

14-0002-544

APR 11 2014

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, under existing law the civil compromise of a misdemeanor offense is allowed if the person injured by the commission of the misdemeanor appears before the court and acknowledges that they have received satisfaction for the injury; and

WHEREAS, civil compromise is prohibited in certain types of crimes, including domestic violence, elder abuse and child abuse, but is allowed for hit and run collisions; and

WHEREAS, California law requires a driver of a vehicle involved in a collision resulting in the injury or death of another individual to stop; and

WHEREAS, the City of Los Angeles has a significant problem with hit and run drivers fleeing the scene of traffic collisions; and

WHEREAS, if later caught, hit and run offenders often use the misdemeanor civil compromise to avoid fines and penalties for their actions; and

WHEREAS, because misdemeanor hit and run offenders are not penalized when they use the civil compromise, but would be if they were tried in court, civil compromise can incentivize its abuse; and

WHEREAS, AB 2673 (Bradford) would prohibit the use of misdemeanor civil compromise in cases where a vehicle fled a collision; and

WHEREAS, AB 2673 would ensure that fines and penalties for hit and run collisions are unavoidable and discourage individuals from fleeing the scene of a collision;

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 for AB 2673 (Bradford), which would prohibit the civil compromise of a misdemeanor when a driver fails to stop their vehicle at or near the scene of a collision.

PRESENTED BY

Herb J. Wesson, Jr.

HERB J. WESSON, JR.
Councilmember, 10th District

ORIGINAL

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SECONDED BY

Joe Busen

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