

AMENDED IN SENATE MAY 2, 2002

SENATE BILL

No. 1313

Introduced by Senator Margett

January 23, 2002

An act to amend Section 53069.8 of the Government Code, relating to law enforcement.

LEGISLATIVE COUNSEL'S DIGEST

SB 1313, as amended, Margett. Counties and cities: contracts: law enforcement.

Existing law authorizes a county board of supervisors to contract on behalf of the sheriff of that county, and the legislative body of any city to contract on behalf of that city, to provide supplemental law enforcement services to private individuals or entities to preserve the peace at special events or occurrences that happen on an occasional basis.

This bill would extend that authorization ~~to special events or occurrences that happen on an ongoing basis~~ *with respect to providing supplemental law enforcement services to private nonprofit corporations that are recipients of government low income housing funds or grants to preserve the peace on an ongoing basis, and to private individuals or entities at critical facilities on an ongoing basis, as specified.*

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

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

1 SECTION 1. Section 53069.8 of the Government Code is
2 amended to read:

3 53069.8. (a) The board of supervisors of any county may
4 contract on behalf of the sheriff of that county, and the legislative
5 body of any city may contract on behalf of the chief of police of
6 that city, to provide supplemental law enforcement services to
7 ~~private to:~~

8 (1) *Private individuals or private entities to preserve the peace*
9 *at special events or occurrences that happen on an occasional-~~or~~*
10 ~~*ongoing basis. Contracts*~~

11 (2) *Private nonprofit corporations that are recipients of*
12 *federal, state, county, or local government low income housing*
13 *funds or grants to preserve the peace on an ongoing basis.*

14 (3) *Private individuals or private entities at critical facilities*
15 *on an occasional or ongoing basis. A “critical facility” means any*
16 *building, structure, or complex that in the event of a disaster,*
17 *whether natural or manmade, poses a threat to public safety or is*
18 *a resource to the public or emergency responders.*

19 (b) *Contracts* entered into pursuant to this section shall provide
20 for full reimbursement to the county or city of the actual costs of
21 providing those services, as determined by the county auditor or
22 auditor-controller, or by the city, as the case may be.

23 ~~(b)~~

24 (c) The services provided pursuant to this section shall be
25 rendered by regularly appointed full-time peace officers, as
26 defined in Section 830.1 of the Penal Code, or as negotiated with
27 the respective certified employee organizations.

28 ~~(c)~~

29 (d) Peace officer rates of pay shall be governed by a
30 memorandum of understanding.

31 ~~(d)~~

32 (e) A contract entered into pursuant to this section shall
33 encompass only law enforcement duties and not services
34 authorized to be provided by a private patrol operator, as defined
35 in Section 7582.1 of the Business and Professions Code.

36 ~~(e)~~

37 (f) Contracting for law enforcement services, as authorized by
38 this section, shall not reduce the normal and regular ongoing



1 service that the county, agency of the county, or city otherwise
2 would provide.

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