

INTRADEPARTMENTAL CORRESPONDENCE

March 12, 2013

16.2

TO: The Honorable Board of Police Commissioners

FROM: Chief of Police

SUBJECT: ADDITION OF THE REGISTERED CITY OF LOS ANGELES HOLLYWOOD ENTERTAINMENT DISTRICT BUSINESS IMPROVEMENT DISTRICT, AS AN APPROVED PRIVATE ENTITY SECONDARY EMPLOYER FOR OFF-DUTY UNIFORMED EMPLOYMENT

RECOMMENDED ACTION

1. That the Board of Police Commissioners (Board) REVIEW and APPROVE this report.

DISCUSSION

Pursuant to Section 70(d) of the California Penal Code (PC), a primary employer of peace officers may approve the casual or part-time employment by a private entity of off-duty uniformed peace officers to serve as private security guards or patrol officers. Section 70(d) PC also requires the primary employer to obtain indemnification from the secondary employer as a condition of approval of this type of secondary employment.

Historically, a number of locations have received the above-mentioned approval. The Hollywood Entertainment District BID has requested to hire uniformed off-duty officers of the Los Angeles Police Department for secondary employment. The Hollywood Entertainment District BID is registered with the Office of the City Clerk.

If approved by the Board, the scope of these off-duty officers would be limited to activities and responsibilities consistent with those of a security guard or private patrol officer, not those of regularly employed on-duty police personnel.

The Commanding Officer, Personnel Group, shall review the BID off-duty work permit requests to ensure the permit request does not conflict with Department guidelines restricting off-duty employment at identified locations that would reflect negatively on the Department.

RECOMMENDATION

It is recommended that the Hollywood Entertainment District BID (Hollywood Area) be approved for off-duty uniformed secondary employment.

Honorable Board of Police Commissioners

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If you have any questions regarding this matter, please have a member of your staff contact Captain Philip S. Fontanetta, Commanding Officer, EOD, at (213) 486-0680.

Respectfully,

A handwritten signature in black ink, appearing to read 'C. Beck', with a stylized flourish at the end.

CHARLIE BECK
Chief of Police

INTRADEPARTMENTAL CORRESPONDENCE

March 7, 2013
16.2

TO: Chief of Police

FROM: Commanding Officer, Counter-Terrorism and Special Operations Bureau

SUBJECT: ADDING THE REGISTERED CITY OF LOS ANGELES HOLLYWOOD ENTERTAINMENT DISTRICT BUSINESS IMPROVEMENT DISTRICT AS AN APPROVED PRIVATE ENTITY SECONDARY EMPLOYER FOR OFF-DUTY UNIFORMED EMPLOYMENT

Pursuant to Section 70(d) of the California Penal Code (PC), a primary employer of peace officers may approve the casual or part-time employment by a private entity of off-duty uniformed peace officers to serve as private security guards or patrol officers. Section 70(d) PC also requires the primary employer to obtain indemnification from the secondary employer as a condition of approval of this type of secondary employment.

Historically, a number of locations have received the above-mentioned approval. As a result, Business Improvement Districts (BIDs) have recently requested to hire officers on an off-duty, uniformed basis to be utilized in specific geographic areas or at specific events. The Hollywood Entertainment District BID has requested to hire uniformed off-duty officers of the Los Angeles Police Department for secondary employment. The Hollywood Entertainment District BID is registered with the Office of the City Clerk. If approved by the Board of Police Commissioners, the scope of these off-duty officers would be limited to activities and responsibilities consistent with those of a security guard or private patrol officer, not those of regularly employed on-duty police personnel. The Commanding Officer, Personnel Group, will review the BID off-duty work permit requests to ensure the permit request does not conflict with Department guidelines restricting off-duty employment at identified locations that would reflect negatively on the Department.

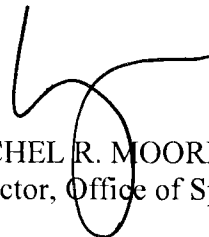
It is recommended that the Hollywood Entertainment District BID (Hollywood Area) be approved for off-duty uniformed secondary employment.

If you have any questions regarding this matter, please have a member of your staff contact Captain Philip S. Fontanetta, Commanding Officer, EOD, at (213) 486-0680.



MICHAEL P. DOWNING, Deputy Chief
Commanding Officer
Counter-Terrorism and Special Operations Bureau

REVIEWED:



MICHEL R. MOORE, Assistant Chief
Director, Office of Special Operations

Attachment

FACT SHEET

APPROVAL OF THE HOLLYWOOD ENTERTAINMENT DISTRICT, BUSINESS IMPROVEMENT DISTRICT (BID), AS AN APPROVED ENTITY FOR OFF-DUTY UNIFORMED SECONDARY EMPLOYMENT

February 20, 2013

BACKGROUND

During January 2013, a request was received by the Commanding Officer, Hollywood Area, from the Hollywood Entertainment District, Business Improvement District (BID), requesting approval to hire off-duty uniformed officers for secondary employment. This request was forwarded to the Office of Operations (OO), which requested that Contract Services Section (CSS), Emergency Operations Division (EOD), research this request. As a result, CSS met with the Department's legal counsel, Deputy City Attorney Julie Raffish, in order to discuss the implementation and development of protocols and guidelines to accommodate this request.

In May 2006, the City Council, Public Safety Committee, adopted and moved that the Los Angeles Police Department, with the City Administrative Officer and Chief Legislative Analyst meet with venue managers of Staples Center, Hollywood Bowl, Greek Theater, Convention Center, Kodak (Dolby) Theater, Coliseum, Sports Arena, etc., in connection with the proposal to assigning uniformed officers on **overtime status** to work at City and private venues. This proposal is still being researched.

Planning and Research Division, Project No. 10-0151, is currently in the review/approval process with OO and addresses the above-listed venues. These venues hire off-duty uniformed officers for secondary employment via the Department's work permit process. The PRD project is focused on obtaining an Indemnification Agreement between the secondary employer and the off-duty uniformed officers hired by the venues.

Consequently, CSS is currently in discussions with the City Attorney's Office in developing an encompassing contract for private entities and venues to hire officers on an on-duty cash overtime basis. The contract will contain indemnification and will also include language limiting the type of work that the officers may be contracted for by the venues and private entities.

DISCUSSION

The requestor has asked to hire these officers to monitor real-time imagery of BID surveillance camera feeds from monitors located inside the Hollywood Community Police Station. The information garnered would then be disseminated to patrol personnel to address identified crime problem(s) and provide an increased margin of safety. Officers would also be utilized in the Hollywood Entertainment District BID area to add an additional uniform presence to deter crime and promote safety. The officers hired by the BID will not be on an on-duty cash overtime basis. They would be hired via valid work permits, submitted by the employees, signed by their commanding officers and forwarded to Personnel Group for review and final approval. This is not an on-duty cash overtime assignment and the officers are limited in their activities and

FACT SHEET

APPROVAL OF THE HOLLYWOOD ENTERTAINMENT DISTRICT, BUSINESS IMPROVEMENT DISTRICT (BID), AS AN APPROVED ENTITY FOR OFF-DUTY UNIFORMED SECONDARY EMPLOYMENT

February 20, 2013

responsibilities. The Department should also obtain indemnification from the secondary employer as a condition of approval of this type of secondary employment.

The Hollywood Entertainment Center, Business Improvement District, is registered with the City of Los Angeles, Office of the City Clerk. The Department will determine the scope of the officers' duties, and limit their activities and responsibilities consistent with those of a security guard or patrol officer and not those of regularly employed on-duty police personnel. The intended goal is to allow for the hiring of off-duty officers, in uniform, as security officers to deter crime and help bolster the confidence of consumers to shop and visit their areas.

The Commanding Officer, Personnel Group, should review the BID off-duty work permit requests to ensure the permit request does not conflict with Department guidelines restricting off-duty employment at identified locations that would reflect negatively on the Department.

The City and the Department have an established relationship with Hollywood Entertainment District BID and have a mutual interest in crime reduction and public safety.

RECOMMENDATION

It is recommended that the Hollywood Entertainment District BID be approved for off-duty uniformed secondary employment. The employment will be allowed for those officers who possess a valid work permit for this BID.

Prepared by:
Contract Services Section