

ASSEMBLY BILL

No. 1941

Introduced by Assembly Member Havice

February 14, 2002

An act to add Section 53087.6 to the Government Code, relating to law enforcement.

LEGISLATIVE COUNSEL'S DIGEST

AB 1941, as introduced, Havice. Rave parties: permits.

(1) Existing law requires notification of law enforcement of the issuance of a permit for an upcoming event in limited instances such as the holding of a certified farmers market.

This bill would require a local permit granting authority to notify law enforcement when it is considering granting a permit for a rave party, as defined. The bill would require the local agency to require the promoter to present evidence that the promoter is sufficiently knowledgeable about illegal drugs and drug paraphernalia to recognize their presence at the event. The bill would create a state-mandated local program by imposing new duties on local agencies.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state,

reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 53087.6 is added to the Government
2 Code, to read:
3 53087.6. (a) As used in this section, ‘rave party‘ means any
4 dance event that may be attended by 1,000 or more persons.
5 (b) Any local permit granting authority shall notify the local
6 law enforcement agency having jurisdiction over the proposed
7 location of the event when it is considering whether or not to grant
8 a permit for a rave party. The permit granting authority shall also
9 require the promoter of the event to present evidence before the
10 issuance of the permit showing that the promoter is sufficiently
11 knowledgeable about illegal drugs and drug paraphernalia that
12 they or their agents can recognize the presence of drugs and drug
13 paraphernalia at the event.
14 SEC. 2. Notwithstanding Section 17610 of the Government
15 Code, if the Commission on State Mandates determines that this
16 act contains costs mandated by the state, reimbursement to local
17 agencies and school districts for those costs shall be made pursuant
18 to Part 7 (commencing with Section 17500) of Division 4 of Title
19 2 of the Government Code. If the statewide cost of the claim for
20 reimbursement does not exceed one million dollars (\$1,000,000),
21 reimbursement shall be made from the State Mandates Claims
22 Fund.

