

13-0002-538

RULES, ELECTIONS & INTERGOVERNMENTAL RELATIONS

RESOLUTION

WHEREAS, any official position of the City of Los Angeles with respect to legislation, rules, regulations or policies proposed to or pending before a local, state or federal governmental body or agency must have first been adopted in the form of a Resolution by the City Council with the concurrence of the Mayor; and

WHEREAS, while California has legalized marijuana for medical use, storefronts used for the sale of medical marijuana often serve as a front for the illegal sale of drugs throughout Los Angeles and are a threat to the community; and

WHEREAS, the federal Controlled Substances Act provides for civil forfeiture of real property seized in connection with illegal drug activity; and

WHEREAS, the federal government does not recognize the medical use of marijuana, and thus real property used in medical marijuana related activities is subject to civil forfeiture; and

WHEREAS, HR 784 (Lee) would amend The Controlled Substances Act to exempt real property from civil forfeiture due to medical marijuana related conduct authorized under state law; and

WHEREAS, the City of Los Angeles should oppose HR 784, as civil forfeiture of real property is a valuable tool in combating the illegal sale of marijuana that occurs at medical marijuana storefronts;

NOW, THEREFORE, BE IT RESOLVED, with the concurrence of the Mayor, that by the adoption of this Resolution, the City of Los Angeles hereby includes in its 2013 - 2014 Federal Legislative Program OPPOSITION to HR 784, which would amend the controlled substances act so as to exempt real property from civil forfeiture due to medical-marijuana related conduct that is authorized by state law.

PRESENTED BY Bernard C. Parks  
BERNARD C. PARKS  
Councilmember, 8<sup>th</sup> District

SECONDED BY [Signature]

ORIGINAL

jwd

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MAR 6 2013