

# UC Merced Police Department Annual Report 2023

## Military Equipment

University of California, Merced Police Department Policy "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.

### **ANNUAL REPORT**

*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) A summary of how the military equipment was used and the purpose of its use.*
- (b) A summary of any complaints or concerns received concerning military equipment.*
- (c) The results of any internal audits, any information about violations of the military equipment use policy, and any actions taken in response.*
- (d) 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.*
- (e) The quantity possessed for each type of military equipment.*
- (f) 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. How Equipment was Used and Purpose of Use

Def-Tec 40mm eXact impact rounds were expended during training purposes only.

B. Complaints or Concerns

UC Merced police department received no complaints or concerns during the fiscal year regarding the purchase or use of military equipment or the military equipment policy.

C. Internal Audits

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

D. Total Costs and Funding Source

UC Merced police department did not purchase any new military equipment during this fiscal year.

E. Quantity

a. See attached individual campus reports for specific quantities used and acquired this year.

b. See attached Excel Sheet for current quantities and new requests for each campus

F. Request for New Military Equipment

UC Merced Police Department has requested the purchase of Kinetic Energy Weapons and Munitions. See below category 14.

Assembly Bill 481 (AB481), law enforcement and state agencies: military equipment: funding, acquisition and use was approved by the Governor and Chaptered into law in September 2021.

Under the current law enacted by AB481 (Government Code Section 7070(c)10), law enforcement agencies are required to *include "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."*

Assembly Bill 1486 (AB1486) is currently moving through the legislative process. One of the proposed changes is to GC 7070(c)10. The proposed change would require law enforcement agencies to include in their military equipment policies 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.

***As used in this paragraph, a “standard issue service weapon” means a firearm, other than an assault weapon defined in Sections 30510 and 30515 of the Penal Code, that is of the type normally issued to, carried, or transported by a peace officer in the course of routine patrol activities.***

This change, if this legislation is approved, would require law enforcement agencies to add their patrol rifles and ammunition to the list of military equipment, even if they are considered a “standard issue service weapon.”

Ahead of this legislation, UCPD is identifying to the Regents and including in their military equipment policy its patrol rifles and ammunition.

## **CATEGORY 10 – SPECIALIZED FIREARMS AND AMMUNITION OF LESS THAN .50 CALIBER, INCLUDING ASSAULT WEAPONS OR GREATER, EXCLUDING STANDARD-ISSUE SHOTGUNS AND STANDARD-ISSUE SHOTGUN AMMUNITION**

### **Type: 5.56 Caliber Patrol Rifles**

**Capability:** Rifles outperform handguns providing a higher degree of accuracy over longer distances. The rifle round will also penetrate soft-body armor.

**Purpose:** Officers may deploy the patrol rifle in any circumstance where, consistent with law, training, and department policy, the officer can articulate a reasonable expectation that the rifle may be needed.

**Legal:** Officers are required to complete a POST Certified 16-hour course that meets the requirements of Penal Code section 33220(b) - The possession of short-barreled rifles and short-barreled shotguns by peace officer members of a police department, sheriff's office, marshal's office, the California Highway Patrol, the Department of Justice, or the Department of Corrections and Rehabilitation, when on duty and the use is authorized by the agency and is within the course and scope of their duties, and the officers have completed a training course in the use of these weapons certified by the Commission on Peace Officer Standards and Training.

**Training:** Officers must complete the POST Certified 16-hour course before they can be assigned a patrol rifle. They must also qualify with the rifle annually.

**Colt model: M4 Carbine Rifle**

**Quantity:** 20

**Cost:** Approximately \$1,500 each (Annual maintenance is estimated to be \$100)

**Lifespan:** Barrel life rated to approximately 15,000 rounds (5-10 years).

**Manufacturer Description:** The Colt M4 Carbine is an exceptional patrol rifle with tactical accuracy chosen by many federal, state, and local agencies. The 16.1" heavy barrel with a 1:9" rifling twist allows flexibility in ammunition selection from 45 grains all the way up to 69 grains. The telescopic M4 stock adjusts to four positions to enhance mobility and fit to a wider range of operators.

**Type:** Hornaday TAP-T2, 5.56 Caliber, 75 grain

**Quantity:** 11,000

**Cost:** Approximately \$550 per 1,000

**Lifespan:** 2 years

**Capability:** Duty ammo for use in carbine rifles.

**Manufacturer Description:** The T2 bullet profile is specifically designed to optimize function and feeding in M16/M4 variant guns. The cartridge's propellant technology is custom designed to enhance weapon operation and delivers phenomenal temperature stability. The 75 gr. BTHP T2 bullet is designed to deliver rapid incapacitation upon impact.

**Legal:** Officers are required to complete a POST Certified 16-hour course that meets the requirements of Penal Code section 33220(b) - The possession of short-barreled rifles and short-barreled shotguns by peace officer members of a police department, sheriff's office, marshal's office, the California Highway Patrol, the Department of Justice, or the Department of Corrections and Rehabilitation, when on duty and the use is authorized by the agency and is within the course and scope of their duties, and the officers have completed a training course in the use of these weapons certified by the Commission on Peace Officer Standards and Training.

**Training:** After completing a POST approved course, all members who operate a rifle are required to qualify at least annually.

**Type:** Remington PPU FMJ, 223 Caliber, 55 grain

**Quantity:** 7,000

**Cost:** Approximately \$400 per 1,000

**Lifespan:** 2 years

**Capability:** Practice (range) ammunition used in the carbine rifles. Used for range training only.

**Manufacturer Description:** Standard Rifle Ammunition - we are proud to present our extensive line of rifle ammunition designed especially for big game hunting. Only the best quality components are used during production to ensure that our cartridges are accurate, dependable and effective. Our constant quality improvements are based on continual feedback from our customers, accurate, dependable and effective.

**Legal:** Officers are required to complete a POST Certified 16-hour course that meets the requirements of Penal Code section 33220(b) - The possession of short-barreled rifles and short-barreled shotguns by peace officer members of a police department, sheriff's office, marshal's office, the California Highway Patrol, the Department of Justice, or the Department of Corrections and Rehabilitation, when on duty and the use is authorized by the agency and is within the course and scope of their duties, and the officers have completed a training course in the use of these weapons certified by the Commission on Peace Officer Standards and Training.

**Training:** After completing a POST approved course, all members who operate a rifle are required to qualify at least annually.

## **REQUESTS FOR CATEGORY 14 – KINETIC ENERGY WEAPONS AND MUNITIONS**

***UCM is requesting additional launchers and munitions as follows:***

### **KINETIC ENERGY WEAPONS AND MUNITIONS UC MERCED ONLY**

To increase the number of 40mm less-lethal launchers available to officers in the field as a less-lethal alternative when dealing with violent individuals that pose a threat to the public and officers.

(5) Def-Tec 40mm launchers

(100) Model #6324 eXact iMpack™ 40mm Sponge Round

Approximate Total Cost: \$6,890



**Purpose:** 40mm launchers with less-lethal sponge rounds may be deployed to impact subjects who demonstrate assaultive or life-threatening behavior. 40mm launchers utilized with less-lethal sponge rounds may also be used to control an actively resistive subject reasonably believed to possess or have immediate access to a deadly weapon. The main objectives that officers attempt to achieve in using a 40mm sponge round on a subject exhibiting any of the criteria mentioned above are to effect investigative detention or arrest; control a subject who is in lawful custody; prevent an escape; or protect the officer, the subject, or another person from injury or death.

**Manufacturer Description:** The eXact iMpack 40mm Sponge Round is a point-of-aim, point-of-impact direct-fire round. This lightweight, high-speed projectile consists of a plastic body and sponge nose that is spin-stabilized via the incorporated rifling collar and the 40mm launchers rifled barrel. The round utilizes smokeless powder as the propellant and, therefore, has velocities that are extremely consistent. Used for crowd control, patrol, and tactical applications.

**Manufacturer Description:** Manufactured exclusively for Defense Technology, the 40mm LMT is a tactical single-shot launcher that features an expandable ROGERS Super Stock and an adjustable Integrated Front Grip (IFG) with light rail. The ambidextrous Lateral Sling Mount (LSM) and QD mounting system allows both a single and two-point sling attachment. The 40mm LMT will fire standard 40mm less-lethal ammunition, up to 4.8 inches in cartridge length. The Picatinny Rail Mounting System will accept a wide array of enhanced optics/sighting systems.

**Legal:** Use of Force Policy, Crowd and Demonstration Management Policy, and Control Devices and Techniques Policy, First Amendment Assemblies Policy. The department shall only utilize this equipment for official law enforcement purposes and pursuant to State and Federal Law and applicable department policy. Training: Officers that have been trained in the use of the 40mm single launcher undergo thorough classroom and live-fire training in its use. Additionally, officers trained in using the 40mm single launcher must pass annual qualifications to maintain proficiency.

**Complaints/Concerns:** UCPD did not receive any complaints or concerns in regard to the Def-Tec 40mm Launcher or eXact impact rounds.

**Use:** UCMPD's Def-Tec/LMT 40 mm Launcher or eXact impact rounds was not used or deployed in the past year other than training.

**Training:** Officers that have been trained in the use of the 40mm single launcher undergo thorough classroom and live-fire training in its use. Additionally, officers trained in using the 40mm single launcher must pass annual qualifications to maintain proficiency.