

ORDINANCE NO. _____

An ordinance adding Chapter 19 to Division 19 of the Los Angeles Administrative Code to prohibit City resources, including property and personnel, from being utilized for immigration enforcement or for cooperation with federal immigration agents.

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

Section 1. Chapter 19 is added to Division 19 of the Los Angeles Administrative Code to read as follows:

CHAPTER 19

**PROHIBITION OF THE USE OF CITY RESOURCES FOR
FEDERAL IMMIGRATION ENFORCEMENT**

Sec. 19.190. Definitions.

For purposes of this chapter, the following words and phrases are defined as follows:

“Citizenship or Immigration Status” shall mean all information or classification regarding citizenship of the United States or any other country, place of birth, the authority to reside in or otherwise be present in the United States, the time or manner of a person’s entry into the United States, including visa status, or any other civil immigration matter enforced by any federal agency charged with the enforcement of federal immigration law against natural persons.

“Federal Immigration Agent” means an individual engaged in the enforcement of immigration laws against natural persons including agents employed by U.S. Immigration and Customs Enforcement or U.S. Customs and Border Protection, and all other individuals authorized to conduct enforcement of immigration laws against natural persons under 8 U.S.C. §1357(g) or any other federal law.

Sec. 19.191. Prohibition on the Use of City Resources.

Unless required by federal or state law, no City resources, including, but not limited to, City personnel and City property, shall be utilized to:

(a) Inquire into or collect information about an individual's Citizenship or Immigration Status, unless such information is necessary to provide a City service, including the provision of immigration and naturalization assistance, for election or appointment to a City office or commission, or as required for purposes of City employment or the disbursement of City funds;

(b) Investigate, cite, arrest, or detain any person for purposes of enforcement of federal immigration law;

(c) Respond to any administrative warrant or other request to detain, transfer, or notify any Federal Immigration Agent about the status or release of any individual for purposes of enforcement of federal immigration law;

(d) Except as specified in Subsection (e), provide any Federal Immigration Agent access to any non-public areas of property owned or controlled by the City, including City jails, without a valid warrant issued by a federal or state judge, or other similar judicial order evidencing a judicial determination of probable cause;

(e) Make any person in City custody available to any Federal Immigration Agent for an interview for purposes of enforcement of federal immigration law absent informed, written consent from the person in custody; or

(f) Participate in any immigration enforcement operation or joint operation involving any Federal Immigration Agent the purpose of which, in whole or in part, involves enforcement of federal immigration law.

Sec. 19.192. Confidentiality of City Data.

Except as required by 8 U.S.C. § 1373 or other applicable federal or state law, no City employee shall provide access to any City data or information that can be used to determine or trace a person's Citizenship or Immigration Status to any Federal Immigration Agent.

Sec. 19.193. Adoption of Policy.

To the extent that some City departments are, by terms of the charter, exempt from the prohibitions in this chapter, they are strongly encouraged to adopt policies consonant with the provisions contained herein.

Sec. 19.194. Severability.

If any subsection, sentence, clause, or phrase of this chapter is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this chapter. The City Council hereby declares that it would have adopted this chapter, and each and every subsection, sentence, clause, and phrase thereof not declared invalid or unconstitutional, without regard to whether any portion of the chapter would be subsequently declared invalid or unconstitutional.

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.

Approved as to Form and Legality

HYDEE FELDSTEIN SOTO, City Attorney

By



MICHAEL J. DUNDAS
Senior Assistant City Attorney

Date November 12, 2024

File No. _____

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The Clerk of the City of Los Angeles hereby certifies that the foregoing ordinance was passed by the Council of the City of Los Angeles.

CITY CLERK

MAYOR

Ordinance Passed _____

Approved _____