sell guns illegally within our boundaries because of lax laws in neighboring states; and

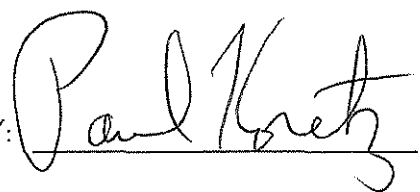
WHEREAS, Council File 10-1524 presented by Councilmember Eric Garcetti and approved by the Los Angeles City Council supported similar gun control legislation in the past, specifically the New Gun Buyer letter campaign; and

WHEREAS, California Representative Adam Schiff has introduced H.R. 404, the Straw Purchaser Penalty Enhancement Act, in the United States House of Representatives which aims to pursue and punish "straw purchasers" who buy firearms in bulk and resell them without background checks to ill-intentioned individuals, gangs and cartels:

NOW, THEREFORE, BE IT RESOLVED, with the concurrence of the Mayor that by the adoption of this Resolution, the City of Los Angeles hereby includes in its 2013-2014 Federal Legislative program SUPPORT for H.R. 404, which would impose a two-year prison sentence for people who buy guns explicitly to resell them.

 **ADOPTED**  
MAY 03 2013  
LOS ANGELES CITY COUNCIL

PRESENTED BY: 

SECONDED BY: 

January 29, 2013

ORIGINAL