



**MICHAEL N. FEUER**  
CITY ATTORNEY

REPORT NO. R 1 4 - 0 2 7 2  
JUN 1 6 2014

**REPORT RE:**

**DRAFT ORDINANCE AMENDING SUBSECTION (b) OF SECTION 7.82.2 OF  
THE LOS ANGELES ADMINISTRATIVE CODE REGARDING THE DISPOSITION  
OF CITY-OWNED HAZARDOUS ELECTRONIC EQUIPMENT**

The Honorable City Council  
of the City of Los Angeles  
Room 395, City Hall  
200 North Spring Street  
Los Angeles, California 90012

Council File No. 14-0274

Honorable Members:

At the City Council meeting of February 28, 2014, you asked this Office to prepare an ordinance revising the section of the Los Angeles Administrative Code (LAAC) section regarding the disposition of hazardous electronic equipment. Pursuant to your request, this Office has prepared and now transmits for your consideration the enclosed draft ordinance, approved as to form and legality. This draft ordinance amends LAAC Section 7.82.2 by revising Subsection (b) and adding Subdivision (1), which describes the new Digital Inclusion Pilot Program set forth by motion on February 28, 2014.

Currently, Subsection (b) provides that all City-owned, hazardous electronic equipment shall be salvaged and recycled by a certified recycling contractor. The draft ordinance provides an exemption for City-owned desktop computers. Under the exemption, City-owned desktop computers will be diverted from a salvage contractor to the new Digital Inclusion Pilot Program.

*Michael N. Feuer*

Pursuant to Council motion dated February 28, 2014, the Digital Inclusion Pilot Program will be administered by a nonprofit organization, which will oversee the wiping of all computer hard drives to United States Department of Defense standards. The computers will then be refurbished (or salvaged, if non-usable) and sent to qualifying low-income residents or nonprofit organizations in the City of Los Angeles.

The diversion of the City-owned desktop computers will conform to the donation process set forth in LAAC Section 22.547, Subsection (a), (as revised on December 28, 2013, Council File 04-1822) to remove the previous \$2,500 annual limit on donations to nonprofits.

Given the current upgrade of City computers, approximately 8,000 desktop computers are being sent to the Department of General Services for salvage. This draft ordinance allows the refurbishment of the computers and the ultimate donation of them to members of the community.

Council Rule 38 Referral

A copy of the draft ordinance was sent, pursuant to Council Rule 38, to the Department of General Services and the Information Technology Agency, requesting that they direct any comments directly to the City Council when this matter is considered.

If you have any questions regarding this matter, please contact Deputy City Attorney Juliann Anderson at (213) 978-8124. She or another member of this Office will be present when you consider this matter to answer any questions you may have.

Very truly yours,

MICHAEL N. FEUER, City Attorney

By 

DAVID MICHAELSON  
Chief Assistant City Attorney

DM:JA:mg  
Transmittal

ORDINANCE NO. \_\_\_\_\_

An ordinance amending Subsection (b) of Section 7.82.2 of the Los Angeles Administrative Code regarding the disposition of City-owned hazardous electronic equipment.

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

Section 1. Subsection (b) of Section 7.82.2 Article 1 of Chapter 2 of the Los Angeles Administrative Code is amended by revising Subsection (b) and adding Subdivision (1) to read as follows:

- (b) **General Recycling Procedures.** The Department of General Services will arrange for recycling of salvaged City-owned hazardous electronic equipment by a certified recycling contractor. The Digital Inclusion Pilot Project is exempt from this requirement.
- (1) **Exemption of Digital Inclusion Pilot Project.** All City-owned desktop personal computers to be removed from City service shall be exempt from the recycling procedure in (b) above, and instead diverted to the Digital Inclusion Pilot Project as follows:
  - (A) The Department of General Services shall contract with a nonprofit organization located in the City of Los Angeles to administer the City's Digital Inclusion Pilot Project.
  - (B) The City's desktop personal computers to be removed from City service shall be donated to the Digital Inclusion Pilot Project under the criteria listed in Administrative Code Section 22.547, Subsection (a).
  - (C) All hard drives from City-owned desktop computers donated to the Digital Inclusion Pilot Program shall be wiped of all data using methods and software employing United States Department of Defense standards.
  - (D) After hard drives are wiped of all data, the computers shall be refurbished (or salvaged, if non-usable) and sent to qualifying low-income residents or nonprofit organizations in the City of Los Angeles. (The nonprofit organization shall qualify which residents or nonprofit organizations shall receive the computers).

Sec. 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 at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; 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 \_\_\_\_\_.

HOLLY L. WOLCOTT, Interim City Clerk

By \_\_\_\_\_  
Deputy

Approved \_\_\_\_\_

\_\_\_\_\_  
Mayor

Approved as to Form and Legality

MICHAEL N. FEUER, City Attorney

By   
JULIANN ANDERSON  
Deputy City Attorney

Date June 16, 2014

File No. CF 14-0274