

1 **CITY OF SANTA FE, NEW MEXICO**

2 **RESOLUTION NO. 2018-67**

3 **INTRODUCED BY:**

4  
5 Mayor Alan M. Webber

6 Councilor Peter N. Ives

7 Councilor Mike Harris

8 Councilor Renee D. Villarreal

9  
10 **A RESOLUTION**

11 **URGING THE NEW MEXICO LEGISLATURE TO ADOPT COMPREHENSIVE GUN**  
12 **VIOLENCE PREVENTION LAWS DURING THE 2019 LEGISLATIVE SESSION TO**  
13 **ADDRESS POSSESSION OF FIREARMS BY DOMESTIC VIOLENCE OFFENDERS**  
14 **UNDER PROTECTIVE ORDERS, CHILD ACCESS PREVENTION, GUN VIOLENCE**  
15 **RESTRAINING ORDERS, BACKGROUND CHECKS, A BAN ON THE SALE OF**  
16 **BUMPSTOCKS, AND A GUN SAFETY EDUCATION FUND.**

17  
18 **WHEREAS**, a recent shooting at Santa Fe High School in Santa Fe, Texas created a  
19 sense of fear and anguish among Santa Fe, New Mexico residents; and

20 **WHEREAS**, recent threats of violence at Santa Fe High School in our own City of Santa  
21 Fe make the possibility of a similar incident here not outside the realm of possibility; and

22 **WHEREAS**, the New Mexico Constitution (N.M. Const. art. II, § 6) prohibits  
23 municipalities or countries from regulating “in any way, an incident of the right to keep and bear  
24 arms”; and

25 **WHEREAS**, the National Rifle Association (NRA) successfully pushed for the language

1 restricting local governments by way of a constitutional amendment in 1986 and the amendment  
2 has prevented local communities from addressing basic measures to provide safety to their  
3 residents; and

4         **WHEREAS**, according to the Giffords Law Center, in 2016 New Mexico had the 8<sup>th</sup>  
5 highest number of gun deaths per capita among states; and

6         **WHEREAS**, according to the New Mexico Department of Public Health, over the past  
7 five years, the number of visits to New Mexico emergency rooms for firearm injuries increased  
8 65 percent; and

9         **WHEREAS**, from 2012 to 2016, 85 children were killed with a firearm in New Mexico;  
10 and

11         **WHEREAS**, rampant gun violence in schools and other locations throughout the United  
12 States continues to plague our communities in 2018; and

13         **WHEREAS**, New Mexico gun laws do not

- 14         1.       Limit the number of firearms purchased at one time;
- 15         2.       Prohibit those convicted of domestic violence under a protective order from  
16                purchasing or owning firearms;
- 17         3.       Prohibit the possession of assault rifles that have no use in civilian society;
- 18         4.       Require background checks on all gun sales;
- 19         5.       Prohibit the transfer or possession of assault weapons, large caliber rifles, or  
20                large capacity magazines;
- 21         6.       Significantly regulate firearm dealers;
- 22         7.       Impose a minimum age for to purchase ammunition;
- 23         8.       Regulate “unusually dangerous ammunition” such as armor piercing rounds,  
24                large caliber, exploding, flechette, dragon’s breath, bolo shell, hollow nose/dum-  
25                dum;

1           9.       Impose a waiting period for the purchase of firearms; or

2           10.       Require the registration of firearms; and

3           **WHEREAS**, the NRA was incorporated in 1871 with a primary goal of promoting and  
4 encouraging rifle shooting on a scientific basis, but it has since become an organization opposed  
5 to legislation that promotes the safe purchase and use of firearms; and

6           **WHEREAS**, the inaction of the New Mexico Legislature has left students and other  
7 residents of New Mexico vulnerable to acts of gun violence; and

8           **WHEREAS**, there are numerous common sense laws that the New Mexico Legislature  
9 can enact that would take the initial steps toward ensuring those persons who purchase firearms  
10 do not endanger themselves, their family members, or others; and

11          **WHEREAS**, the New Mexico Legislature must enact sensible legislation to address the  
12 devastating effect that gun violence is having in the City of Santa Fe and in other New Mexico  
13 communities – the New Mexico Legislature must lead or get out of the way so that local  
14 governments may lead.

15          **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**  
16 **CITY OF SANTA FE** that the New Mexico Legislature is urged to pass comprehensive gun  
17 purchase reform legislation during the 2019 Legislative Session by enacting the following laws:

18           1.       A law that would prohibit domestic violence offenders under protective orders  
19 from purchasing a firearm;

20           2.       A Child Access Prevention (CAP) law that would impose criminal liability on the  
21 parents/guardians of minors who gain access to negligently stored firearms;

22           3.       A Gun Violence Restraining Order law that would authorize the police or family  
23 members to petition a state court to order the temporary removal of firearms from a person who  
24 may present a danger to themselves or others;

25           4.       A background check law on the sale of all firearms;

