



RESOLUTION No. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION RENEWING ORDINANCE NO. 2508 ADOPTING A MILITARY EQUIPMENT USE POLICY PURSUANT TO AB 481 AND ACKNOWLEDGING THE ANNUAL MILITARY EQUIPMENT REPORT

WHEREAS, on January 1, 2022, AB 481 came into effect adding Chapter 12.8 to Division 7 of Title 1 (commencing with Section 7070) to the Government Code. These requirements called for the establishment of an ordinance requiring law enforcement agencies to develop a policy, provide a list of equipment and obtain approval of their governing body, prior to requesting, seeking, or using ‘military equipment’ either permanently or temporarily; and

WHEREAS, on April 26, 2022, per SR 22-0408, the Nevada County Board of Supervisors adopted an uncodified ordinance (Ordinance No. 2508) approving a Military Equipment Use Policy (“MEUP”) for the Nevada County Sheriff’s Office pursuant to AB 481; and

WHEREAS, on April 23, 2024, per SR 24-0690, the Nevada County Board of Supervisors repealed and replaced Ordinance No. 2508 with a revised version to reflect the requirement of annual Board review and renewal and adopted the same; and

WHEREAS, pursuant to AB 481, this Board is required to (1) renew the ordinance annually, and (2) determine, based on the annual military equipment report submitted by the Nevada County Sheriff’s Office, whether each type of military equipment identified in that report has complied with the standards for approval set forth in AB 481 and codified at Government Code section 7071(d); and

WHEREAS, the Board has reviewed the ordinance and the annual Military Equipment Use (“MEU”) report for January 1, 2024 to December 31, 2024, submitted herewith.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Nevada County Board of Supervisors hereby renews Ordinance No. 2508 adopting and approving a Military Equipment Use Policy attached hereto as Exhibit A, and makes the following findings:

- a. The military equipment is necessary because there is no reasonable alternative that can achieve the same objective of officer and civilian safety.
- b. The Military Equipment Use Policy will safeguard the public’s welfare, safety, civil rights, and civil liberties.
- c. The equipment is reasonably cost effective compared to available alternatives that can achieve the same objective of officer and civilian safety.
- d. Prior military equipment use complied with the Military Equipment Policy that was in effect at the time.
- e. The Annual Military Use Report for the calendar year of 2024 is hereby approved.