

Communication from Public

Name: Estella Suarez-Hamilton

Date Submitted: 08/24/2022 09:52 AM

Council File No: 20-1376-S1

Comments for Public Posting: This ordinance is in violation of US Constitution-protected rights. Everyone who voted for, signed off, drafted and published this ordinance is in violation of Section 242 of Title 18 and is liable for any death or bodily harm caused by this violent ordinance. |||| Section 242 of Title 18 "makes it a crime for a person acting under color of any law to willfully deprive a person of a right or privilege protected by the Constitution or laws of the United States. For the purpose of Section 242, acts under "color of law" include acts not only done by federal, state, or local officials within their lawful authority, but also acts done beyond the bounds of that official's lawful authority, if the acts are done while the official is purporting to or pretending to act in the performance of his/her official duties. Persons acting under color of law within the meaning of this statute include police officers, prisons guards and other law enforcement officials, as well as judges, care providers in public health facilities, and others who are acting as public officials. It is not necessary that the crime be motivated by animus toward the race, color, religion, sex, handicap, familial status or national origin of the victim. The offense is punishable by a range of imprisonment up to a life term, or the death penalty, depending upon the circumstances of the crime, and the resulting injury, if any. TITLE 18, U.S.C., SECTION 242 Whoever, under color of any law, statute, ordinance, regulation, or custom, willfully subjects any person in any State, Territory, Commonwealth, Possession, or District to the deprivation of any rights, privileges, or immunities secured or protected by the Constitution or laws of the United States, ... shall be fined under this title or imprisoned not more than one year, or both; and if bodily injury results from the acts committed in violation of this section or if such acts include the use, attempted use, or threatened use of a dangerous weapon, explosives, or fire, shall be fined under this title or imprisoned not more than ten years, or both; and if death results from the acts committed in violation of this section or if such acts include kidnapping or an attempt to kidnap, aggravated sexual abuse, or an attempt to commit aggravated sexual abuse, or an attempt to kill, shall be fined under this title, or imprisoned for any term of years or for life, or both, or may be sentenced to death." This ordinance must be repealed immediately as it is unenforceable and violates Civil Rights under

the color of law.

Communication from Public

Name: Kiernan

Date Submitted: 07/27/2022 11:14 AM

Council File No: 20-1376-S1

Comments for Public Posting: This proposed amendment is not only ineffective and dangerous, it is morally reprehensible. Since 41.18 was passed nearly a year ago, unhoused deaths have increased by ~22%. This is not an unintended or unfortunate consequence of an otherwise well-meaning policy-- this is its intended effect. Expanding 41.18 will only serve to harm those it is displacing, and in no way does it serve to address the systemic issue that causes poverty and homelessness to begin with. The unhoused population of Los Angeles deserve support, opportunities, and their constitutional rights just like anybody else ("The Eighth Amendment prohibits the city from punishing involuntary sitting, lying, or sleeping on public sidewalks that is an unavoidable consequence of being human and homeless without shelter in the City of Los Angeles."). The few housing projects the city does commit to--like Project Roomkey-- are horribly run at their best and downright dangerous at their worst. Don't turn to criminalizing homelessness, none of this is getting closer to a solution and the consequences for this are going to be people's lives.