

PUBLIC SAFETY COMMITTEE REPORT relative to requesting the California Attorney General to conduct an independent review of the fatal shooting of Daniel Hernandez by a Los Angeles Police Department (LAPD) officer in the Newton Division on April 22, 2020.

Recommendation for Council action, pursuant to Motion (Price - Rodriguez):

INSTRUCT the LAPD to request the California Attorney General's Office to conduct an independent review of the fatal shooting of Daniel Hernandez by an LAPD Officer in the Newton Division on April 22, 2020.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

Summary:

On August 11, 2020, your Committee considered a Motion (Price - Rodriguez) relative to requesting the California Attorney General to conduct an independent review of the fatal shooting of Daniel Hernandez by an LAPD officer in the Newton Division on April 22, 2020. According to the Motion, on April 22, 2020 at around 5:37 pm, LAPD Officers from the Newton Division came upon a multiple vehicle traffic collision at the intersection of San Pedro Street and 32nd Street in South Los Angeles. Upon arrival, the LAPD officers were informed that a man with a knife had caused the collision, and that he was still on the scene. That man, later identified as 38-year-old Daniel Hernandez, was ordered by one of the officers to put the knife down. Mr. Hernandez did not drop the knife, and began advancing towards the officer. The officer then shot Mr. Hernandez multiple times.

As with all Officer Involved Shootings, the LAPD has launched an investigation into the incident, which will be reviewed by the Chief, the Board of Police Commissioners and the Office of the Inspector General to determine if the investigation was thorough and accurate, and if the use of deadly force met LAPD's standards. However, this case is unique, as the officer involved in this shooting is the daughter of a senior Los Angeles Police Protective League board member. In order to ensure that the investigation into this shooting is fair and impartial, it is imperative that the LAPD seek an outside entity to conduct a thorough, independent review of this matter, which can then be used for the basis of any disciplinary actions that may be warranted. After consideration and having provided an opportunity for public comment, the Committee moved to recommend approval of the Motion. This matter is now submitted to Council for its consideration.

Respectfully Submitted,

PUBLIC SAFETY COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
RODRIGUEZ:	YES
O'FARRELL:	YES
BUSCAINO:	YES
RYU:	YES
LEE:	YES

ARL
8/11/20

-NOT OFFICIAL UNTIL COUNCIL ACTS-