

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, California Penal Code Section 830.7(j) grants Bureau of Street Services (BSS) Investigators the arrest power of a peace officer for specified illegal dumping crimes; and

WHEREAS, while BSS Investigators have arrest powers related to illegal dumping, they have various other enforcement responsibilities for which they do not have arrest authority; and

WHEREAS, these responsibilities include enforcement of laws related to environmental issues, the movement of overloaded trucks, the sale of counterfeit or unsafe items on City streets, among other responsibilities; and

WHEREAS, the enforcement of these laws often leads to arrests, which requires BSS Investigators to receive assistance from the Police Department (LAPD), straining limited resources; and

WHEREAS, the California Penal Code should be updated to grant BSS Investigators limited arrest powers related to the laws they enforce, and to clearly define their authority to enforce public-right-of-way laws in Los Angeles without granting other peace officer benefits or full peace officer status; and

WHEREAS, vehicles used by BSS Investigators in the enforcement of Overload Permits should be listed as emergency vehicles in the California Vehicle Code; and

WHEREAS, legislation effectuating these changes would increase the effectiveness of BSS Investigators and reduce their reliance on LAPD officers for arrests related to the enforcement of laws regulating the public-right-of way;

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 2015 - 2016 State Legislative Program SUPPORT for and/or SPONSORSHIP of legislation that would amend the California Penal Code Section 830.7 to enhance arrest authority for Street Services Investigators and add vehicles used by these investigators to the list of authorized emergency vehicles as defined in California Vehicle Code Section 2416.

PRESENTED BY: *Joe Buscaino*
JOE BUSCAINO
Councilmember, 15th District

FEB 26 2015

jwd



SECONDED BY: *[Signature]*

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