
Office of the City Clerk, City of Los Angeles

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Council File Number

[94-1460](#)

Title

AIDS EPIDEMIC

Subject

Resol - NOW THEREFORE BE IT RESOLVED that the City Council of the City of Los Angeles finds that a local emergency currently exists in the City of Los Angeles in connection with the AIDS epidemic and the transmission of HIV through contaminated injection drug equipment. BE IT FURTHER RESOLVED that the City Council of the City of Los Angeles hereby requests and urges the Mayor of the City of Los Angeles to declare such a local emergency to exist, pursuant to Section 8.27 of LAAC, and to utilize local emergency powers to direct the City AIDS Coordinator and all appropriate City departments, agencies, and personnel to immediately take all steps permitted by law to allow for the availability and uninterrupted operation of needle exchange programs in the City of Los Angeles or for the residents of the City of Los Angeles, *investigation, detention, seizure, forfeiture, arrest or prosecution arising out of alleged violations of state drug paraphernalia laws in connection with a needle exchange program operating in the City of Los Angeles or for the City's residents, due to the overriding needs of public health, safety and welfare during this time of local emergency

Last Change Date

09/02/2004

Mover

JACKIE GOLDBERG

Second

RICHARD ALARCON
MIKE HERNANDEZ
MARK RIDLEY-THOMAS
RITA WALTERS

Archive History

8-19-94 - This days Ccl session - File to Cal Clk for placement on next reg Ccl agenda
8-23-94 - Resol ADOPTED *as amended to revise last paragraph
8-24-94 - File to Mayor FORTHWITH
9-6-94 - Mayor's Message - DECLARATION OF LOCAL EMERGENCY - By virtue of the authority vested in me as Mayor of the City of Los Angeles, pursuant to provisions of LAAC Section 8.27, I hereby find that: An emergency in connection with the AIDS epidemic and the transmission of HIV through contaminated needles exists; Said emergency threatens to cause extraordinary loss of life. NOW THEREFORE I hereby declare the existance of a Local Emergency and I do hereby direct the City AIDS Coordinator and all appropriate City departments, agencies, and personnel to immediately take all steps permitted by law to allow the availability and operation of responsible needle exchange programs in the City of Los Angeles which are conducted by non-profit or social service agencies in stable, secure locations developed in consultation with residents of the community business owners, other social service agencies and the potential client of the service and whose efforts are directed solely toward preventing the speard of AIDS or HIV.
FURTHER encourage the City Atty, Police Department and Police Commission to immediately create and implement proper procedures to avoid needless investigation, detention, seizure, forfeiture, arrest, or prosecution arising out of alleged violations of state drug paraphernalia laws based upon participation in a needle exchange

program operating in the City of Los Angeles. I hereby ask those law enforcement and prosecutorial agencies, authorities, and personnel with jurisdiction over such matters to formulate policy and direct resources in a manner consistent with this Declaration pursuant to aforementioned needle exchange programs due to the overriding needs of public health, safety and welfare during this time.

FURTHER direct the City AIDS coordinator to work with City departments to (1) insure that all nonprofit or social service agencies who participate in needle exchange programs do so consistent with the terms of this declaration (2) and provide HIV prevention and drug abuse education / referral information

9-6-94 - File to Cal Clk

9-13-94 - Resol - ADOPTED - NOW, THEREFORE, Ccl RESOLVES that:

1. A local emergency persist within City of Los Angeles within meaning of LAAC Section 8.21 (821) et seq
2. In accordance with LAAC Sec 8.21 et seq the City AIDS Coordinator & all appropriate City depts, agencies, & personnel shall continue to perform all duties & responsibilities to represent the City of Los Angeles in this matter
3. The Ccl of City of Los Angeles has reviewed the local emergency & hereby ratifies the existence of local emergency & the need to continue the Mayor's Declaration of Local Emergency
4. The City Clerk calendar include for Ccl consideration at a regularly scheduled Ccl session no later than the date of 9-27-94 & not later than every fourteen days thereafter until rescinded, the Mayor's Declaration for review.

9-15-94 - File to Cal Clk

9-27-94 - Resol ADOPTED - NOW THEREFORE, Ccl RESOLVES that:

1. A local emergency persists within the City of Los Angeles within the meaning of LAAC Section 8.21 et seq
2. In accordance with LAAC Section 8.21 et seq the City AIDS Coordinator and all appropriate City depts, agencies, and personnel shall continue to perform all duties and responsibilities to represent the City of Los Angeles in this matter
3. The Council of the City of Los Angeles has reviewed the local emergency and hereby ratifies the existence of a local emergency and the need to continue the Mayor's Declaration of Local Emergency
4. The City Clerk calendar include for City Council consideration at a regularly scheduled Council session no later than the date of 10-11-94 and not later than every fourteen days thereafter until rescinded, the Mayor's Declaration for review

9-29-94 - File to Cal Clk

10-5-94 - This days Ccl session - RESOLUTION - NOW THEREFORE, the Council of the City of Los Angeles, RESOLVES that:

1. A local emergency continues to persist within the City of Los Angeles within the meaning of LAAC Section 8.21 et seq, and the continuance of the Mayor's Declaration of Local Emergency is therefore necessary;
2. In accordance with LAAC Section 8.21 et seq the Cith AIDS Coordinator and all appropriate City departments, agencies, and personnel shall continue to perform all duties and responsibilities to represent the City of Los Angeles in this matter
3. The Council of the City of Los Angeles has reviewed the local emergency and hereby ratifies the existence of a local emergency and the need to continue the Mayor's Declaration of Local Emergency
4. The City Clerk calendar include for City Council consideration at a regularly scheduled Council session no later than the date of 10-21-94 and not later than every 14 days thereafter until rescinded, the Mayor's Declaration for review

10-5-94 - File to Cal Clk

10-7-94 - Resol ADOPTED

10-12-94 - File in files

10-20-94 - File to Cal Clk for Ccl hearing on 10-21-94

10-21-94 - Resol ADOPTED

10-24-94 - File in files

10-26-94 - For Ccl - Mayor - Req Ccl approval of Resol that a local emergency continues to persist within City of Los Angeles within the meaning of LAAC Section 8.21 (821) et seq, & the continuance of Mayor's Declaration of Local Emergency.

10-26-94 - File to Cal Clk

11-4-94 - Resol ADOPTED - NOW THEREFORE the Council of the City of Los Angeles RESOLVES that:

1. A local emergency continues to persist within the City of Los Angeles within the meaning of LAAC 8.21 et seq, and the continuance of the Mayor's Declaration of Local Emergency is therefore necessary
2. In accordance with LAAC 8.21 et seq, The City AIDS Coordinator and all appropriate City departments, agencies, and personnel shall continue to perform all duties and responsibilities to represent the City of Los Angeles in this matter
3. The Council of the City of Los Angeles has reviewed the local emergency and hereby ratifies the existence of a local emergency and the need to continue the Mayor's Declaration of Local Emergency
4. The City Clerk calendar include for the City Council consideration at a regularly scheduled Council session no later than the date of 11-18-94 and not later than every 14 days thereafter until rescinded, the Mayor's Declaration for review

11-8-94 - File in files

11-16-94 - File to Cal Clk - Attn: E Trone

11-18-94 - Resol ADOPTED - NOW THEREFORE, the Council of the City of Los Angeles RESOLVES that:

1. A local emergency continues to persist within the City of LA within the meaning of LAAC Section 8.21 et seq, and the continuance of the Mayor's Declaration of Local Emergency is therefore necessary:
2. In accordance with LAAC Section 8.21 et seq, the City AIDS Coordinator and all appropriate City departments, agencies, and personnel shall continue to perform all duties and responsibilities to represent the City of Los Angeles in this matter:
3. The Council of the City of Los Angeles has reviewed the local emergency and hereby ratifies the existence of a local emergency and the need to continue the Mayor's Declaration of Local Emergency
4. The City Clerk calendar include for City Council consideration at a regularly scheduled Council session no later than the date of 12-2-94 and not later than every 14 days thereafter until rescinded, the Mayor's Declaration for review

11-22-94 - File to Cal Clk

11-29-94 - Resol ADOPTED - NOW THEREFORE the Council of the City of Los Angeles RESOLVES that:

1. A local emergency continues to persist within the City of Los Angeles within the meaning of LAAC Section 8.21 et seq, and the continuance of the Mayor's Declaration of Local Emergency is therefore necessary
2. In accordance with LAAC, Section 8.21 et seq the City AIDS Coordinator and all appropriate City departments, agencies, and personnel shall continue to perform all duties and responsibilities to represent the City of Los Angeles in this matter
3. The Council of the City of Los Angeles has reviewed the local emergency and hereby ratifies the existence of a local emergency and the need to continue the Mayor's Declaration of Local Emergency
4. The City Clerk calendar include for City Council consideration at a regularly scheduled Council session no later than the date of 12-13-94 and not later than every 14 days thereafter until rescinded, the Mayor's Declaration for review

12-5-94 - File in files

12-16-94 - For Ccl - Mayor - Req Ccl approve adopt Resol declaring that a local emergency continues to persist with the City of LA within the meaning of LAAC Section 8.21 (821) et seq, the continuance of the Mayor's Declaration of Local Emergency

12-16-94 - File to Cal Clk

12-21-94 - Resol ADOPTED - NOW THEREFORE, the Council of the City of Los Angeles RESOLVES that:

1. A local emergency continues to persist within the City of Los Angeles within the meaning of LAAC Section 8.21 et seq and the continuance of the Mayor's Declaration of Local Emergency is therefore necessary;

2. In accordance with LAAC Section 8.21 et seq the City AIDS Coordinator and all appropriate City departments, agencies and personnel shall continue to perform all duties and responsibilities to represent the City of Los Angeles in this matter

3. The Council of the City of Los Angeles has reviewed the local emergency and hereby ratifies the existence of a local emergency and the need to continue the Mayor's Declaration of Local Emergency

4. The City Clerk calendar include for City Council consideration at a regularly scheduled Council session no later than the date of 1-4-95 and not later than every 14 days thereafter until rescinded, the Mayor's Declaration for review

12-27-94 - File to Cal Clk

12-27-94 - Mayor transmittal re: Local Emergency due to AIDS epidemic - to Cal Clk - Attn: D Titus

1-4-95 - Resol ADOPTED - NOW THEREFORE, the Council of the City of Los Angeles RESOLVES that:

1. A local emergency continues to persist within the City of Los Angeles within the meaning of Los Angeles Administrative Code Section 8.21 et seq., and the continuance of the Mayor's Declaration of Local Emergency is therefore necessary;

2. In accordance with Los Angeles Administrative Code, Section 8.21 et seq., the City AIDS Coordinator and all appropriate City departments, agencies, and personnel shall continue to perform all duties and responsibilities to represent the City of Los Angeles in this matter;

3. The Council of the City of Los Angeles has reviewed the local emergency and hereby ratifies the existence of a local emergency and the need to continue the Mayor's Declaration of Local Emergency; and

4. The City Clerk calendar include for City Council consideration at a regularly scheduled Council session no later than the date of January 18, 1995 and not later than every fourteen days thereafter until rescinded, the Mayor's Declaration for review.

1-9-95 - File to Cal Clk

1-18-95 - Resol ADOPTED - NOW THEREFORE the Council of the City of Los Angeles RESOLVES that:

1. A local emergency continues to persist within the City of Los Angeles within the meaning of LAAC 8.21 et seq and the continuance of the Mayor's Declaration of Local Emergency is therefore necessary

2. In accordance with LAAC Section 8.21 et seq the City AIDS Coordinator and all appropriate City departments, agencies, and personnel shall continue to perform all duties and responsibilities to represent the City of Los Angeles in this matter

3. The Council of the City of Los Angeles has reviewed the local emergency and hereby ratifies the existence of a local emergency and the need to continue the Mayor's Declaration of Local Emergency

4. The City Clerk calendar include for City Council consideration at a regularly scheduled Council session no later than the date of 2-1-95 and not later than every 14 days thereafter until rescinded, the Mayor's Declaration for review

1-19-95 - File to Cal Clk

2-1-95 - RESOL ADOPTED - NOW THEREFORE the Council of the City of Los Angeles RESOLVES that:

1. A local emergency continues to persist within the City of Los Angeles within the meaning of LAAC 8.21 et seq and the continuance of the Mayor's Declaration of Local Emergency is therefore necessary

2. In accordance with LAAC 8.21 et seq the City AIDS Coordinator and all appropriate City departments, agencies, and personnel shall continue to perform all duties and responsibilities to represent the City of Los Angeles in this matter

3. The Council of the City of Los Angeles has reviewed the local emergency and hereby ratifies the existence of a local emergency and the need to continue the

Mayor's Declaration of Local Emergency

4. The City Clerk calendar include for City Council consideration at a regularly scheduled Council session no later than the date of 3-15-95 and not later than every 14 days thereafter until rescinded, the Mayor's Declaration for review

2-9-95 - File to Cal Clk

2-15-95 - Resol ADOPTED - On September 13, 27, October 7, 21, November 4, 18, 29, December 13, 21, 1994; Jan 4, 18, & Feb 1, 1995 the Ccl of the City of LA ratified the Mayor's declaration dated 9-6-94 wherein he declared that, due to the AIDS epidemic & the transmission of HIV thru contaminated needles within the City of Los Angeles, a local emergency existed.

By reason of its magnitude, this emergency threatens to cause extraordinary loss of life.

The emergency threat to life continues to exist within City of LA, & that emergency measures are necessary to mitigate the possibility of further HIV transmission.

In accordance with CAO, Section 8.27 the governing body of the City of LA must review the resol approving Declaration of a Local Emergency at least every 14 days after the initial approval.

The City of Los Angeles is continuing to carry out required emergency abatement.

2-15-95 - File to Cal Clk

2-21-95 - Mayor / CAO - Req Ccl approve Resol declaring existence of a continued Local Emergency in Los Angeles, in connection with AIDS Epidemic & the Transmission of HIV through Needles.

2-21-95 - File to Cal Clk

3-1-95 - Resol ADOPTED - THEREFORE, the Ccl of the City of Los Angeles RESOLVES that:

1. A local emergency continues to persist within the City of Los Angeles within the meaning of Los Angeles Administrative Code Section 8.21 et seq., and the continuance of the Mayor's Declaration of Local Emergency is therefore necessary;

2. In accordance with Los Angeles Administrative Code, Section 8.21 et seq. the City AIDS Coordinator and all appropriate City departments, agencies, and personnel shall continue to perform all duties and responsibilities to represent the City of Los Angeles in this matter

3. The Ccl of the City of Los Angeles has reviewed the local emergency & hereby ratifies the existence of a local emergency & the need to continue the Mayor's Declaration of Local Emergency.

4. The City Clerk scheduled Ccl session no later than the date of 3-15-95 and not later than every fourteen days thereafter until rescinded, the Mayor's Declaration for review

3-8-95 - MEMO TO FILE - Notwithstanding the records attached to CF 94-1460, it was the intent of the Ccl to continue declaring the existence of a local emergency in Los Angeles through 2-15-95 & through 3-15-95, at its meetings of 2-1-95 & 3-1-95, respectively; see attached copies of Ccl agendas & actions for these dates.

3-8-95 - File in files

3-10-95 - File to Cal Clk

3-15-95 - Resol ADOPTED - THEREFORE, the Ccl of the City of Los Angeles RESOLVES that:

1. A local emergency continues to persist within the City of Los Angeles within the meaning of Los Angeles Administrative Code Section 8.21 et seq., and the continuance of the Mayor's Declaration of Local Emergency is therefore necessary;

2. In accordance with Los Angeles Administrative Code, Section 8.21 et seq. the City AIDS Coordinator and all appropriate City departments, agencies, and personnel shall continue to perform all duties and responsibilities to represent the City of Los Angeles in this matter;

3. The Ccl of the City of Los Angeles has reviewed the local emergency and hereby ratifies the existence of a local emergency and the need to continue the Mayor's Declaration of Local Emergency; and

4. The City Clerk calendar include for City Ccl consideration at a regularly scheduled Ccl session no later than the date of March 29, 1995 and not later than the date of March 29, 1995 and not later than every fourteen days

thereafter until rescinded, the Mayor's Declaration for review.

3-27-95 - File to Cal Clk

3-29-95 - Resol ADOPTED - THEREFORE the Ccl of the City of Los Angeles RESOLVES that:

1. A local emergency continues to persist within the City of Los Angeles within the meaning of Los Angeles Administrative Code Section 8.21 et seq., and the continuance of the Mayor's Declaration of Local Emergency is therefore necessary;
2. In accordance with Los Angeles Administrative Code, Section 8.21 et seq. the City AIDS Coordinator and all appropriate City departments, agencies, and personnel shall continue to perform all duties and responsibilities to represent the City of Los Angeles in this matter;
3. The Ccl of the City of Los Angeles has reviewed the local emergency and hereby ratifies the existence of a local emergency and the need to continue the Mayor's Declaration of Local Emergency; and
4. The City Clerk calendar include for City Ccl consideration at a regulary scheduled Ccl session no later than the date of April 12, 1995 and not later than every fourteen days thereafter until rescinded, the Mayor's declaration for review.

4-4-95 - File in files

4-12-95 - Resol ADOPTED - THEREFORE, the Ccl of the City of Los Angeles RESOLVES that:

1. A local emergency continues to persist within the City of Los Angeles within the meaning of Los Angeles Administrative Code Section 8.21 et seq., and the continuance of the Mayor's Declaration of Local Emergency is therefore necessary;
2. In accordance with Los Angeles Administrative Code, Section 8.21 et seq the City AIDS Coordinator and all appropriate City departments, agencies, and personnel shall continue to perform all duties and responsibilities to represent the City of Los Angeles in this matter;
3. The Ccl of the City of Los Angeles has reviewed the local emergency and hereby ratifies the existence of a local emergency and the need to continue the Mayor's Declaration of Local Emergency; and
4. The City Clerk calendar include for City Ccl consideration at a regularly scheduled Ccl session no later than the date of April 26, 1995 and not later than every fourteen days thereafter until rescinded, the Mayor's Declaration for review

4-19-95 - File to Cal Clk

4-26-95 - Resol ADOPTED - THEREFORE, the Ccl of the City of Los Angeles RESOLVES that:

1. A local emergency continues to persist within the City of Los Angeles within the meaning of Los Angeles Administrative Code Section 8.21 et seq., and the continuance of the Mayor's Declaration of Local Emergency is therefore necessary;
2. In accordance with Los Angeles Administrative Code, Section 8.21 et seq. the City AIDS Coordinator and all appropriate City departments, agencies, and personnel shall continue to perform all duties and responsibilities to represent the City of Los Angeles in this matter;
3. The Ccl of the City of Los Angeles has reviewed the local emergency and hereby ratifies the existence of a local emergency and the need to continue the Mayor's Declaration of Local Emergency; and
4. The City Clerk calendar include for City Ccl consideration at a regularly scheduled Ccl session no later than the date of May 10, 1995 and not later than every fourteen days thereafter until rescinded, the Mayor's Declaration for review

5-4-95 - File in files

5-10-95 - File to Cal Clk

5-10-95 - No Quorum - Cont to 5-12-95

5-12-95 - Mo was adopted that Resol relative to the Declaration of Local Emergency in connection with AIDS epidemic & the transmission of HIV through contaminated needles be RECEIVED & FILED inasmuch as the Ccl lost jurisdiction on 5-10-95

5-19-95 - This days Ccl session - Resol - Goldberg Mover 1995 / Wachs - NOW, THEREFORE, BE IT RESOLVED that Ccl of Los Angeles finds that a local emergency currently exists in the City of Los Angeles in connection with the AIDS

epidemic & transmission of HIV through contaminated injection drug equipment. BE IT FURTHER RESOLVED that Ccl hereby reqs & urges the Mayor to declare such a local emergency to exist, pursuant to Section 8.27 of LAAC, & to utilize local emergency powers to direct the City AIDS coordinator & all appropriate City depts, agencies, & personnel to immediately take all steps permitted by law to allow for the availability & uninterrupted operation of needle exchange progs in the City of Los Angeles or for the residents of the City of Los Angeles, & to encourage the City Atty & direct the Police Dept & Police Comsn to immediately create & implement proper procedures to avoid needles investigation, detention, seizure, forfeiture, arrest or prosecution arising out of alleged violations of state drug paraphernalia laws based upon participation in a needle exchange prog operating in the City of Los Angeles or for the City's residents, due to the overriding needs of public health, safety, & welfare during this time of local emergency.

5-19-95 - File to Cal Clk

5-26-95 - This days Ccl session - Resol - Goldberg Mover 1995 / Wachs - ADOPTED - THEREFORE, BE IT RESOLVED that the City Ccl of the City of Los Angeles Finds that a local emergency currently exists in the City of Los Angeles in connection with the AIDS epidemic and the transmission of HIV through contaminated injection drug equipment; and BE IT FURHTER RESOLVED that the City Ccl of the City of Los Angeles hereby request and urges the Mayor of the City of Los Angeles to declare such a local emergency to exist, pursuant to Section 8.27 of the Los Angeles Administrative Code, and to utilize local emergency power to direct the City AIDS Coordinator and all appropriate City Departments, agencies, and personnel to immediately take all steps permitted by law to allow for the availability and uninterrupted operation of needle exchange programs in the City of Los Angeles or for the residents of the City of Los Angeles, and to encourage the City Atty and direct the Police Department and Police Commission to immediately create and implement proper procedures to avoid needless investigation, detention, seizure, forfeiture, arrest or prosecution arising out of alleged violations of state drug paraphernalia laws based upon participation in a needle exchange program operating in the City of Los Angeles or for the City's residents, due to the overriding needs of public health, safety, and welfare during this time of local emergency - Findings ADOPTED

6-1-95 - File to Mayor

6-6-03 - File returned without signature

6-6-03 - File in files

5-5-04 - File to Calendar Clerk

5-5-04 - File in files