



**MICHAEL N. FEUER**  
CITY ATTORNEY

REPORT NO. R 21 - 0041  
FEB 02 2021

**REPORT RE:**

**DRAFT ORDINANCE AMENDING SECTION 200.92 AND ADDING SECTION 200.93  
TO ARTICLE 8, CHAPTER XX OF THE LOS ANGELES MUNICIPAL CODE TO  
REQUIRE ALL PERSONS OVER TWO YEARS OF AGE TO WEAR A FACE  
COVERING WHEN IN PUBLIC**

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. 20-0429

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 would amend Section 200.92 and add Section 200.93 to Article 8, Chapter XX of the Los Angeles Municipal Code to require all persons over two years of age to wear a face covering whenever leaving their place of residence and entering into a public or private place where other non-household members might be present. Any person who has been instructed by a medical provider that they should not wear a face covering must wear a face shield with a drape on the bottom edge. The draft ordinance relies on the Article's current definition of face covering.

The motion called for fines and penalties and thus a violation of the ordinance would be enforced pursuant to Los Angeles Municipal Code Section 11.00, which includes misdemeanor, infraction, or Administrative Enforcement Citation (ACE). If the City Council prefers to limit enforcement to civil fines (ACE citations) only, we will transmit a revised draft ordinance upon receiving further direction of the City Council.

The ordinance would sunset upon the later of either the Governor of California lifting the State of Emergency he declared on March 4, 2020, or the City terminating the Declaration of Emergency declared by the Mayor of Los Angeles on March 4, 2020.

Council Rule 38 Referral

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

If you have any questions regarding this matter, please contact Senior Assistant City Attorney Valerie Flores at (213) 978-8130. She or another 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  /for

DAVID MICHAELSON  
Chief Assistant City Attorney

DM:VLF:pj  
Transmittal