

ORDINANCE NO. _____

An ordinance adding Article 4, Sections 23.67 through 23.67.6 to Division 23, Chapter 3 of the Los Angeles Administrative Code to formally establish the Los Angeles Harbor Department Port Police Reserve Corps.

WHEREAS, the Charter of the City of Los Angeles Sections 651 and 657 provide that the Los Angeles Port Police shall remain under the independent and autonomous control of the Harbor Department, with the Board of Harbor Commissioners as its governing body;

WHEREAS, the Board of Harbor Commissioners has possession, management and control of all navigable waters and all tidelands and submerged lands, whether filled or unfilled, situated below the line of mean high tide northerly and easterly of the United States government breakwater at Los Angeles Harbor and within the limits of the City of Los Angeles; and all harbor and port improvements, works, utilities, facilities and watercraft owned, controlled or operated by the department, as well as those properties purchased by the Department or granted to it by ordinance, commonly referred to as the Port of Los Angeles;

WHEREAS, the Port of Los Angeles is the premier gateway for international commerce, located in San Pedro Bay, 20 miles south of downtown Los Angeles, and is a thriving seaport with record-setting cargo operations and progressive security measures, diverse recreational and educational facilities, and an emerging waterfront visitor destination;

WHEREAS, the Port of Los Angeles encompasses 7,500 acres of land and water along 43 miles of waterfront, features 24 passenger and cargo terminals, including automobile, breakbulk, container, dry and liquid bulk, and warehouse facilities that handle billions of dollars' worth of cargo each year;

WHEREAS, Port Police Reserve Corps members would provide additional surge capacity without reducing services currently provided by full-time sworn officers; would make available to the department specialized knowledge, skills, and abilities of individuals whose services would be beneficial to the department; and could perform a number of general and specialized law enforcement assignments, including, but not limited to: uniformed patrol; investigations; marine/boat patrol; search and rescue; underwater operations; special events; translators; and instructors; and

WHEREAS, the Board of Harbor Commissioners desires to provide greater resources to police the Port of Los Angeles.

NOW, THEREFORE,

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

Section 1. Article 4, Sections 23.67 through 23.67.6 are added to Division 23, Chapter 3 of the Los Angeles Administrative Code to read as follow:

**ARTICLE 4
PORT POLICE RESERVE CORPS**

Section

- 23.67 Establishment of the Port Police Reserve Corps.
- 23.67.1 Chief's Authority and Control Over Corps.
- 23.67.2 Qualifications for Members of the Corps.
- 23.67.3 Duties and Compensation.
- 23.67.4 Uniform and Equipment.
- 23.67.5 False Impersonation.
- 23.67.6 Workers' Compensation Benefits.

Sec. 23.67. Establishment of the Port Police Reserve Corps.

(a) Port Police Reserve Corps (Corps) is created and established under the control and direction of the Chief of the Port Police/Port Warden II (Chief). The Corps shall be composed of persons who have been appointed and sworn in as members of the Corps by the Port Police Chief, Assistant Chief or Deputy Chief.

(b) Port Police Reserves shall be volunteer workers only and shall not be or be deemed to be employees of the City, the Harbor Department, or the Port Police for any purpose other than for workers' compensation benefits as provided in this article and shall serve gratuitously except for such reimbursement of expenses as provided in this article.

Sec. 23.67.1. Chief's Authority and Control Over Corps.

The Chief, subject to State law and the restrictions and limitations contained in this article, shall have complete control of the Corps and its members and may delegate the exercise thereof, in whole or in part, to any of their regularly employed, full-time and sworn subordinates. The Chief, or authorized subordinate, may establish policies, rules and regulations governing the Corps and its members, including discipline, duties, and assignments.

Sec. 23.67.2. Qualifications for Members of the Corps.

(a) The Board of Harbor Commissioners (Board), with the assistance of the Personnel Department, shall establish the requirements to be met by persons to qualify to become members of the Corps. These requirements shall include, but need not be

limited to, physical, mental, aptitude, personality inventory and character standards, and any training requirements established by the State of California Commission of Peace Officer Standards and Training, or, in the discretion of the Board, higher standards and training requirements.

(b) When a person has met all the qualifications and requirements to become a member and has certified in writing that he or she has read the provisions of this article and the provisions of Section 1206 of the City Charter, the person may be appointed and sworn in as a member by the Chief, Assistant Chief or Deputy Chief.

(c) The Chief, Assistant Chief or Deputy Chief, with or without cause, therefore, need not appoint and swear in any particular person as a member. This section, from its effective date forward, shall be the exclusive manner of appointing a Port Police Reserve Officer. Any prior Reserve Officers will cease to be authorized and must be re-appointed under the provisions and procedures of this section should they so qualify.

(d) The Chief, with or without cause, therefore, may terminate any member at any time and any member may resign as such at any time by written notification thereof to the Chief. Any member who shall cease to be such shall surrender, at the time they shall cease to be such, all property of the City which shall have been issued pursuant to the provisions of this article or otherwise.

(e) The Chief may increase or decrease the number of members of the Corps subject to such restrictions and limitations as may be imposed by the Board of Harbor Commissioners.

Sec. 23.67.3. Duties and Compensation.

(a) Each member of the Corps shall serve in an assignment for at least 16 hours per two pay periods, for which the member shall be paid, as reimbursement for expenses, and not as salary, wages, or compensation for services rendered the sum of \$25.00 per pay-period. A pay period is two weeks.

(b) Each member who has been deputized or appointed and qualified as a Level I Reserve Officer pursuant to Penal Code sections 830.6(a)(2) and 832.6(a)(1), and who is assigned to the prevention and detection of crime and general enforcement of the laws of the State, shall have the full powers, authority, and duty of a peace officer as provided by Penal Code section 830.1, subject to restrictions as may be imposed by the Chief.

(c) Each member who has been deputized or appointed and qualified and serving as a Level II Reserve Officer pursuant to Penal Code Section 832.6(a)(2) shall have the power, authority, and duty of a peace officer while on duty and under the immediate supervision of a peace officer except as may be restricted by the Chief. At no other time shall a Level II Reserve Officer have the status as a police officer or as a peace officer; have any power, authority, or duty as a police officer or as a peace

officer; or represent, identify, or hold themselves out to be a police officer or a peace officer. Level II Reserve Officers may be assigned to all law enforcement duties.

(d) Each member who has been deputized or appointed and qualified and serving as a Level III Reserve Officer pursuant to Penal Code Section 832.6(a)(3) shall have the power, authority, and duty of a peace officer while on duty and under the immediate supervision of a peace officer except as may be restricted by the Chief. At no other time shall a Level III Reserve Officer have the status as a police officer or as a peace officer; have any power, authority, or duty as a police officer or as a peace officer; or represent, identify, or hold themselves out to be a police officer or a peace officer. Level III Reserve Officers shall not be assigned patrol duties, but may be assigned limited duties including traffic control, security at parades and sporting events, report taking, evidence and prisoner transportation, parking enforcement, and other duties that are not likely to result in physical arrests.

Sec. 23.67.4. Uniform and Equipment.

(a) Each member of the Corps shall be issued, at City expense, the equipment necessary for the performance of their duties, including a standard uniform which shall be identical to that issued to a regular Port police officer.

(b) Each member shall be issued equipment, which shall include, but need not be limited to, a firearm, a regulation police baton, a regulation Sam Browne belt and holster, a cap piece, and a badge, all of which shall be identical to those issued to a regular Port police officer; and an identification card which shall show the individual as being a member.

(c) Each member, while serving as a member, shall be attired in full uniform and shall wear, display, or carry every item which has been issued to them as appropriate to their assigned duties; except with the permission of the Chief.

(d) No member other than a Level I Reserve Officer shall carry any firearm in the performance of their duties unless they have received written authorization, signed by the Chief, Assistant Chief, or Deputy Chief.

(e) No member, at times other than while serving as a member, shall wear, display, or carry any item of uniform or equipment except with the permission of the Chief, Assistant Chief, or Deputy Chief.

(f) Each item which shall be issued to a member, whether or not hereinabove mentioned, shall remain and be the property of the City.

Sec. 23.67.5. False Impersonation.

It shall be a misdemeanor, punishable by imprisonment for not to exceed six months or by a fine not to exceed \$500, or both, for any person, not a member of the Corps:

(a) To wear, display, or carry, as the case may be, any item which shall have been issued to any member of the Corps; and

(b) To represent, identify, or hold themselves out, in any manner whatsoever, to be a member of the Corps or to have any connection with the Corps.

Sec. 23.67.6. Workers' Compensation Benefits.

(a) For the purposes of this section only, each member of the Corps shall be an employee of the City only while serving any assigned shift as a member or while receiving further training as such, and any person shall be an employee of the City only while receiving any required training to become a member of the Corps.

(b) If any such member or any such person were to suffer or sustain any illness or injury proximately caused by, arising out of, and in the course of, their service or training while an employee of the City, as hereinabove limited, they shall be entitled to all of those workers' compensation benefits, no more or no less, to which they, pursuant to the provisions of Division 4 of the Labor Code of the State of California but only upon the conditions therein provided therefor, would be entitled if they were a regular police officer receiving a monthly salary as such; provided, however, where such injury or illness occurs in the course of such member's activities as a Disaster Service Worker, as provided for in Chapter 10 of Part 1 of Division 4 of the Labor Code of the State of California, the provisions of that chapter with respect to compensation shall be controlling.

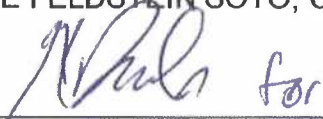
(c) If any such member or any such person were to die as a result of any illness or injury proximately caused by, arising out of, and in the course of, his or her service or training, those persons who, if the deceased had been a regular police officer receiving a monthly salary as such, would be entitled to any workers' compensation benefits, pursuant to the provisions of Division 4 of the Labor Code of the State of California, shall be entitled, but only upon the conditions provided therefor in said Division 4, to the same such benefits, no more or no less; provided however, where the illness or injury proximately causing the death of such member occurs in the course of said member's activities as a Disaster Service Worker, as provided for in Chapter 10 of Part 1 of Division 4 of the Labor Code of the State of California, the provisions of that chapter with respect to compensation shall be controlling.

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

 for

JOHN T. DRISCOLL
Deputy City Attorney

Date

February 5, 2025

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 _____