



MICHAEL N. FEUER
CITY ATTORNEY

REPORT NO. R 1 4 - 0 3 0 3

JUL 1 6 2014

REPORT RE:

**DRAFT ORDINANCE TO AMEND SUBDIVISION (5) OF SUBSECTION (b) OF
SECTION 12.3 OF THE LOS ANGELES ADMINISTRATIVE CODE REDUCING THE
RETENTION PERIOD FOR LOS ANGELES POLICE DEPARTMENT
IN-CAR VIDEO IMAGERY TO TWO YEARS**

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

Honorable Members:

This Office has prepared and now transmits for your consideration the enclosed draft ordinance, approved as to form and legality. On January 8, 2014, the Honorable Council adopted the recommendations of the Public Safety Committee concerning the Los Angeles Police Department's use and retention of in-car video imagery, including a request to this Office to prepare an ordinance amending the Los Angeles Administrative Code to reduce the minimum retention period for Los Angeles Police Department in-car video imagery from five years to two years.

Pursuant to Council Rule 38, a copy of the draft ordinance has been sent to the Los Angeles Police Department with a request that any comments concerning the ordinance be presented directly to the City Council or its Committees when this matter is considered.

If you have any questions regarding this matter, please contact Deputy City Attorney Julie Raffish at (213) 978-8395. 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:JSR:pg
Transmittal

ORDINANCE NO. _____

An ordinance amending Subdivision (5) of Subsection (b) of Section 12.3 of the Los Angeles Administrative Code to reduce the retention period for Los Angeles Police Department in-car video imagery from five to two years.

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

Section 1. Subdivision 5 of Subsection (b) of Section 12.3 of the Los Angeles Administrative Code is amended to read as follows:

(5) The following records, except records consisting of video imagery captured from the use of in-car video systems by the Los Angeles Police Department, shall be retained for a minimum of five (5) years:

- A. Records exempt from public disclosure pursuant to provisions of the California Public Records Act, as amended.
- B. Records related to any complaint of misconduct by the City or by any City officer or employee.
- C. Records of a complaint to, or investigation conducted by, any City office or department for correctional, law enforcement or licensing purposes.
- D. Records used or customarily used in civil or criminal litigation, including any appellate review thereof.
- E. Records prepared in connection with any claim filed against the City.

Records consisting of video imagery captured from the use of in-car video systems by the Los Angeles Police Department shall be retained for a minimum of two (2) years.

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  _____
JULIE RAFFISH
Deputy City Attorney

Date JUL 18 2014

File No. _____