

## OFFICE OF THE CITY ADMINISTRATIVE OFFICER

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Date: October 11, 2022

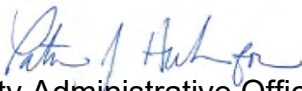
CAO File No. 0130-02108-0001

Council File No. 22-0827

Council District: --

To: The Mayor  
The Council

From: Matthew W. Szabo, City Administrative Officer



Reference: Board of Police Commissioners transmittal dated July 12, 2022; referred for report August 22, 2022

Subject: **FISCAL YEAR 2022-23 CALIFORNIA HIGHWAY PATROL CANNABIS TAX  
FUND GRANT PROGRAM – LAW ENFORCEMENT**

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### RECOMMENDATIONS

That the Council, subject to the approval of the Mayor:

1. Approve and authorize the Chief of Police of the Los Angeles Police Department (LAPD), or designee, to retroactively apply for, negotiate, and accept a grant award of \$885,000 relative to the Fiscal Year (FY) 2022-23 Cannabis Tax Fund Grant Program (CTFGP) – Law Enforcement from the State of California, California Highway Patrol (CHP), for the period of July 1, 2022 through June 30, 2023 and execute any documents or agreements necessary to accept the grant funds, subject to the approval by the City Attorney as to form;
2. Authorize the LAPD to deposit the FY 2022-23 CTFGP – Law Enforcement grant funds, received under this cooperative agreement, into the Police Department Grant Fund No. 339, Department No. 70, account number to be determined;
3. Authorize the Controller to establish a grant receivable and appropriate up to \$885,000 within the Police Department Grant Fund No. 339, Department No. 70, account number to be determined, for disbursement of the FY 2022-23 CTFGP – Law Enforcement grant funds;
4. Authorize the Chief of Police, or designee, to negotiate and execute a Professional Services Agreement with one selected vendor for a term of one year within the applicable grant performance period, for a sum not to exceed \$30,000, for the provision of phlebotomist services as it relates to the grant program, subject to the approval of the City Attorney as to form;
5. Transfer \$505,125 from the Police Department Grant Fund No. 339, Department No. 70, account number to be determined, to Fund No. 100, Department No. 70, Account No.

001090, Overtime General (\$7,200) and Fund No. 100, Department No. 70, Account No. 001092, Overtime Sworn (\$497,925); and,

6. Authorize the LAPD to prepare Controller instructions for any technical adjustments as necessary to implement Mayor and Council intentions, subject to the approval of the City Administrative Officer, and authorize the Controller to implement the instructions.

## **SUMMARY**

The Los Angeles Police Department (LAPD) is seeking retroactive approval to apply for and accept an \$885,000 grant award for the Fiscal Year (FY) 2022-23 Cannabis Tax Fund Grant Program (CTFGP) – Law Enforcement, from the California Highway Patrol (CHP) for the period of July 1, 2022 through June 30, 2023.

The CHP's CTFGP – Law Enforcement provides education, prevention, and enforcement of impaired driving laws related to driving under the influence of alcohol and other drugs, including cannabis. For FY 2022-23, the CHP has extended the funding opportunity to law enforcement agencies to educate the public regarding the dangers of impaired driving, enforce impaired driving laws on the roadway, improve agency's effectiveness through training, and develop new strategies. The grant opportunity focuses on providing public education and outreach, Driving Under the Influence (DUI)/ Driving Under the Influence of Drugs (DUID) enforcement efforts, and Officer Training focused on detecting and removing impaired drivers from the roadway.

The LAPD Traffic Group was awarded \$885,000 to implement DUI Apprehension Program. The proposed program will focus on providing training to personnel to improve the quality of DUI and DUID investigations and enforcement efforts. The grant program objectives will be met by increasing officer training, modernizing equipment, increasing enforcement operations on dates and at locations where driving under the influence of drugs will be prevalent, and conducting business community outreach.

The grant funds will be used to provide officer training in the following courses: Impaired Driver Apprehension Program; Advanced Roadside Impaired Driving Enforcement; Drug Recognition Expert (DRE) Certification; DRE Recertification; DRE Instructor courses. The training courses will be conducted by current LAPD officers and DRE task forces on an overtime basis. The grant will also be used for High Visibility Enforcement task forces for focused enforcement efforts on identified dates (e.g., April 20th, commonly referred to as 420) and at events prone to the use of cannabis. The grant will also fund a 3D Scanner to assist with the most serious and intricate DUI-related traffic collisions and will ensure a DRE is always available during peak enforcement times, which will assist in the apprehension and prosecution of DUID offenders; two DRE trailers; two pick-up trucks; and a restroom trailer that will be used during DUI/DUID investigations. Additionally, the program will support the attendance of the 2022 Impaired Driving and Traffic Safety Conference which will provide educational seminars to Department personnel on current DUI laws and enforcement and local prosecutors to assist them in preparing and prosecuting successful DUID cases. Lastly, the program will provide business outreach by educating the owners of marijuana dispensaries. Under the grant agreement, the State will reimburse the City for expenses incurred

as follows:

<b>Expense Category</b>	<b>Amount</b>
Sworn Overtime	\$ 497,925
Civilian Overtime	7,200
Travel	12,000
Equipment	337,875
Contracts/Consultants	30,000
<b>Total</b>	<b>\$ 885,000</b>

A Professional Services Agreement will be executed with a phlebotomy service provider to draw and collect blood samples from individuals arrested during DRE Certification Task Force actions throughout the grant performance period for an amount not to exceed \$30,000. The Department will select the vendor using a competitive bid process.

It should be noted that the LAPD did not include reimbursements for related costs for sworn and civilian overtime in support of this program. The grantor did not approve a budget modification to include Cost Allocation Plan 41 indirect cost rates for grant-eligible overtime and related cost reimbursements, as it is only allowed to include them at the time of application.

In accordance with Los Angeles Administrative Code Section 14.6, Mayor and Council approval of the grant award is required before accepting and receiving the grant award.

## **FISCAL IMPACT STATEMENT**

Approval of the recommendations stated in this report will authorize the Los Angeles Police Department to retroactively accept the Fiscal Year (FY) 2022-23 Cannabis Tax Fund Grant Program – Law Enforcement grant award of \$885,000 from the State of California, California Highway Patrol, for a one-year term beginning July 1, 2022 through June 30, 2023. No matching funds are required for this grant. Cost Allocation Plan 41 indirect cost rates for grant-eligible overtime and related costs (\$57,413) in support of this program are not expected to be reimbursed with the grant funds for FY 2022-23.

## **FINANCIAL POLICIES STATEMENT**

The recommendations stated in this report comply with the City's Financial Policies in that, to the extent possible, current operations will be funded by current revenues.