

# RESOLUTION

RULES, ELECTIONS & INTERGOVERNMENTAL RELATIONS

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, Proposition 64, also known as the Adult Use of Marijuana Act (AUMA), authorizes the resentencing and destruction of records for prior convictions related to marijuana; and

WHEREAS, the County of Los Angeles Department of Consumer and Business Affairs' Office of Cannabis Management (OCM), in consultation with the District Attorney (DA) and the Public Defender (PD), has estimated that between 60,000 to 100,000 people are eligible for reclassification or resentencing of cannabis-related convictions; and

WHEREAS, cannabis-related convictions, which were previously charged as felonies, created barriers to employment, education, housing, and assistance; and

WHEREAS, given that California's record clearance process is difficult to navigate, Code for America has developed the Clear My Record Initiative, which evaluates and expedites the eligibility of thousands of cannabis-related convictions for resentencing, dismissal and sealing, or redesignation; and

WHEREAS, the San Francisco District Attorney's Office, in collaboration with Code for America, has recently identified more than 9,300 cannabis-related cases that are eligible for expungement; and

WHEREAS, the County of Los Angeles is exploring similar opportunities to leverage technology to efficiently maximize the impact of resentencing and clearing cannabis-related convictions; and


WHEREAS, currently pending before the State Legislature, AB 1076 (Ting) would automate arrest and conviction relief at the California Department of Justice by reviewing the state summary criminal history information database to identify individuals who are eligible for relief under existing laws; and

WHEREAS, currently pending before the Los Angeles County Board of Supervisors, Motion (Ridley-Thomas – Solis), dated March 5, 2019, directs County Departments, with the assistance of the District Attorney, to report back to the Board of Supervisors with opportunities to apply technology and user-centered design for additional decriminalization and resentencing reforms of cannabis-related convictions;

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 2019-2020 State Legislative Program SUPPORT for Motion (Ridley-Thomas – Solis), introduced on March 5, 2019, which promotes the leveraging of technology to accelerate and maximize the resentencing of cannabis-related convictions; and SUPPORT for the County of Los Angeles to move expeditiously, dedicate the proper resources and staff to the District Attorney's Office and Public Defender's Office, and utilize similar technology to the San Francisco District Attorney's Office to efficiently identify cannabis-related cases that are eligible for expungement; and

BE IT FURTHER RESOLVED, with the concurrence of the Mayor, that by the adoption of this Resolution, the City of Los Angeles hereby includes in its 2019-2020 State Legislative Program SUPPORT for AB 1076 (Ting) which would automate arrest and conviction relief by requiring the California Department of Justice (DOJ) to review the records in the state summary criminal history information database to identify individuals who are eligible for relief, withhold from disclosure arrest and criminal conviction records for eligible persons, and require the California Department of Justice to grant automatic relief to those eligible persons.

PRESENTED BY:

  
HERB J. WESSON, JR.  
Councilmember, 10<sup>th</sup> District

SECONDED BY:

  
Monica Rodriguez

  
MAR 13 2019

ORIGINAL