

13-002-51

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, to alleviate overcrowding in the State of California prison system, the Legislature and Governor adopted AB 109 and AB 117, collectively referred to as "Public Safety Realignment," which allows non-violent, non-serious, and non-sex offenders to serve their sentences in County jails instead of State prisons; and

WHEREAS, Realignment also shifted the post-release supervision of offenders whose current offense is a non-violent, non-serious and non-sex crime from State Parole to County Probation; and

WHEREAS, the shift in supervision to County Probation excludes inmates paroled from life terms, high-risk sex offenders, mentally disordered offenders, and offenders whose most recent offense is violent or serious; and

WHEREAS, under the provisions of Public Safety Realignment, however, an offender whose most recent conviction is non-violent or non-serious, but who has prior convictions of violent crime, may likely be treated the same as an offender without a prior criminal record; and

WHEREAS, on Sunday December 2, 2012, four people were murdered at a boarding home in Northridge, and the alleged suspect has a history of criminal convictions which include violent crime, with his most recent conviction being a non-violent offense for possession of methamphetamine; and

WHEREAS, these circumstances suggest that under Realignment, it may have been possible for the suspect to avoid stricter monitoring by State Parole and/or sentencing based on his prior criminal record; and

WHEREAS, as local governments continue to adapt to the impacts of Public Safety Realignment, it is imperative that modifications be enacted that can minimize the incidence of violent crime;

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 State Legislative Program SUPPORT or SPONSORSHIP of legislation that would amend the 2011 Public Safety Realignment (AB 109 and AB 117) to require that offenders with prior convictions of violent and/or serious crimes be subject to stricter supervision and/or sentencing requirements.

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DEC 7 2012

PRESENTED BY

[Handwritten signature: Mitchell Englander]
MITCHELL ENGLANDER
Councilmember, 12th District

SECONDED BY

[Handwritten signature: Paul Krekorian]
[Handwritten signature: Joe Bruce]

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ORIGINAL