ORDINANCE NO. __________________

An ordinance amending Section 61.07 of the Los Angeles Municipal Code to allow Bureau of Street Services Investigators to enforce laws related to the use of the public right-of-way.

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

Section 1. Subsection (a) of Section 61.07 of the Los Angeles Municipal Code is amended to read as follows:

(a) The Director of the Bureau of Street Services, the Assistant Director of the Bureau of Street Services, the Chief Street Services Investigator, Senior Street Services Investigators and Street Services Investigators (BSS Investigators) are duly appointed public officers as defined in California Penal Code Section 836.5 and have the power, authority, and immunity of an illegal dumping enforcement officer to enforce laws related to illegal waste dumping or littering, as set forth in California Penal Code Section 830.7(j), authorized by a Memorandum of Understanding with the Los Angeles Police Department. Only a BSS Investigator who has successfully completed a training course pursuant to California Penal Code Section 832 and satisfied the selection standards for a peace officer pursuant to the California Government Code Sections 1029 and 1031 shall exercise this power, authority, and immunity.

A BSS Investigator shall have the authority of a “local enforcement agency” for the purposes specified in the California Public Resources Code Sections 42800 through 42967. In addition, a BSS Investigator shall have the power to serve warrants as specified in the California Code of Civil Procedure Section 1822.50, et seq.

A BSS Investigator shall have the power to enforce California Penal Code Section 556 and 556.1, Sections 12.21.A.8 and 14.4.17 of this Code, and all other laws in Chapters IV, V, VI, VIII, IX, X and XI of this Code for violations that occur in a Public Street, Public Easement, or a Public Place as defined in Section 62.00 of this Code. BSS Investigators shall also have the power to make arrests without a warrant whenever they have a reasonable cause to believe that the person to be arrested has committed a misdemeanor or infraction in their presence in violation of the foregoing statutes or any State law pertaining to matters under the jurisdiction of the Department of Public Works enforced by the Investigation and Enforcement Division of the Bureau of Street Services.

BSS Investigators are deemed to be acting within the scope of their employment with respect to all acts and matters set forth in this section.

Sec. 2. Subsection (b) of Section 61.07 of the Los Angeles Municipal Code is amended to read as follows:
(b) The Director of the Bureau of Sanitation, the Assistant Director of the Bureau of Sanitation, the Division Manager of the Bureau of Sanitation, the Assistant Division Manager of the Bureau of Sanitation, Chief Environmental Compliance Inspectors, Senior Environmental Compliance Inspectors, and Environmental Compliance Inspectors of the Bureau of Sanitation (BOS Inspectors) are duly appointed public officers as defined in California Penal Code Section 836.5 and have the power, authority, and immunity of an illegal dumping enforcement officer to enforce laws with respect to the environment, storm drain systems, and waters of the State, as set forth in California Penal Code Section 830.7(j), authorized by a Memorandum of Understanding with the Los Angeles Police Department. Only a BOS Inspector who has successfully completed a training course pursuant to California Penal Code Section 832 and has satisfied the selection standards for a peace officer pursuant to the California Government Code Sections 1029 and 1031 shall exercise this power, authority, and immunity.

A BOS Inspector shall have the power to enforce Section 64.70 of the Los Angeles Municipal Code with respect to public health and safety, environment, storm drain systems, and waters of the State of California. A BOS Inspector also shall have the power to serve warrants as specified in the California Code of Civil Procedure Section 1822.50, et seq. In addition, a BOS Inspector shall have the foregoing power, authority, and immunity with respect to a violation of any of the following sections of the Los Angeles Municipal Code:

<table>
<thead>
<tr>
<th>62.45(b)</th>
<th>62.79</th>
<th>62.130</th>
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</thead>
<tbody>
<tr>
<td>62.49(a)</td>
<td>62.80</td>
<td>66.25</td>
</tr>
<tr>
<td>62.51.1(e)</td>
<td>62.96(a)</td>
<td>67.02(a)</td>
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BOS Inspectors also shall have the power to enforce and to make arrests without a warrant whenever they have reasonable cause to believe that the person to be arrested has committed a misdemeanor or infraction in their presence, which is a violation of any of the following provisions of the Los Angeles Municipal Code or is in violation of California Penal Code Section 556 or 556.1:

<table>
<thead>
<tr>
<th>12.21.A.8</th>
<th>56.12</th>
<th>103.203</th>
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<tbody>
<tr>
<td>41.14</td>
<td>66.03</td>
<td>103.203(1)</td>
</tr>
<tr>
<td>41.45</td>
<td>66.17.1</td>
<td>112.04(c)</td>
</tr>
<tr>
<td>42.00</td>
<td>80.73(a)(2)</td>
<td>114.04</td>
</tr>
<tr>
<td>56.11</td>
<td>85.01(a)</td>
<td>114.05</td>
</tr>
<tr>
<td>56.08</td>
<td>96.02</td>
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</tbody>
</table>
BOS Inspectors are deemed to be acting within the scope of their employment with respect to all acts and matters set forth in this section.

Sec. 3. Subsection (c) of Section 61.07 of the Los Angeles Municipal Code is deleted in its entirety.

Sec. 4. Subsection (d) of Section 61.07 of the Los Angeles Municipal Code is relettered and amended to read as follows:

(c) Any person designated in Subsections (a) and (b) of this section is hereby designated as a Traffic Officer and is authorized to issue parking citations as provided for in Section 80.00 of the Los Angeles Municipal Code for the violation of Los Angeles Municipal Code Sections 80.53, 80.56, 80.73 (a)(2), 80.73.1, 80.73.2, 80.73.3, 85.01(b) and California Vehicle Code Section 22500(f).

Sec. 5. Subsections (e) through (k) of Section 61.07 of the Los Angeles Municipal Code are relettered as Subsections (d) through (j), respectively.
Sec. 6. 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.

Approved as to Form and Legality

MICHAEL N. FEUER, City Attorney

By

EDWARD M. JORDAN
Assistai/t City Attorney

Date 2-24-2020

File No. CF 17-0465

The Clerk of the City of Los Angeles hereby certifies that the foregoing ordinance was passed by the Council of the City of Los Angeles.

CITY CLERK

MAYOR

Ordinance Passed Approved