

MICHAEL N. FEUER
CITY ATTORNEY

REPORT NO. R 22 - 0 2 7 2

REPORT RE:

AUG 16 2022

**DRAFT ORDINANCE ADOPTING
THE LOS ANGELES POLICE DEPARTMENT'S POLICY FOR THE USE OF
EQUIPMENT COVERED BY CALIFORNIA ASSEMBLY BILL 481**

The Honorable City Council
of the City of Los Angeles
Room 395, City Hall
200 North Spring Street
Los Angeles, California 90012

Council File No. 22-0766

Honorable Members:

Pursuant to your request, this Office has prepared and now transmits for your consideration, the enclosed draft ordinance, approved as to form and legality. The draft ordinance complies with the requirements set forth in California Assembly Bill (AB) 481 which added California Government Code, Title 1, Division 7, Chapter 12.8, "Funding, Acquisition, and Use of Military Equipment" (Sections 7070, et seq.) relating to specified types of equipment used by California law enforcement agencies. AB 481 was signed into state law on September 30, 2021, and became effective on January 1, 2022.

In compliance with the mandates of AB 481, the Los Angeles Police Department (Department) began identifying and inventorying equipment subject to the requirements of AB 481 and developing a policy covering that equipment. On April 26, 2022, the Department posted its proposed policy and equipment report on its website for public review and consideration, and concurrently submitted the proposed policy to the Board of Police Commissioners (BOPC) for its consideration. On June 21, 2022, the BOPC approved the policy following a public hearing.

On August 3, 2022, at a public meeting, the City of Los Angeles' Public Safety Committee considered the BOPC's report and recommended that the City Council: (1) receive and file the BOPC's report relating to the policy and the accompanying Equipment Report; (2) request the City Attorney prepare an ordinance to implement the policy approved by the BOPC pursuant to Government Code Section 7071(a); and (3) request the BOPC to review and amend a portion of the Special Order (i.e. policy) attached to the BOPC's report.

On August 12, 2022, the City Council received and filed the BOPC's report, and requested the City Attorney's Office to prepare the ordinance implementing an approved policy. On August 16, 2022, the BOPC considered and approved the revisions to the AB 481 policy proposed by the Public Safety Committee.

The draft ordinance would adopt the Department's approved policy for the Use of Equipment Covered by California Assembly Bill 481.

Council Rule 38 Referral

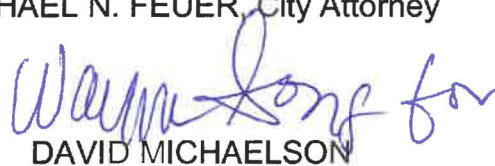
Pursuant to Council Rule 38, a copy of the draft ordinance was sent to the Los Angeles Police Department with a request that all comments, if any, be presented directly to the City Council or its Committees when this matter is considered.

If you have any questions regarding this matter, please contact Deputy City Attorney John Nam at (213) 978-8380. A member of this Office will be available when you consider this matter to answer questions you may have.

Sincerely,

MICHAEL N. FEUER, City Attorney

By



DAVID MICHAELSON
Chief Assistant City Attorney

DM:JN:lp
Transmittal