



MIKE FEUER
CITY ATTORNEY

REPORT NO. R 13 - 0 2 1 0
JUL 26 2013

REPORT RE:

**DRAFT ORDINANCE AMENDING SECTION 71.01.2 OF CHAPTER VII OF THE
LOS ANGELES MUNICIPAL CODE TO AUTHORIZE EMPLOYEES OF THE
DEPARTMENT OF TRANSPORTATION TO HAVE ACCESS TO FEDERAL, STATE
AND LOCAL SUMMARY CRIMINAL HISTORY INFORMATION**

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


Honorable Members:

Pursuant to your request, this Office has prepared and now transmits for your consideration the enclosed draft ordinance, approved as to form and legality. The draft ordinance would amend Section 71.01.2 of Chapter VII of the Los Angeles Municipal Code (LAMC) to authorize Employees of the Department of Transportation to obtain federal, state and local summary criminal history information pursuant to California Penal Code Sections 11105(b)(11) and 13300(b)(11), in fulfilling their duties applicable to Chapter VII and Chapter VIII of the LAMC.

If you have any questions regarding this matter, please contact Deputy City Attorney Michael Nagle at (213) 978-8141. He 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 
PEDRO B. ECHEVERRIA
Chief Assistant City Attorney

PBE:MDN:fa
Transmittal

M:\GENERAL COUNSEL DIVISION\MICHAEL NAGLE\REPORTS TO COUNCIL\ rpt re amending sec. 71.01.2.doc

ORDINANCE NO. _____

An Ordinance amending Section 71.01.2 of Chapter VII of the Los Angeles Municipal Code to authorize employees of the Department of Transportation to access federal, state and local summary criminal history information.

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

Section 1. Section 71.01.2 of Chapter VII of the Los Angeles Municipal Code is amended to read as follows:

SEC. 71.01.2. AUTHORITY OF DESIGNATED EMPLOYEES OF THE DEPARTMENT OF TRANSPORTATION TO HAVE ACCESS TO SUMMARY CRIMINAL HISTORY INFORMATION.

The following persons shall have the authority to obtain federal, state and local summary criminal history information pursuant to the California Penal Code, Section 11105(b)(11) and Section 13300(b)(11), in fulfilling their duties applicable to Chapter VII and Chapter VIII of the Los Angeles Municipal Code: the Board of Transportation Commissioners, the Commission Executive Assistant to the Board of Transportation Commissioners, the Board of Taxicab Commissioners, the Commission Executive Assistant to the Board of Taxicab Commissioners, the General Manager and the Assistant General Manager, the Chief of Transit Programs, the Taxicab Administrator, the Senior Transportation Engineer, the Transportation Engineer, the Senior Management Analyst I, the Chief Transportation Investigator, the Senior Transportation Investigators, and the Transportation Investigators assigned to or having responsibility for permitting and licensing, and for parking control functions within the Department of Transportation.

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 _____.

JUNE LAGMAY, City Clerk

By _____
Deputy

Approved _____

Mayor

Approved as to Form and Legality

MICHAEL N. FEUER, City Attorney

By Michael D. Nagle (MDE)
MICHAEL D. NAGLE
Deputy City Attorney

Date July 26, 2013

File No. _____