

TRANSPORTATION COMMITTEE REPORT relative to requiring Dockless On-Demand Personal Mobility companies operating in the City of Los Angeles to cooperate with law enforcement investigations.

Recommendations for Council action, as initiated by Motion (Koretz – Cedillo):

1. DIRECT the Los Angeles Department of Transportation (LADOT) to revise the rules and guidelines for the Dockless On-Demand Personal Mobility Pilot to require personal mobility companies to:
 - a. Create a law enforcement portal for the expedient processing of search warrant requests.
 - b. Designate a law enforcement liaison as a primary point of contact for Los Angeles Police Department (LAPD) officers conducting investigations.
 - c. Provide user education about what to do in the event of a collision and cooperation with law enforcement.
2. REQUEST the City Attorney, with the assistance of LADOT, to report back with additional steps the City can take to require cooperation with law enforcement as a permit condition.
3. DIRECT the LAPD and the Los Angeles Fire Department (LAFD), with the assistance of the LADOT, to update procedures to collect information about device type in collision and injury reports and report back in 90 days.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: Yes.

For: Bel Air-Beverly Crest Neighborhood Council

SUMMARY

On May 15, 2019, Council considered Motion (Koretz – Cedillo) relative to requiring Dockless On-Demand Personal Mobility companies operating in the City of Los Angeles to cooperate with law enforcement investigations. Motion states Council approved the Dockless On-Demand Personal Mobility pilot program on September 28, 2019.

Motion goes on to state that while electric scooters claim to help ease traffic, reduce air pollution and provide an easy alternative to short trips, serious issues have emerged. A recent collision with a scooter and a pedestrian on a sidewalk resulted in serious injury to the pedestrian. The police investigation located the scooter, however, when the police contacted the scooter company to obtain the name of the individual who rented the device and caused the collision, the company refused to provide the name or any identifying information of the culpable individual.

Motion movers note there does not appear to be a specific requirement in the rules and

guidelines for the City's Dockless On-Demand Personal Mobility pilot program that require cooperation with law enforcement in the event of a serious incident or injury. Motion recommends that Council instruct LADOT to revise the rules and guidelines for the Dockless On-Demand Personal Mobility Pilot to deny, suspend and/or revoke operating permits if a personal mobility company fails or refuses to cooperate with law enforcement investigations. Council referred Motion to the Transportation Committee for consideration.

At its meeting held June 12, 2019, the Transportation Committee discussed this matter with representatives of LADOT and the City Attorney. City Attorney staff stated that law enforcement cannot compel a personal mobility company to identify users or to provide other user information without a warrant. The City Attorney's Office will look at this matter more closely and determine whether the City can legally require data release authority from users as part of the user agreement. Committee recommended that Council direct LADOT to revise the rules and guidelines for the Dockless On-Demand Personal Mobility Pilot to require personal mobility companies to create a law enforcement portal for the expedient processing of search warrant requests, designate a law enforcement liaison as a primary point of contact for police officers conducting investigations, and to provide user education about what to do in the event of a collision and cooperation with law enforcement. Committee further recommended that Council request the City Attorney to report with additional steps the City can take to require cooperation with law enforcement as a permit condition, and to also request collision data from LAPD and LAFD.

Respectfully Submitted,

TRANSPORTATION COMMITTEE



MEMBER VOTE

BONIN: YES

MARTINEZ: YES

KORETZ: YES

jaw

-NOT OFFICIAL UNTIL COUNCIL ACTS-