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Attorney for Plaintiff Second Amendment Foundation

14 **IN THE UNITED STATES DISTRICT COURT**
15 **CENTRAL DISTRICT OF CALIFORNIA**
16 **WESTERN DIVISION**

17 CALIFORNIA RIFLE & PISTOL
18 ASSOCIATION, INCORPORATED;
19 SECOND AMENDMENT
20 FOUNDATION; GUN OWNERS OF
21 CALIFORNIA, INC,

Plaintiffs,

v.

22 CITY OF GLENDALE; GLENDALE
23 CHIEF OF POLICE CARL
24 POVILAITIS, in his official capacity;
25 GLENDALE CITY CLERK SUZIE
26 ABAJIAN, in her official capacity; and
27 DOES 1-10,

Defendants.

CASE NO: 2:22-cv-07346-SB-JC

**REQUEST FOR JUDICIAL NOTICE
IN SUPPORT OF PLAINTIFFS'
MOTION FOR PRELIMINARY
INJUNCTION**

Hearing Date: December 2, 2022

Hearing Time: 8:30 a.m.

Courtroom: 6C

Judge: Hon. Stanley Blumenfeld Jr.

1 TO THE COURT AND ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 Under Federal Rule of Evidence 201 Plaintiffs California Rifle & Pistol
3 Association, Second Amendment Foundation, and Gun Owners of California, Inc.
4 (collectively “Plaintiffs”) respectfully request that the Court take judicial notice of
5 the following documents in support of Plaintiffs’ motion for preliminary injunction:

6 1. **Texas Department of Public Safety Report – Active**
7 **License/Certified Instructor Counts (2020).** A true and correct copy of this
8 document is attached as **Exhibit 1**. Exhibit 1 is a public record of the Texas
9 Department of Public Safety that I accessed on or about October 10, 2022, from
10 <https://www.dps.texas.gov/sites/default/files/documents/rsd/ltc/reports/actlicandinstr/actvelicandinstr2020.pdf>, the official Texas Department of Public Safety website,
11 which publishes official Texas State reports and statistics related to Handgun
12 Licensing.¹

14 2. **Texas Department of Public Safety Report – Conviction Rates for**
15 **Handgun License Holders (2020).** A true and correct copy of this document is
16 attached as **Exhibit 2**. Exhibit 2 is a public record of the Texas Department of
17 Public Safety that I accessed on or about October 10, 2022, from
18 [https://www.dps.texas.gov/sites/default/files/documents/rsd/ltc/reports/convictionra](https://www.dps.texas.gov/sites/default/files/documents/rsd/ltc/reports/convictionratesreport2020.pdf)
19 [tesreport2020.pdf](https://www.dps.texas.gov/sites/default/files/documents/rsd/ltc/reports/convictionratesreport2020.pdf), the official Texas Department of Public Safety website, which
20 publishes official Texas State reports and statistics related to Handgun Licensing.

21 3. **Florida Department of Agriculture and Consumer Services,**
22 **Division of Licensing, Concealed Weapon or Firearm License Summary**
23 **Report (As of September 30, 2022).** A true and correct copy of this document is
24 attached as **Exhibit 3**. Exhibit 3 is a public record of the Florida Department of
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26
27 ¹ While Plaintiffs only seek judicial notice of two documents from the Texas
28 Department of Public Safety, the entirety of the data compiled by the Department
can be found at the following URL, which I accessed on October 10, 2022:
<https://www.dps.texas.gov/section/handgun-licensing/reports-statistics-0>.

1 Agriculture and Consumer Services, Division of Licensing. The Division of
 2 Licensing maintains comprehensive statistical reports that can be accessed on the
 3 following page, which I accessed on or about October 10, 2022:

4 <https://www.fdacs.gov/Divisions-Offices/Licensing/Statistical-Reports>.

5 Specifically, Exhibit 3 can be found on the download link which is labeled
 6 “Monthly Summary Report”.

7 4. **Minnesota Department of Public Safety Bureau of Criminal**
 8 **Apprehension News Release – “BCA Releases 2021 Permit to Carry Annual**
 9 **Report”**. A true and correct copy of this document is attached as **Exhibit 4**. Exhibit
 10 4 is a public record of the Minnesota Department of Public Safety that I accessed on
 11 or about October 10, 2022, from [https://dps.mn.gov/divisions/ooc/news-](https://dps.mn.gov/divisions/ooc/news-releases/Pages/BCA-Releases-2021-Permit-to-Carry-Annual-Report.aspx)
 12 [releases/Pages/BCA-Releases-2021-Permit-to-Carry-Annual-Report.aspx](https://dps.mn.gov/divisions/ooc/news-releases/Pages/BCA-Releases-2021-Permit-to-Carry-Annual-Report.aspx), the
 13 official Minnesota Department of Public Safety website. The Department publishes
 14 official Minnesota State reports and statistics related to Handgun Carry Permits.
 15 The news release announces and summarizes the data related to carry permits and
 16 crime in the State of Minnesota for 2021.

17 5. **California State Sheriffs’ Association – Floor Alert Sent to all**
 18 **members of the California State Assembly on August 29, 2022**. A true and
 19 correct copy of this document is attached as **Exhibit 5**. Exhibit 5 is a public alert
 20 sent from the California State Sheriffs’ Association to all members of the California
 21 State Assembly. The alert explains the Association’s opposition to SB 918. This
 22 document was also posted on the Association’s official Twitter account on August
 23 29, 2022 at 4:25 pm, and I also last accessed it on August 31, 2022:

24 <https://twitter.com/calsheriffs/status/1564393710405578757>.

25 A court shall take judicial notice of such a fact if requested by a party and
 26 supplied with the necessary information. Fed. R. Evid. 201(d). Judicial notice of
 27 Exhibits 1 through 5 is proper because the documents for which this request is
 28 made are “capable of accurate and ready determination by resort to sources who

1 accuracy cannot reasonably be questioned.” Fed. R. Evid. 201(b)(2). Indeed, “[a]
2 trial court may presume that public records are authentic and trustworthy.”
3 *Gilbrook v. City of Westminster*, 177 F.3d 839, 858 (9th Cir. 1999) (taking judicial
4 notice of agency report).

5 Federal courts regularly take judicial notice of publicly available government
6 data. See, e.g., *Feldman v. Allegheny Airlines, Inc.*, 382 F. Supp. 1271, 1294 (D.
7 Conn. 1974)² (taking judicial notice of data contained in Economic Report of
8 President in order to corroborate propriety of using 1.5 percent discount rate in
9 award of damages for future losses); *Nebraska v. EPA*, 356 U.S. App. D.C. 410
10 (2003) (Court could take judicial notice of number of water utilities that were
11 selling water across state lines as compiled upon data base kept by Environmental
12 Protection Agency); *United States v. Esquivel*, 88 F.3d 722 (9th Cir. 1996)
13 (Appellate court could take judicial notice of census data showing number of
14 Hispanics eligible for jury service; census documents were not subject to reasonable
15 dispute because they are capable of accurate and ready determination by resort to
16 sources whose accuracy cannot reasonably be questioned).

17 All of the Exhibits submitted are publicly available official state government
18 data from the states of Texas, Florida, and Minnesota, except for Exhibit 5, which is
19 a letter from the California State Sheriffs’ Association Distributed to members of
20 the Assembly and published on its social media. Links have been provided for this
21 Court and all counsel to confirm this for themselves. The accuracy of these
22 documents cannot reasonably be questioned. Judicial notice of these records is
23 therefore appropriate.

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² Affirmed in part and reversed in part on other grounds, *Feldman v. Allegheny Airlines, Inc.*, 524 F.2d 384 (2d Cir. 1975).

1 Respectfully submitted,

2 Dated: October 20, 2022

MICHEL & ASSOCIATES, P.C.

3 /s/ C.D. Michel

4 C.D. Michel
5 Counsel for Plaintiffs California Rifle & Pistol
6 Association, Incorporated and Gun Owners of
7 California, Inc.

8 Dated: October 20, 2022

LAW OFFICES OF DON KILMER

9 /s/ Don Kilmer

10 Don Kilmer
11 Counsel for Plaintiff Second Amendment
12 Foundation
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EXHIBIT “1”



TEXAS DEPARTMENT OF PUBLIC SAFETY

Box 4087 MSC 0245 • AUSTIN, TEXAS 78773-0245
Regulatory Services Division
www.dps.texas.gov
512-424-7293

Active License/Certified Instructor Counts As of December 31, 2020

Active License Holders: 1,626,242
Certified Instructors: 3,816

These numbers reflect the number of licensed individuals and certified instructors.

Active License Holder: An individual, who, as of the date listed at the top of the report, is licensed by the Handgun Licensing Program (HLP) to carry a handgun. This count consists of licenses that are issued, have not expired, and have not been suspended, revoked, or voluntarily surrendered in lieu of revocation. Additionally, the license holder has not voluntarily "de-activated" his or her license.

Certified Instructor: An individual, who, as of the date listed at the top of the report, is certified by Handgun Licensing as an instructor. This count consists of certifications that are issued, have not expired, and have not been suspended, revoked, or voluntarily surrendered in lieu of revocation. Additionally, the instructor has not voluntarily "de-activated" his or her certification.

End of Report

EXHIBIT “2”

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Conviction Rates for Handgun License Holders Reporting Period : 01/01/2020 - 12/31/2020

Offense	Total Convictions in Texas	Convictions of LTC Holders	LTC Holder Percentage of Total Convictions
ABANDON ENDANGER CHILD INT/KNOW/RECK/CRIM N	380	0	0.0000%
ABANDON ENDANGER CHILD W/INTENT TO RETURN	38	0	0.0000%
ABANDON ENDANGER CHILD W/O INTENT TO RETURN	7	0	0.0000%
ABANDON/ENDANGER CHILD IMMINENT DANGER BI	44	0	0.0000%
AGG ASSAULT AGAINST PUB SERVANT	107	1	0.9346%
AGG ASSAULT AGAINST SECURITY OFFICER	0	0	0.0000%
AGG ASSAULT BY PUB SERVANT	2	0	0.0000%
AGG ASSAULT DATE/FAMILY/HOUSE W/WEAPON	102	0	0.0000%
AGG ASSAULT IN RETALIATION	1	0	0.0000%
AGG ASSLT CAUSES SERIOUS BODILY INJ	294	1	0.3401%
AGG ASSLT MV DISCH FRARM RKLS HAB/BLDG/VEH SB	4	0	0.0000%
AGG ASSLT W/DEADLY WEAPON	1,441	4	0.2776%
AGG KIDNAPPING	31	0	0.0000%
AGG KIDNAPPING BI/SEXUAL ABUSE	3	0	0.0000%
AGG KIDNAPPING BI/SEXUAL ABUSE SAFE RELEASE	0	0	0.0000%
AGG KIDNAPPING FACILITATE	3	0	0.0000%
AGG KIDNAPPING FACILITATE SAFE RELEASE	0	0	0.0000%
AGG KIDNAPPING FOR RANSOM/REWARD	0	0	0.0000%
AGG KIDNAPPING FOR RANSOM/REWARD SAFE RELEA	0	0	0.0000%
AGG KIDNAPPING INTERFERE PERFORMANCE	1	0	0.0000%
AGG KIDNAPPING INTERFERE PERFORMANCE SAFE R	0	0	0.0000%
AGG KIDNAPPING REL VICTIM SAFE PLACE	0	0	0.0000%
AGG KIDNAPPING TERRORIZE	14	0	0.0000%
AGG KIDNAPPING TERRORIZE SAFE RELEASE	0	0	0.0000%
AGG KIDNAPPING USE AS SHIELD/HOSTAGE	0	0	0.0000%
AGG KIDNAPPING USE AS SHIELD/HOSTAGE SAFE REL	0	0	0.0000%
AGG KIDNAPPING W/ DEADLY WEAPON SAFE RELEASE	0	0	0.0000%
AGG KIDNAPPING W/DEADLY WEAPON	0	0	0.0000%
AGG ROBBERY	794	2	0.2519%
AGG SEXUAL ASSAULT OF ELDERLY/DISABLE PERSON	7	0	0.0000%
AGG SEXUAL ASSLT	44	1	2.2727%
AGG SEXUAL ASSLT CHILD	409	7	1.7115%
AIDING SUICIDE/SBI	0	0	0.0000%
ASSAULT AGAINST ELDERLY OR DISABLED INDIVIDUAL	26	0	0.0000%
ASSAULT AGAINST GOVERNMENT CONTRACTOR/EMPL	2	0	0.0000%
ASSAULT AGAINST SPORTS PARTICIPANT	1	0	0.0000%
ASSAULT BI EMPLOYE/CONTRACTOR CIV COM FACILIT	0	0	0.0000%
ASSAULT CAUSES BI RETALIATION W/GOVERN	0	0	0.0000%
ASSAULT CAUSES BODILY INJ	3,885	10	0.2574%
ASSAULT CAUSES BODILY INJURY FAMILY MEMBER	8,232	17	0.2065%
ASSAULT EMS PERSONNEL PROV SERV	25	0	0.0000%
ASSAULT FAM/HOUSE MEM IMPEDE BREATH/CIRCULAT	878	2	0.2278%
ASSAULT FAMILY/HOUSEHOLD MEMBER PREV CONV IA	1,499	1	0.0667%
ASSAULT FORCE INDIV HAVE ABORTION THRT/CONTAC	0	0	0.0000%

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Conviction Rates for Handgun License Holders Reporting Period : 01/01/2020 - 12/31/2020

Offense	Total Convictions in Texas	Convictions of LTC Holders	LTC Holder Percentage of Total Convictions
ASSAULT FORCE INDIVIDUAL TO HAVE ABORTION BI	0	0	0.0000%
ASSAULT INT/RECK BREATH/CIRC FAM MEM PREV IAT	167	0	0.0000%
ASSAULT OF PREGNANT PERSON	36	0	0.0000%
ASSAULT ON SECURITY OFFICER	19	0	0.0000%
ASSAULT PEACE OFFICER/JUDGE	242	0	0.0000%
ASSAULT PUBLIC SERVANT	443	0	0.0000%
BESTIALITY	3	0	0.0000%
BESTIALITY CHILD <18 PRESENT/SBI/DEATH OF ANIM	0	0	0.0000%
CAPITAL MURDER BY TERROR THREAT/OTHER FELON	15	0	0.0000%
CAPITAL MURDER FOR RETALIATION JUDGE/JUSTICE	0	0	0.0000%
CAPITAL MURDER OF A PEACE OFFICER OR FIREMAN	2	0	0.0000%
CAPITAL MURDER OF ANOTHER PERSON IN PRISON	0	0	0.0000%
CAPITAL MURDER OF MULTIPLE PERSONS	8	0	0.0000%
CAPITAL MURDER OF PERSON =>10YOA<15YOA	1	0	0.0000%
CAPITAL MURDER OF PERSON UNDER TEN YOA	1	0	0.0000%
CAPITAL MURDER PERSON WHILE ESCAPING/ATTEMP	0	0	0.0000%
CAPITAL MURDER WHILE REMUNERATION	1	0	0.0000%
COMPONENTS OF EXPLOSIVES	0	0	0.0000%
COMPONENTS OF EXPLOSIVES AT WEAPON FREE ZON	0	0	0.0000%
COMPONENTS OF EXPLOSIVES IAT WFZ 46.09	0	0	0.0000%
CONT SMUGGLING OF PERSONS: SBI OR DEATH	0	0	0.0000%
CONT SMUGGLING OF PERSONS: UNDER 18 YOA	0	0	0.0000%
CONT SMUGGLING OF PERSONS:LIKELIHOOD SBI/DEA	0	0	0.0000%
CONTINUOUS SMUGGLING OF PERSONS	1	0	0.0000%
DEADLY CONDUCT	427	12	2.8103%
DEADLY CONDUCT DISCH FIREARM INDIV(S)	147	1	0.6803%
DEADLY WEAPON IN PENAL INST IAT WFZ 46.10	0	0	0.0000%
DEADLY WEAPON IN PENAL INSTITUTION	12	0	0.0000%
FIREARM SMUGGLING	0	0	0.0000%
FIREARM SMUGGLING 3 OR MORE FIREARMS	2	0	0.0000%
FIREARM SMUGGLING IAT WFZ 46.14	0	0	0.0000%
FRARM ACCESS TO CHILD DEATH/SBI IAT WFZ 46.13	0	0	0.0000%
FRARM SMUGGLE 3 OR MORE FRARMS IAT WFZ 46.14	0	0	0.0000%
HARASSMENT BY PERSON IN CORR/DET/CIV COM FACI	30	0	0.0000%
HARASSMENT OF PUBLIC SERVANT	165	0	0.0000%
HOAX BOMB AT WEAPONS FREE ZONE	0	0	0.0000%
HOAX BOMBS	1	0	0.0000%
HOAX BOMBS IAT WFZ 46.08	0	0	0.0000%
IMPROPER RELATIONSHIP BETWEEN EDUCATOR/STUD	8	0	0.0000%
INDECENCY W/A CHILD EXPOSES	46	0	0.0000%
INDECENCY W/CHILD SEXUAL CONTACT	178	8	4.4944%
INDECENT ASSAULT	61	0	0.0000%
INDECENT EXPOSURE	163	0	0.0000%
INJ CHILD/ELDERLY/DISABLED CRIM NEGLIGENCE	33	0	0.0000%

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Conviction Rates for Handgun License Holders**Reporting Period : 01/01/2020 - 12/31/2020**

Offense	Total Convictions in Texas	Convictions of LTC Holders	LTC Holder Percentage of Total Convictions
INJ CHILD/ELDERLY/DISABLED RECKLESS BI	87	0	0.0000%
INJ CHILD/ELDERLY/DISABLED RECKLESS BI/MENTAL	32	0	0.0000%
INJ CHILD/ELDERLY/DISABLED W/INT BODILY INJ	372	2	0.5376%
INJ CHILD/ELDERLY/DISABLED W/INT SBI/MENTAL	51	0	0.0000%
INT BOD INJ CHILD/ELDER/DISABLED STATE FAC EMP	3	0	0.0000%
INVASIVE VISUAL RECORDING	43	4	9.3023%
INVASIVE VISUAL RECORDING BATH/DRESS RM	6	0	0.0000%
KIDNAPPING	30	0	0.0000%
MAKE FIREARM ACCESS TO CHILD DEATH/SBI	3	1	33.3333%
MURDER	143	3	2.0979%
MURDER UNDER INFLUENCE OF SUDDEN PASSION	0	0	0.0000%
OWNER/OPER/EMP GROUP/NURSE W/INT BOD INJ	0	0	0.0000%
OWNER/OPERATOR/EMP GROUP/NURSE NEGLIGENT/O	0	0	0.0000%
OWNER/OPERATOR/EMP GROUP/NURSE RECKLESS	0	0	0.0000%
OWNER/OPERATOR/EMP GROUP/NURSE W/INT VIOL	0	0	0.0000%
PROH WEAPON	33	1	3.0303%
PROH WEAPON IAT WFZ 46.05	0	0	0.0000%
PROH WEAPON KNUCKLES	49	1	2.0408%
PROH WEAPON KNUCKLES IAT WFZ 46.05	0	0	0.0000%
PROH WEAPON KNUCKLES WEAPONS FREE ZONE	0	0	0.0000%
PROH WEAPON TIRE DEFLATION DEVCE IAT WFZ 46.05	0	0	0.0000%
PROH WEAPON TIRE DEFLATION DEVICE	1	0	0.0000%
PROH WEAPONS/WEAPONS FREE ZONE	0	0	0.0000%
PUBLIC LEWDNESS	19	0	0.0000%
PUBLISH/THREAT TO PUBLISH INTIMATE VISUAL MATR	18	0	0.0000%
ROBBERY	770	0	0.0000%
SEX ABUSE OF CHILD CONTINUOUS: VICTIM UNDER 14	32	1	3.1250%
SEXUAL ASSAULT BIGAMY	0	0	0.0000%
SEXUAL ASSAULT DONOR W/O CONSENT	0	0	0.0000%
SEXUAL ASSAULT PROH/PURPORT SPOUSE	0	0	0.0000%
SEXUAL ASSLT	108	2	1.8519%
SEXUAL ASSLT CHILD	364	11	3.0220%
SEXUAL COERCION	3	0	0.0000%
SEXUAL COERCION PREV CONVICTION IAT	0	0	0.0000%
SMUGGLING OF PERSONS	41	0	0.0000%
SMUGGLING OF PERSONS: LIKELIHOOD SBI OR DEATH	4	0	0.0000%
SMUGGLING OF PERSONS: SBI OR DEATH	1	0	0.0000%
SMUGGLING OF PERSONS: UNDER 18 YOA	2	0	0.0000%
SMUGGLING OF PERSONS: BECAME SX ASSLT VICT IAT	0	0	0.0000%
TAMPERING W/ CONSUMER PROD	0	0	0.0000%
TAMPERING W/ CONSUMER PROD SBI	0	0	0.0000%
TAMPERING W/ CONSUMER PROD THREAT	0	0	0.0000%
TERR THREAT IMP PUB SERV/PUB FEAR SBI/INFLU GV	12	0	0.0000%
TERROR THREAT CAUSES PECUNIARY LOSS OF >\$150	0	0	0.0000%

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Conviction Rates for Handgun License Holders
Reporting Period : 01/01/2020 - 12/31/2020

Offense	Total Convictions in Texas	Convictions of LTC Holders	LTC Holder Percentage of Total Convictions
TERRORISTIC THREAT AGAINST PEACE OFFICER/JUDGE	34	0	0.0000%
TERRORISTIC THREAT AGAINST PUBLIC SERVANT	60	0	0.0000%
TERRORISTIC THREAT CAUSE FEAR OF IMMINENT SBI	579	2	0.3454%
TERRORISTIC THREAT INTERRUPT PUBLIC PLACE	10	0	0.0000%
TERRORISTIC THREAT OF FAMILY/HOUSEHOLD	641	1	0.1560%
TERRORISTIC THREAT REACTION EMERGENCY AGEN	11	0	0.0000%
TRAFFICKING A PERSON CAUSING DEATH	0	0	0.0000%
TRAFFICKING CHILD ENGAGE CONDUCT/SEX/BENEFIT	1	0	0.0000%
TRAFFICKING CHILD ENGAGE CONDUCT/SEXUAL	1	0	0.0000%
TRAFFICKING CHILD WITH INTENT FORCED LABOR	0	0	0.0000%
TRAFFICKING OF PERSON	2	0	0.0000%
TRAFFICKING OF PERSONS: CONTINUOUS	1	0	0.0000%
TRAFFICKING PERSON CAUSE DEATH OF UNBORN CHI	0	0	0.0000%
TRAFFICKING PERSON ENGAGE CONDUCT/SEX/BENEF	0	0	0.0000%
TRAFFICKING PERSON ENGAGE CONDUCT/SEXUAL	0	0	0.0000%
UNL CARRY HANDGUN LIC HOLDER	13	5	38.4615%
UNL CARRY HANDGUN LIC HOLDER ALCH PREM/COR F	0	0	0.0000%
UNL CARRY HANDGUN LIC HOLDER IAT WFZ 46.035	0	0	0.0000%
UNL CARRY WEAPON ALCH PREMISES IAT WFZ 46.02	0	0	0.0000%
UNL CARRY WEAPON KNIFE IAT WFZ 46.03	0	0	0.0000%
UNL CARRY WEAPON KNIFE SCHOOL/EDU RELATED	0	0	0.0000%
UNL CARRY WEAPON PROHIBIT PLACES IAT WFZ 46.03	0	0	0.0000%
UNL CARRY WEAPON/WEAPONS FREE ZONE	2	0	0.0000%
UNL CARRYING WEAPON	1,049	13	1.2393%
UNL CARRYING WEAPON IAT WFZ 46.02	0	0	0.0000%
UNL CARRYING WEAPON ON ALCOHOL PREMISES	3	0	0.0000%
UNL CARRYING WEAPON PROHIBITED PLACES	4	0	0.0000%
UNL CARRY HG LIC HLDR ALCH PREM/COR FAC IAT WFZ	0	0	0.0000%
UNL POSS FIREARM BY FELON	1,147	0	0.0000%
UNL POSS FIREARM BY FELON IAT WFZ 46.04	0	0	0.0000%
UNL POSS FIREARM BY FELON WEAPONS FREE ZONE	1	0	0.0000%
UNL POSS FIREARM FAMILY/HOUSEHOLD/COURT ORD	4	0	0.0000%
UNL POSS FIREARM INVOLVING FAMILY/HOUSEHOLD	11	0	0.0000%
UNL POSS FRARM FAM/HSHLD/CRT ORD IAT WFZ 46.04	0	0	0.0000%
UNL POSS METAL OR BODY ARMOR BY FELON	17	0	0.0000%
UNL POSS METAL/BODY ARMOR FELON IAT WFZ 46.041	0	0	0.0000%
UNL TRANSF CERTAIN WEAPON U/18 WEAPON FREE Z	0	0	0.0000%
UNL TRANSF CERTAIN WEAPONS/WEAPON FREE ZON	0	0	0.0000%
UNL TRANSF HANDGUN UNDER 18YOA IAT WFZ 46.06	0	0	0.0000%
UNL TRANSF OF CERTAIN WEAPONS	0	0	0.0000%
UNL TRANSF OF CERTAIN WEAPONS IAT WFZ 46.06	0	0	0.0000%
UNL TRANSFER:HANDGUN	0	0	0.0000%
VOYEURISM: 2 OR MORE CONVICTIONS	0	0	0.0000%

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Conviction Rates for Handgun License Holders
Reporting Period : 01/01/2020 - 12/31/2020

Offense	Total Convictions in Texas	Convictions of LTC Holders	LTC Holder Percentage of Total Convictions
VOYEURISM: VICTIM UNDER 14 YOA	0	0	0.0000%
Total Offenses	26,304	114	0.4334%

"Offense" means an offense prohibited under Chapter 411, Subchapter H, Texas Government Code or under Title 5, Chapter 29, Chapter 46, or Section 30.03, Texas Penal Code.

"Convictions of LTC Holders" includes any conviction reported to the Handgun Licensing Program for which the convicted individual held a license to carry a handgun at the time the offense was committed.

"LTC Holder Percentage of Total Convictions" is a percentage derived from the ratio of LTC holder convictions to total convictions for the offense.

End of Report

EXHIBIT “3”

Florida Department of Agriculture and Consumer Services
Division of Licensing
Concealed Weapon or Firearm License
Summary Report
October 1, 1987 - September 30, 2022

	2022 - 2023	10/01/1987 - 09/30/2022
Applications Received:		5,636,420
New	61,073	
Renewal	43,074	
Licenses Issued:		5,485,676
New	57,826	
Renewal	42,164	
Licenses Valid:		2,578,630
Applications Denied:		92,998
Disqualifying History		29,371
Incomplete Application		63,627
Licenses Revoked:		18,785
Firearm Utilized*		168
Reinstated**		1,499

**As of January 2011, the Division of Licensing no longer maintains statistical information concerning the breakdown of license revocations by type. The division tracks and reports only on the total number of revocations as required by law (s.790.06(16), F.S.).*

***Statistics regarding the number of licenses reinstated were not maintained prior to January 1990.*

EXHIBIT “4”

8/25/22, 3:15 PM

News Releases - BCA Releases 2021 Permit to Carry Annual Report

Alcohol and Gambling
EnforcementBureau of Criminal
Apprehension

Driver and Vehicle Services

Emergency Communication
NetworksHomeland Security and
Emergency Management

Minnesota State Patrol

Office of Communications

Office of Justice Programs

Office of Pipeline Safety

Office of Traffic Safety

State Fire Marshal

NEWS RELEASE

CONTACT:

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March 01, 2022

BCA Releases 2021 Permit to Carry Annual Report
Data Provided to BCA by Minnesota Law Enforcement Agencies

ST. PAUL — The Minnesota Department of Public Safety Bureau of Criminal Apprehension (BCA) today released the 2021 Permit to Carry Report, which contains data submitted by Minnesota law enforcement agencies regarding applications made for handgun carry permits as well as data about permit holders. The annual report is required by Minnesota law.

Minnesota sheriffs issued more firearms permits in 2021 than in any other year since the state's Personal Protection Act was enacted. Minnesota sheriffs reported to the BCA that 110,078 permits were applied for and that they issued 106,488 permits in 2021.

<u>Year</u>	<u>Permits Issued</u>
2021	106,488
2020	96,554
2019	51,404
2018	66,053
2017	55,069
2016	71,156

The top five counties for five-year permits issued by sheriffs in 2021 are:

<u>County</u>	<u>Permits Issued</u>
Hennepin	16,888
Ramsey	7,467
Anoka	6,988
Dakota	6,744
Washington	5,761

Sheriffs reported there were 176 permits suspended, 40 revoked, 1,165 voided and 1,627 denied in 2021.

Crimes committed by permit holders

Minnesota sheriffs reported that individuals with permits committed 3,863 crimes in 2021.

This is the highest number since the state's Personal Protection Act was enacted but the percent of permit holders who committed a crime (1%) was consistent with recent prior years.

- Just over 2 percent were crimes where firearms were used in furtherance of a crime.
- More than 61 percent were DWI's or other traffic offenses.
- 19 percent were from the "Other" category which includes both less serious offenses such as city ordinance violations and DNR hunting, fishing and recreational vehicle violations and less common but more serious offenses such as stalking and riot.

As of today, the total number of valid permits in Minnesota is 387,013.

The Permit to Carry Report contains data on permits to carry a firearm. Minnesota does not track permits to purchase firearms.

About the Minnesota Permit to Carry

8/25/22, 3:15 PM

News Releases - BCA Releases 2021 Permit to Carry Annual Report

Minnesota's Personal Protection Act was first enacted in 2003. Permits were first eligible for renewal in 2008. Individuals wishing to obtain a Minnesota Permit to Carry must apply for the permit at their local sheriff's office and provide proof of approved firearms training. Sheriffs then must follow a statutorily-defined process, checking FBI, BCA and DHS records as well as their own data for any disqualifying information. Individuals denied a permit have the right to appeal the denial.

Minnesota sheriffs are then required under Minnesota law ([Minn. Stat. §624.714, subd. 20 \(b\)](#)) to report their data on gun permit applications, issuances and denials to the BCA. As directed by same statute, the BCA compiles the public information provided by Minnesota sheriffs into its annual report.

About the Minnesota Department Public Safety

DPS comprises 10 divisions where 2,100 employees operate programs in the areas of law enforcement, crime victim assistance, traffic safety, alcohol and gambling, emergency communications, fire safety, pipeline safety, driver licensing, vehicle registration and emergency management. DPS activity is anchored by three core principles: education, enforcement and prevention.

About the Bureau of Criminal Apprehension

The Bureau of Criminal Apprehension provides investigative and specialized law enforcement services to prevent and solve crimes in partnership with law enforcement, public safety and criminal justice agencies. Services include criminal justice training, forensic laboratory analysis, criminal histories and investigations.

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445 Minnesota Street, Suite 100 | Saint Paul, Minnesota 55101-5155 | dps.mn.gov

EXHIBIT “5”



California State Sheriffs' Association

Organization Founded by the Sheriffs in 1894

FLOOR ALERT

Officers

President
Kory Honea
Sheriff, Butte County

1st Vice President
Mike Boudreaux
Sheriff, Tulare County

2nd Vice President
Don Barnes
Sheriff, Orange County

Secretary
Bill Ayub
Sheriff, Ventura County

Treasurer
Brandon Barnes
Sheriff, Sutter County

Sergeant-at-Arms
Chad Bianco
Sheriff, Riverside County

Immediate Past President
Dean Growdon
Sheriff, Lassen County

Directors

Ingrid Braun
Sheriff, Mono County

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Sheriff, El Dorado County

Tom Ferrara
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Margaret Mims
Sheriff, Fresno County

Ian Parkinson
Sheriff, San Luis Obispo County

Patrick Withrow
Sheriff, San Joaquin County

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Gregory J. Ahern
Sheriff, Alameda County

Bill Brown
Sheriff, Santa Barbara County

David Livingston
Sheriff, Contra Costa County

David Robinson
Sheriff, Kings County

Laurie Smith
Sheriff, Santa Clara County

Donny Youngblood
Sheriff, Kern County

M. Carmen Green
Executive Director

James R. Touchstone
General Counsel

Cory Salzillo
Legislative Director

To: All Members of the California State Assembly

From: Cory M. Salzillo, Legislative Director

Date: August 29, 2022

Re: Senate Bill 918 (Portantino) – OPPOSE

The California State Sheriffs' Association (CSSA) is opposed to Senate Bill 918, which would impose significant new restrictions on the issuance of licenses to carry concealed firearms (CCW) and establish overly broad limitations on where and when a licensed individual may carry a concealed firearm. We appreciate the work of the author and the Department of Justice (DOJ) to ameliorate our concerns, but on balance, SB 918 creates more problems than it purports to solve.

Overall, and despite the adoption of amendments, some of which came at our request, the bill remains a significant restriction on the ability of law-abiding citizens to be licensed to carry concealed. The circumstance of a CCW holder committing a crime is exceedingly rare yet this bill imposes overreaching provisions that will likely be challenged in court, leaving uncertainty in issuance procedures. Instead of focusing on a law-abiding population, efforts should address preventing gun crimes committed by those who disobey the law and holding them accountable.

To address the holding of the United States Supreme Court in *Bruen*, which struck down "good cause" requirements in CCW statutes, a bill could have been offered that simply eliminated that constitutionally infirm provision. Instead, SB 918 creates an unnecessarily complicated, burdensome, and overreaching licensing scheme that invites judicial scrutiny and seems destined to be struck down, in part or in whole. The new workload resulting from vetting procedures and a codified judicial appellate process for persons denied a CCW license will burden issuing authorities, court officers, and the judiciary toward little to no increase in public safety.

SB 918 also fails to resolve the longstanding issue of not being able to record joint ownership of a firearm. By not accommodating persons who lawfully and jointly own a firearm to be able to list that same firearm on multiple CCWs, the law will likely encourage the proliferation of gun purchases.

Further, the bill greatly restricts when and where licensees may carry concealed and could severely restrict the exercising of the right. Again, individuals who go through the process to carry concealed legally are exceedingly unlikely to violate the law, yet SB 918 turns much of the state into "no-carry" zones that will do nothing to foster public safety.

Again, CSSA appreciates the willingness of the author and DOJ to hear our concerns, but for the reasons stated above, CSSA must respectfully request your NO vote on SB 918.