

ORDINANCE NO. 175853

An ordinance adding Chapter 15 to Division 19 of the Los Angeles Administrative Code to provide for the acceptance of foreign consulate identification cards.

**THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:**

Section 1. A new Chapter 15 is added to Division 19 of the Los Angeles Administrative Code to read:

**CHAPTER 15
FOREIGN CONSULATE IDENTIFICATION CARDS**

Sec. 19.150. Foreign Consulate Identification Cards.

(a) Any country that issues consulate identification cards to its citizens or nationals may request that the identification card be accepted as valid identification by the City of Los Angeles. The request must be filed with the Office of the City Clerk by the foreign consulate of the requesting country.

(b) All City departments shall accept as valid identification consulate identification cards issued by another country to its citizens or nationals, if the card meets all of the following requirements:

1. The issuing country authorizes the use of the card for identification purposes;
2. The card has a photograph of the person and the person's date of birth; and
3. The card meets standards established by the City Clerk to ensure that (i) the applicant was required to provide reliable identifying information in order to obtain the card and (ii) the card has features reasonably designed to protect against fraud and counterfeit reproduction.

(c) The City Clerk shall establish procedures for approving the City's acceptance of foreign consulate identification cards and the Police Department shall assist in determining the adequacy of security features.

(d) The City Clerk shall compile and make readily available to City departments a list of the consulate identification cards and the issuing countries that the City Clerk has determined meet the requirements of this section.

(e) The City Clerk may deny approval of a foreign consulate identification card based on security considerations on the advice of the Police Department.

(f) The requirements of this section do not apply where: (1) a federal or state statute, administrative regulation or directive, or court decision requires the City to obtain different identification; (2) a federal or state statute or administrative regulation or directive preempts local regulation of identification requirements; or (3) the City would be unable to comply with a condition imposed by a funding source, which would cause the City to lose funds from that source.

(g) Nothing in this section is intended to prohibit City departments from asking for additional information from individuals in order to verify a current address or other facts that would enable the department to fulfill its responsibilities.

(h) No City department is required to accept the identification required by this section if it has reasonable grounds for determining that the identification card provided by an individual is counterfeit, altered, improperly issued to the cardholder, or otherwise containing inaccurate identification.

(i) The head of each department shall issue appropriate notification and instruction to members of the department regarding the requirements of this section.

(j) In undertaking the adoption and enforcement of this ordinance, the City is assuming an undertaking only to promote the general welfare. It is not assuming, nor is it imposing on its officers and employees, an obligation for breach of which it is liable in money damages to any person who claims that the breach proximately caused injury.

(k) The provisions of this section are severable. If any part or provision of this section, or the application of it to any person or circumstance, is held invalid, the remainder of this section, including its application to other persons or circumstances, shall not be affected and shall continue to remain in effect.

(l) The City Clerk will provide an annual review of the use of foreign consulate identification cards by departments.

(99103)

Section 2. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located in the Main Street lobby to the City Hall; one copy on the bulletin board located at the ground level at the Los Angeles Street entrance to the Los Angeles Police Department; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, at its meeting of MAR 02 2004.

J. MICHAEL CAREY, City Clerk

By Maria Kokenines
Deputy

Approved MAR 12 2004

Donna Hahn
Mayor

Approved as to Form and Legality

ROCKARD J. DELGADILLO, City Attorney

By Claudia Cullin for
CARLOS DE LA GUERRA
Deputy City Attorney

Date 2/27/04

File No. 02-0399

DECLARATION OF POSTING ORDINANCE

I, MARIA C. RICO, state as follows: I am, and was at all times hereinafter mentioned, a resident of the State of California, over the age of eighteen years, and a Deputy City Clerk of the City of Los Angeles, California.

Ordinance No. 175853 - Adding Chapter 15 to Division 19 of the L.A.A.C. to provide for the acceptance of foreign consulate identification cards - a copy of which is hereto attached, was finally adopted by the Los Angeles City Council on March 2, 2004, and under the direction of said City Council and the City Clerk, pursuant to Section 251 of the Charter of the City of Los Angeles and Ordinance No. 172959, on March 15, 2004, I posted a true copy of said ordinance at each of three public places located in the City of Los Angeles, California, as follows: 1) One copy on the bulletin board at the Main Street entrance to Los Angeles City Hall; 2) one copy on the bulletin board at the ground level Los Angeles Street entrance to the Los Angeles Police Department; and 3) one copy on the bulletin board at the Temple Street entrance to the Hall of Records of the County of Los Angeles.

Copies of said ordinance were posted conspicuously beginning on March 15, 2004 and will be continuously posted for ten or more days.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 15th day of March 2004 at Los Angeles, California.



Maria C. Rico, Deputy City Clerk

Ordinance Effective Date: April 24, 2004 Council File No. 02-0399

(Rev. 3/21/03)