



County of Los Angeles
Chief Executive Office

PUBLIC SAFETY CLUSTER AGENDA REVIEW MEETING

SACHI A. HAMAI
Chief Executive Officer

DATE: Wednesday, May 13, 2020
TIME: 10:00 a.m.

**DUE TO CLOSURE OF ALL COUNTY BUILDING, TO PARTICIPATE IN THE MEETING CALL
TELECONFERENCE NUMBER: (323) 776-6996 ID: 803906995#**

AGENDA

Members of the Public may address the Public Safety Cluster on any agenda item by submitting a written request prior to the meeting. Two (2) minutes are allowed for each item.

1. **CALL TO ORDER**
2. **INFORMATIONAL ITEM(S)** [Any Information Item is subject to discussion and/or presentation at the request of two or more Board offices with advance notification]:
 - A. Board Letter:
ADVANCE NOTIFICATION OF INTENT TO ENTER INTO NEGOTIATIONS FOR A SOLE SOURCE AMENDMENT TO EXTEND AGREEMENT NUMBER 77869 WITH IDEMIA IDENTITY & SECURITY USA, LLC TO PROVIDE CONTINUED LIVESCAN SYSTEM MAINTENANCE AND SUPPORT SERVICES
Speaker(s): Derek Sabatini and Angelo Faiella (Sheriff)
 - B. Board Letter:
ORDINANCE AMENDING TITLE 12 OF THE LOS ANGELES COUNTY CODE ANNUAL FEES FOR HAZARDOUS WASTE GENERATOR/TIERED PERMITTING, HAZARDOUS MATERIALS HANDLER, ABOVEGROUND PETROLEUM STORAGE TANK, AND CALIFORNIA ACCIDENTAL RELEASE PREVENTION PROGRAM PERMITS FOR FISCAL YEAR 2020-21
Speaker(s): Christopher Anderson and Nick Duvally (Fire)
3. **PRESENTATION/DISCUSSION ITEM(S):**
 - A. Board Letter:
ADOPT RESOLUTION TO AUTHORIZE PARTICIPATION IN THE CALIFORNIA BOATING SAFETY AND ENFORCEMENT FINANCIAL AID PROGRAM FOR FISCAL YEAR 2020-21
Speaker(s): Christopher Anderson (Fire)
4. **PUBLIC COMMENT**
(2 minutes each speaker)

Wednesday, May 13, 2020

5. ADJOURNMENT

6. UPCOMING ITEMS:

A. NONE

May 13, 2020

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

**ADVANCE NOTIFICATION OF INTENT TO ENTER INTO NEGOTIATIONS
FOR A SOLE SOURCE AMENDMENT TO EXTEND AGREEMENT NUMBER 77869
WITH IDEMIA IDENTITY & SECURITY USA, LLC TO PROVIDE CONTINUED
LIVESCAN SYSTEM MAINTENANCE AND SUPPORT SERVICES**

SUBJECT

This letter provides advance notification to the Board, in accordance with Board Policy 5.100, that the Los Angeles County (County) Sheriff's Department (Department) intends to enter into negotiations for a Sole Source Amendment (Amendment) to Agreement Number 77869 (Agreement) with Idemia Identity & Security USA, LLC (Idemia) for continued maintenance and support services (Services) for the Department's livescan system. The proposed Amendment will add an estimated \$1,800,000 annually.

PURPOSE

All previously approved Agreement extensions have been exercised. The current Agreement expires on November 30, 2020. This Amendment is needed to extend the term of the Agreement for one year, with up to 12 additional months in any increment, at the County's discretion. The continuation of these Services is critical for maintaining the County's livescan devices which are still in use pending the successful implementation of the successor system, the contract for which the Board approved on December 10, 2019.

BACKGROUND

In 2005, the County purchased 173 new livescan devices through the Internal Services Department (ISD). The devices are housed in every Sheriff's station, police station, criminal booking facility, the Coroner's Office, the District Attorney's Office, Probation Department's offices, and all, but two of the courthouses within the County. The livescan system is used to catalog an average of 1,200 fingerprint enrollments per day throughout the County.

On November 25, 2008, the Board approved Sole Source Agreement Number 76819 for a term of four years with Identix, Incorporated (Identix) to provide livescan equipment maintenance and support services. That Agreement expired on November 30, 2012.

On November 20, 2012, the Board approved a successor Sole Source Agreement Number 77869 with Identix, for a term of four years.

The Agreement was amended on six prior occasions to exercise the option term extensions, add new County-mandated provisions, and memorialize the mergers of Identix with MorphoTrust USA, Inc., and then with Idemia.

On May 31, 2016, the Board delegated authority to the Sheriff to execute Amendment Number Four to extend the Agreement for one year plus 12 additional months in any increment. The Sheriff executed Amendment Number Four on July 13, 2016.

On October 16, 2018, the Board delegated authority to the Sheriff to execute Amendment Number Five to extend the Agreement for an additional one-year period plus one Option Term of up to 12 months in any increment. The Sheriff executed Amendment Number Five on November 1, 2018.

On December 10, 2019, the Board approved Agreement Number 79015 with DataWorks Plus, LLC to deliver and maintain a Criminal Booking System (CBS) solution to replace the current Idemia livescan machines, backend equipment/software and its related maintenance and support costs.

FISCAL IMPACT/FINANCING

The proposed extension will be procured at zero net cost to the County. The Department will seek approval from the Los Angeles County Regional Identification System (LACRIS) Remote Access Network Board to fund the cost of the proposed Amendment through its Automated Fingerprint Identification System Fund. The expenditures for these Services are estimated to be \$1,800,000 annually.

SOLE SOURCE JUSTIFICATION

LACRIS is responsible for the identification of all criminals arrested in the County. The Amendment is necessary to ensure the livescan equipment located throughout the County continues to operate efficiently and effectively during the transition. The Agreement provides for a contingency fund to procure additional software, hardware, and professional series on an as-needed basis, allowing the equipment to remain fully functional and up-to-date throughout the term of the Agreement.

The livescan system is comprised exclusively of proprietary hardware and software customized to meet the needs of the Department, other County agencies, and the law enforcement members of LACRIS. Idemia is the sole provider of maintenance and support services for all County-owned livescan equipment, hardware, and software. Idemia does not license, certify, or otherwise endorse any third party to provide maintenance or support services to its proprietary technology.

The proposed Amendment will also allow the Department to continue to provide these critical Services while it completes the implementation of CBS, which is estimated to occur during spring 2021.

The Chief Information Office has reviewed the Department's Sole Source justification and concurs with this approach.

CONCLUSION

Pursuant to Board policy, the Department will proceed with Sole Source negotiations in four weeks, unless otherwise instructed by the Board.

Should you have any questions, please contact Assistant Director David Culver, Fiscal Administration Bureau, at (213) 229-3260.

Sincerely,

ALEX VILLANUEVA, SHERIFF

TIMOTHY K. MURAKAMI
UNDERSHERIFF

AV:TL:VU:vu

(Fiscal Administration Bureau/Contracts Unit)

c: Board of Supervisors, Justice Deputies
Celia Zavala, Executive Officer, Board of Supervisors
Sachi A. Hamai, Chief Executive Officer
Sheila Williams, Senior Manager, Chief Executive Office (CEO)
Rene Phillips, Manager, CEO
Jocelyn Ventilacion, Principal Analyst, CEO
Anna Petrosyan, Analyst, CEO
Mary C. Wickham, County Counsel
Cammy C. DuPont, Principal Deputy County Counsel
Michele Jackson, Principal Deputy County Counsel
Elizabeth D. Miller, Chief Legal Advisor, Legal Advisory Unit
Timothy K. Murakami, Undersheriff
John P. Burcher, A/Chief of Staff
Mark Glatt, Division Chief, Technology and Support Division (TSD)
Conrad Meredith, Division Director, Administrative Services Division (ASD)
Glen C. Joe, Assistant Division Director, ASD
Steve Katz, Commander, TSD
Rick Cavataio, Director, Fiscal Administration Bureau (FAB)
Guninder Singh, Director, TSD
Brian Yanagi, Captain, Data Systems Bureau (DSB)
Dave Culver, Assistant Director, FAB, Contracts Unit
Derek Sabatini, Lieutenant, Data Systems Bureau
Angelo Faiella, Manager, Contracts Unit
Vanessa C. Chow, Sergeant, ASD
Adam R. Wright, Deputy, ASD
Veronica Urenda, Contract Analyst, Contracts Unit
(Contracts/Advance Notification – Idemia Identity and Security 05-14-20)

SOLE SOURCE CHECKLIST

Check (✓)	JUSTIFICATION FOR SOLE SOURCE CONTRACTS Identify applicable justification and provide documentation for each checked item.
✓	➤ Only one bona fide source (monopoly) for the service exists; performance and price competition are not available. Monopoly is an “ <i>Exclusive control of the supply of any service in a given market. If more than one source in a given market exists, a monopoly does not exist.</i> ”
✓	➤ Compliance with applicable statutory and/or regulatory provisions.
✓	➤ Compliance with State and/or federal programmatic requirements.
	➤ Services provided by other public or County-related entities.
	➤ Services are needed to address an emergent or related time-sensitive need.
	➤ The service provider(s) is required under the provisions of a grant or regulatory requirement.
	➤ Additional services are needed to complete an ongoing task and it would be prohibitively costly in time and money to seek a new service provider.
✓	➤ Maintenance service agreements exist on equipment which must be serviced by the original equipment manufacturer or an authorized service representative.
	➤ It is more cost-effective to obtain services by exercising an option under an existing contract.
	➤ It is in the best economic interest of the County (e.g., significant costs to replace an existing system or infrastructure, administrative cost savings and excessive learning curve for a new service provider, etc.) In such cases, departments must demonstrate due diligence in qualifying the cost-savings or cost-avoidance associated with the best economic interest of the County.

Chief Executive Office

Date

BOARD LETTER/MEMO – FACT SHEET OPERATIONS CLUSTER

OPS CLUSTER AGENDA REVIEW DATE	5/6/2020	
BOARD MEETING	N/A	
DELEGATED AUTHORITY BOARD LETTER	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
SUPERVISORIAL DISTRICT AFFECTED	All	
DEPARTMENT	Sheriff's Department	
SUBJECT	Advance notification of the Department's intent to enter into negotiations for a sole source amendment to Agreement Number 77869 with Idemia Identity & Security USA, LLC	
PROGRAM	Livescan System	
SOLE SOURCE CONTRACT	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If Yes, please explain why: The hardware and software used by the Livescan System are proprietary to Idemia.	
DEADLINES/ TIME CONSTRAINTS	The current contract expires November 30, 2020.	
COST & FUNDING	Total cost: \$1,800,000	Funding source: Remote Access Network (RAN) Board
	TERMS (if applicable): One year with up to 12 additional months in any increment.	
	Explanation: The proposed extension will be procured at zero cost to the County. Cost will be funded through the Automated Fingerprint Identification System (AFIS) Fund (Number 41079).	
PURPOSE OF REQUEST	The continuation of the Livescan System is critical to the County's Livescan devices which are still in use while a successor system is being implemented.	
BACKGROUND (include internal/external issues that may exist)	No issues or concerns	
DEPARTMENTAL AND OTHER CONTACTS	Name, Title, Phone # & Email: • Angelo Faiella, (213) 229-3259, afaiell@lasd.org • Lt. Derick Sabatini, (562) 345-4319, dssabati@lasd.org	

SOLE SOURCE QUESTIONNAIRE

It is the policy of the County, to solicit the maximum number of bids/proposals for a commodity or service from the largest relevant market and to select vendors on a competitive basis.

There are certain acquisitions which when in the best interest of the County, can only be obtained from a sole source. Sole source acquisitions must be justified in sufficient detail to explain the basis for suspending the usual competitive procurement process.

NOTE: Please refer to Procedure P-3700 of the ISD Purchasing Policies on Procedures Manual.

DOCUMENTATION FOR SOLE SOURCE JUSTIFICATION MUST INCLUDE RESPONSES TO THE FOLLOWING QUESTIONS:

1. What is being requested?

Uninterrupted hardware and software maintenance and support services for livescan equipment used throughout Los Angeles County, including 167 livescan devices, 150 laser printers, and a centralized data server.

2. Why is the product needed – how will it be used?

The livescan systems performs a critical role in the mission of law enforcement agencies by helping to positively identify criminal suspects who are booked into jail. The livescan system compares an arrestee's unique biometric identifiers, such as fingerprints and iris scans, with information stored in a central database. Los Angeles County law enforcement agencies use the livescan system approximately 1200 times per day.

3. Is the "brand" of product the only one that meets the user's requirements? If yes, what is unique about the product?

Yes, the livescan system was designed using proprietary equipment and software provided by Idemia to meet the particular needs of the law enforcement agencies within Los Angeles County.

4. Have other products/vendors been considered? If yes, which products/vendors have been considered and how did they fail to meet the user's requirements?

No, the hardware and software used by the livescan system is proprietary and can only be maintained and supported by Idemia, which does not license, certify, or otherwise endorse any third party to provide maintenance or support services.

5. Will purchase of this product avoid other costs, e.g. data conversion, etc? Or will it incur additional costs, e.g. training, conversion, etc?

There is no cost avoidance for this purchase, and no additional costs will be incurred. The cost for ongoing maintenance and support will remain unchanged.

6. Is the product proprietary or is it available from various dealers? Have you verified this?

Yes, the products and services are proprietary. Idemia is the only source providing maintenance and support services for their proprietary equipment and software.

7. Reasonableness of Price. Does the County obtain a percentage discount or special discount not available to the private sector?

No, not to our knowledge.

8. What is the dollar value of existing equipment and the Purchase Order No. for the existing equipment?

The components that make up the existing livescan system were purchased in May 2005 on ISD's P.O. Number 31064424 (R42145). The total P.O. amount was \$7,818,235.92.



COUNTY OF LOS ANGELES

FIRE DEPARTMENT

1320 NORTH EASTERN AVENUE
LOS ANGELES, CALIFORNIA 90063-3294
(323) 881-2401
www.fire.lacounty.gov

"Proud Protectors of Life, Property, and the Environment"

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DARYL L. OSBY
FIRE CHIEF
FORESTER & FIRE WARDEN

May 26, 2020

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**ORDINANCE AMENDING TITLE 12 OF THE LOS ANGELES COUNTY CODE
ANNUAL FEES FOR HAZARDOUS WASTE GENERATOR/TIERED PERMITTING,
HAZARDOUS MATERIALS HANDLER, ABOVEGROUND PETROLEUM STORAGE TANK,
AND CALIFORNIA ACCIDENTAL RELEASE PREVENTION PROGRAM PERMITS
FOR FISCAL YEAR 2020-21
(ALL DISTRICTS) (3 VOTES)**

SUBJECT

The Consolidated Fire Protection District of Los Angeles County (District) is requesting Board of Supervisors' approval to adjust the annual fees for Hazardous Waste Generator/Tiered Permitting, Hazardous Materials Handler, Aboveground Petroleum Storage Tank (APST), California Accidental Release Prevention (CalARP) Programs and cost recovery of hourly rates for Emergency Operations and Site Mitigation for Fiscal Year 2020-21, to add one fee category for CalARP businesses with high risk, to have three tiers for refinery fees, and to make other technical non-substantive changes.

**IT IS RECOMMENDED THAT THE BOARD ACTING AS THE GOVERNING BODY OF THE
CONSOLIDATED FIRE PROTECTION DISTRICT OF LOS ANGELES COUNTY AFTER
THE PUBLIC HEARING:**

1. Find that the adjustment of the annual fees adopted for the purpose of meeting operational expenses is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 21080(b)(8) of the Public Resources Code and Section 15273 of Title 14 of the California Code of Regulations (the State CEQA Guidelines).

SERVING THE UNINCORPORATED AREAS OF LOS ANGELES COUNTY AND THE CITIES OF:

AGOURA HILLS
ARTESIA
AZUSA
BALDWIN PARK
BELL
BELL GARDENS
BELLFLOWER
BRADBURY

CALABASAS
CARSON
CERRITOS
CLAREMONT
COMMERCE
COVINA
CUDAHY
DIAMOND BAR
DUARTE

EL MONTE
GARDENA
GLEN DORA
HAWAIIAN GARDENS
HAWTHORNE
HERMOSA BEACH
HIDDEN HILLS
HUNTINGTON PARK

INDUSTRY
INGLEWOOD
IRVINDALE
LA CANADA-FLINTRIDGE
LA HABRA
LA MIRADA
LA PUENTE
LAKEWOOD
LANCASTER

LAWDALE
LOMITA
LYNWOOD
MALIBU
MAYWOOD
NORWALK
PALMDALE
PALOS VERDES ESTATES

PARAMOUNT
PICO RIVERA
POMONA
RANCHO PALOS VERDES
ROLLING HILLS
ROLLING HILLS ESTATES
ROSEMEAD
SAN DIMAS
SANTA CLARITA

SIGNAL HILL
SOUTH EL MONTE
SOUTH GATE
TEMPLE CITY
WALNUT
WEST HOLLYWOOD
WESTLAKE VILLAGE
WHITTIER

2. Approve and adopt an ordinance that: adjusts the annual fees for Hazardous Waste Generator/Tiered Permitting, Hazardous Materials Handler, APST, CalARP Programs, recovers hourly rates for Emergency Operations and Site Mitigation costs for Fiscal Year 2020-21, as shown on the attached fee schedule developed in accordance with the annual adjustment provisions of the Los Angeles County Code (County Code), as delineated in Sections 12.52.070, 12.56.070, 12.60.080, and 12.64.070, and approved by the Auditor-Controller; adds one fee category for CalARP businesses with high risk and creates three tiers for refinery fees; and makes other technical changes to be consistent with the State statute and regulations.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The District implements the Hazardous Waste Generator/Tiered Permitting, Hazardous Materials Handler, APST, and the Cal-ARP Programs under the auspices of the Unified Program. State law and County Code allow for the recovery of the necessary and reasonable costs to administer these programs. Your Honorable Board established annual fees and adjustment provisions for each of these programs to recover the costs of implementation. Cost recovery hourly rates were also established for emergency responses and site mitigation oversight.

FEE ADJUSTMENT

The annual fee adjustments established in accordance with provisions in the County Code will accomplish the following:

1. Allow Health Hazardous Materials Division (HHMD) to incorporate all anticipated increases in salaries, benefits and overhead expenses for Fiscal Year 2020-21. These increases will allow HHMD to close the gap between its costs of operation and revenues;
2. Facilitate the single fee billing process mandated by the Unified Program by establishing fair and equitable fees to be billed in Fiscal Year 2020-21; and
3. Add a fee category for CalARP facilities with the highest risk, and create three tiers for refinery fees. The fees are determined depending on the amount of workload hours required to administer the CalARP Program for the refineries.

The annual adjustment provisions established in the County Code utilize a fee methodology that was originally established by your Board in 1996. The proposed adjustments incorporate changes in program costs that result from changes in salaries, employee benefits and overhead rates, and the number of regulated facilities falling within each fee category. Similarly, annual adjustments to cost recovery rates reflect changes in District costs to administer those services.

ORDINANCE CHANGES

The Ordinance amendments will involve changes in the fee amounts for all programs implemented by the District; Sections 12.50.010, 12.64.010, 12.63.030 and 12.64.070 will be amended to be consistent with the State statute and regulations; and add one fee category for CalARP businesses with high risk, and create three tiers for refinery fees in Section 12.64.050 (B).

IMPLEMENTATION OF STRATEGIC PLAN GOALS

Approval of the recommended actions is consistent with the County's Strategic Plan Goal Number III, Strategy III.3: Pursue Operational Effectiveness, Fiscal Responsibility and Accountability, by continually assessing our efficiency and effectiveness, maximizing and leveraging resources, and holding ourselves accountable.

FISCAL IMPACT/FINANCING

Fees are apportioned in accordance with program costs to ensure recovery of projected HHMD operating costs. Current program costs are offset by a combination of fees and direct cost recovery billing for specific services. The proposed revisions in annual fees for the Hazardous Waste Generator/Tiered Permitting, Hazardous Materials Handler, APST, and CalARP Programs will allow recovery of the necessary and reasonable costs to implement the programs.

There is no impact to net County cost.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The fee revisions will be effective in all areas under the jurisdiction of the Los Angeles County Certified Unified Program Agency for Fiscal Year 2020-21. The cities of Los Angeles and Santa Monica will generate fee invoices in July 2020 for Fiscal Year 2020-21 for the Hazardous Waste Generator/Tiered Permitting Program, and Orange County will generate annual fee invoices in July 2020 for Fiscal Year 2020-21 for the Hazardous Materials Handler and CalARP Program facilities in the City of La Habra. These agencies are awaiting any changes in our fee schedule prior to generating invoices.

California Health and Safety Code (H&SC), Sections 25404.5(a)(2) and (3), grant authorization to the governing body of the local Certified Unified Program Agencies to establish fees to recover the necessary and reasonable program costs. The County Auditor-Controller has reviewed and approved the cost basis and fee adjustments.

This request for approval of the revised fees is made after compliance with all public notification and hearing requirements as specified in Sections 6062 and 66018 of the Government Code. Proposed ordinance language changes have been approved as to form by County Counsel.

ENVIRONMENTAL DOCUMENTATION

The annual adjustments are exempt from the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080(b)(8) and Section 15273 of the CEQA Guidelines because they involve fees to recover operating costs.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The approval of the annual fee adjustments for the Hazardous Waste Generator/Tiered Permitting, Hazardous Materials Handler, APST, CalARP Programs and for the cost recovery programs will serve to establish the reasonable and necessary fees for Fiscal Year 2020-21, facilitate the fiscal year billing process mandated by the Unified Program, and assure full recovery of program implementation costs. The annual adjustments fairly allocate changes in program costs to regulated facilities while maintaining the integrity of the original fee methodologies.

CONCLUSION

Upon approval by the Board of Supervisors, please instruct the Executive Officer to return the adopted stamped copy of the letter and attachments to the following office:

Consolidated Fire Protection District of Los Angeles County
Executive Office – Business Operations
Zuleyda Reyes-Santana, Administrative Services Manager II
Zuleyda.Reyes@fire.lacounty.gov

The District's contact may be reached at (323) 881-6173.

Respectfully submitted,

DARYL L. OSBY, FIRE CHIEF

DLO:es

Attachments

c: Chief Executive Officer
Auditor-Controller
County Counsel
Executive Officer, Board of Supervisors

ANALYSIS

This ordinance amends Title 12 - Environmental Protection of the Los Angeles County Code to increase fees for hazardous materials, hazardous waste, and above ground petroleum storage tank facilities; to establish prorated fees for certain permits; and to make other technical non-substantive changes.

MARY C. WICKHAM
County Counsel

By
JENNY TAM
Principal Deputy County Counsel
Property Division

JT:bh

ORDINANCE NO. _____

An ordinance amending Title 12 - Environmental Protection of the Los Angeles County Code to increase fees for hazardous materials, hazardous waste, and above ground petroleum storage tank facilities; to establish prorated fees for certain permits; and make other technical non-substantive changes.

The Board of Supervisors of the County of Los Angeles ordains as follows:

SECTION 1. Sections 12.50.010 and 12.50.131 are hereby amended to read as follows:

12.50.010 Definitions.

A. "Act" means the California Unified Hazardous Waste and Hazardous Materials Management Regulatory Program Act, Chapter 6.11, Division 20, California Health and Safety Code ("H&SC"), commencing with section 25404.

...

R. "Unified program facility permit" or "permit" means a consolidated permit issued pursuant to this chapter. For the purposes of this chapter, a unified program facility permit encompasses the permits issued pursuant to: section 25284 of the California Health and Safety Code and Division 4 of Title 11 of the County Code relating to the underground storage of hazardous materials; Chapter 12.52 of the County Code relating to the generation or handling of hazardous waste or extremely hazardous waste; Chapter 12.64 of the County Code relating to handling of hazardous materials or ~~acutely hazardous materials~~ regulated substances; Chapter 12.70 of the County Code relating to the aboveground storage of petroleum; and those city codes or resolutions related to the unified program elements administered by those cities as participating agencies to the LACoCUPA.

12.50.131 Reinspection Fee.

Every permittee that has been issued a notice of violation as specified in

Sections 12.52.015P, 12.64.010M, and 12.70.010J of this Chapter and has failed to correct the violation(s) or deviation(s) by the correction date as set forth in the notice of violation, shall be charged a reinspection fee for each subsequent reinspection required to verify compliance with the notice of violation. The reinspection fee shall be ~~\$448~~ \$506.

SECTION 3. Section 12.50.070 is hereby amended to read as follows:

12.52.070 Fees to Be Paid by Hazardous Waste Generators.

A. Beginning with the ~~2019-2020~~ fiscal year 2020-2021, the annual fee for the issuance of a unified program facility permit for the hazardous waste program element required to be paid to the Forester and Fire Warden by every person, business, or business concern generating or handling a hazardous or extremely hazardous waste shall be as follows:

Fee Group	Number of Employees	Annual Fee
1	0 to 2	\$536 <u>\$583</u>
2	3 to 5	\$784 <u>\$851</u>
3	6 to 19	\$1,116 <u>\$1,216</u>
4	20 to 100	\$1,506 <u>\$1,641</u>
5	101 to 500	\$2,231 <u>\$2,431</u>
6	501 or more	\$3,793 <u>\$4,133</u>

Exception:

Every person, business, or business concern generating or handling a hazardous waste which is hazardous solely due to the presence of silver and which generates no other hazardous wastes shall be charged a fee equal to one-half the amount of the Fee Group 2 fee. Beginning with the ~~2019-2020~~ fiscal year 2020-2021, this fee shall be ~~394~~ \$425.

B. Beginning with the ~~2019-2020~~ fiscal year 2020-2021, the annual fee required to be paid to the Forester and Fire Warden by every person, business, or business concern that is a hazardous waste generator conducting treatment of hazardous waste under the Act shall be based on the highest tier of permit required in descending order, as follows:

Permit Tier	Annual Fee
(1) Permit by Rule (PBR)	\$2,110 <u>\$2,925</u>
(2) Conditional Authorization (CA)	\$1,455 <u>\$2,017</u>
(3) Conditional Exemption (CE)	\$248 <u>\$303</u>

C. Beginning with ~~the 2019-2020~~ fiscal year 2020-2021, the schedule of fees contained in this Section may be adjusted annually by the following procedures:

1. Hazardous Waste Generator Fees. Hazardous waste generator fees shall be determined based on the annualized cost to the Forester and Fire Warden to administer the hazardous waste generator program, where annualized cost is defined as the annual salaries, employee benefits, and overhead for the personnel assigned to administer and implement the hazardous waste generator program calculated from rates contained in the Forester and Fire Warden's rate package, as approved by the County Auditor-Controller. The annualized cost shall be reallocated among hazardous waste generators based upon the number of hazardous waste generators in each fee group.

2. Tiered Permit Program Fees. Fees for the tiered permit program shall be determined based on the annualized cost to the Forester and Fire Warden to administer the tiered permit program, where annualized cost is defined as the annual

salaries, employee benefits, and overhead for the personnel assigned to administer and implement the tiered permit program calculated from rates contained in the Forester and Fire Warden's rate package, as approved by the County Auditor-Controller. The annualized cost shall be reallocated among hazardous waste generators conducting treatment of hazardous waste under the tiered permit program based upon the number of facilities falling within each fee group.

SECTION 4. Section 12.56.020 is hereby amended to read as follows:

12.56.020 Emergency Response Cost Recovery.

B. Any person whose release or threatened release caused the incident, as specified in Section 12.56.020A, shall be assessed an administrative charge for the response and additional emergency response charges, based upon hourly personnel costs, as approved by the County Auditor-Controller, to recover the costs incurred by the Forester and Fire Warden to protect the public from threats to public health and safety and any actions to confine, prevent, or mitigate the release, escape, burning, or threatened release of a hazardous material. Beginning in fiscal year ~~2019-2020-2020-~~2021, the administrative charge shall be ~~\$650~~\$729 and the personnel hourly rates shall be ~~\$176~~\$198.

C. All payments made pursuant to this Chapter shall be collected and accounted for in accordance with the requirements of the County Treasurer-Tax Collector and the County Auditor-Controller.

SECTION 5. Section 12.60.050 is hereby amended to read as follows:

12.60.050 Site Mitigation Oversight Fees.

A. Fees for site mitigation and oversight will be assessed to the responsible party (as defined in the Comprehensive Environmental Response, Compensation and Liability

Act (CERCLA), section 106) for a site which requires oversight by the Health Hazardous Materials Division's site mitigation unit, or the person requesting oversight by the Health Hazardous Materials Division's site mitigation unit. These fees shall be based upon the hourly personnel costs incurred by the Forester and Fire Warden to recover the costs of oversight, as approved by the County Auditor-Controller.

B. The responsible party or person requesting oversight shall be assessed an initial oversight fee to recover the costs of the Forester and Fire Warden to initially review and analyze the site, submitted site assessment reports, site history, and determine site regulatory requirements, site priority, and lead agency status. This fee shall be based upon average hourly personnel costs incurred by the Forester and Fire Warden to conduct this initial review, as approved by the County Auditor-Controller. Beginning in fiscal year ~~2019-2020~~ 2020-2021, this fee shall be ~~\$2,677~~ \$3,022 for each site accepted by the Forester and Fire Warden.

C. The responsible party or the person requesting oversight by the Health Hazardous Materials Division's site mitigation unit shall be required to pay oversight fees, based upon hourly personnel costs incurred by the Forester and Fire Warden to review and oversee site assessment and remediation activities over and above the initial review fee in Section 12.60.050 B, as approved by the County Auditor-Controller. Beginning in fiscal year ~~2019-2020~~ 2020-2021, the hourly rate shall be ~~\$165~~ \$187.

SECTION 6. Sections 12.64.010 and 12.64.030 are hereby amended to read as follows:

12.64.010 Definitions.

The following definitions govern the construction of this chapter:

A. "Act" means Chapter 6.95 (commencing with section 25500) of Division 20 of the California Health and Safety Code.

B. "Business" means an employer, self-employed individual, trust, firm, joint stock company, corporation, partnership, limited liability company, or association. "Business" includes a business organized for profit and a nonprofit business. "Business" also includes every governmental agency.

C. "Business Plan" means a separate plan for each unified program facility, site, or branch of a business that meets the requirements of section 25505 of the Act.

D. "California Environmental Reporting System" (CERS) is a Statewide web-based system to support CUPA and Participating Agencies (PA) in electronically collecting and reporting various hazardous materials-related data as mandated by the California Health and Safety Code, including section 25404.

E. "Certified Unified Program Agency" (CUPA) means the agency certified by the Secretary to implement the unified program specified in this chapter within the County of Los Angeles, pursuant to chapter 6.11 of the Act and the local agency authorized pursuant to section 25502 of the Act to implement and enforce the Act.

F. "Chief" means the Division Chief of the Health Hazardous Materials Division of the Forester and Fire Warden. "Chief" also means any authorized representative of the Forester and Fire Warden charged with the enforcement of the Act.

G. "Compressed gas" shall have the same meaning as defined in Section 3002.1 of Title 32, Fire Code, of the Los Angeles County Code.

H. ~~"Covered process" means a process that has a regulated substance present in more than a threshold quantity.~~ "Covered process" means a process that has a regulated substance present in more than a threshold quantity as determined under Section 2770.2 of Title 19 of the California Code of Regulations.

I. "Forester and Fire Warden" means the Forester and Fire Warden of the

County of Los Angeles and the Consolidated Fire Protection District of Los Angeles County.

J. "Handle" means to use, generate, process, produce, package, treat, store, emit, discharge, or dispose of a hazardous material or regulated substance in any fashion and includes the use or potential use of a quantity of hazardous material or regulated substance by the connection of any marine vessel, tank vehicle, tank car, or container to a system or process for any of the above purposes or activities.

K. "Handler" means any business which handles a hazardous material or regulated substance.

L. "Hazardous material" means any material that, because of its quantity, concentration, or physical or chemical characteristics, poses a significant present or potential hazard to human health and safety or to the environment if released into the workplace or the environment. "Hazardous materials" include, but are not limited to, hazardous substances, hazardous waste, and any material which a handler or the CUPA has reasonable basis for believing that it would be injurious to the health and safety of persons or harmful to the environment if released into the workplace or environment.

M. "Notice of violation" means a written notice issued to a handler or a business with a covered process by an authorized representative of the Forester and Fire Warden in the course of conducting an inspection which:

1. Identifies violations of the Act or deviations from minimum standards and regulations adopted pursuant to the Act;
2. Is presented to a person who is an owner or employee of the business being inspected; and
3. States the nature of the violations or deviations, the means by which compliance with the permit conditions, rules, regulations, standards, or other

requirements cited by the inspector may be achieved, and a time limit in which to comply, which shall not exceed 30 days.

N. "Permittee" shall have the same meaning as defined in Section 12.50.010.

O. "Process" means any activity involving a regulated substance, including any use, storage, manufacturing, handling, or onsite movement of the regulated substance or any combination of these activities. For the purposes of this definition, any group of vessels that are interconnected, or separate vessels that are located so that a regulated substance could be involved in a potential release, shall be considered a single process. This definition shall not apply to Article 6.5 of Title 19 of the California Code of Regulations.

P. "Process" for purposes of Article 6.5 of Title 19 of the California Code of Regulations means petroleum refining activities involving a highly hazardous material, including use, storage, manufacturing, handling, piping, or on-site movement. For the purposes of this definition, any group of vessels that are interconnected, or separate vessels that are located such that an incident in one vessel could affect any other vessel, shall be considered a single process. Utilities and safety related devices shall be considered part of the process if, in the event of an unmitigated failure or malfunction, they could potentially contribute to a major incident. This definition includes processes under partial or unplanned shutdowns. Ancillary administrative and support functions, including office buildings, laboratories, warehouses, maintenance shops, and change rooms are not considered processes under this definition.

~~P.~~ Q. "Qualified person" means a person who is qualified to attest, at a minimum, ~~to the completeness of an RMP.~~ to: (1) the validity and appropriateness of the process hazard analyses (PHA) performed pursuant to Section 2760.2 of

Title 19 of the California Code of Regulations; (2) the completeness of a risk management plan; and (3) the relationship between the corrective steps taken by the owner or operator following the PHAs and those hazards which were identified in the analyses.

~~Q.~~ R. "Regulated substance" or "RS" means any substance ~~as defined in section 25532(g) of the Act,~~ unless otherwise indicated, listed in Section 2770.5 of Title 19 of the California Code of Regulations.

~~R.~~ S. "Regulated substances accident risk" means a potential for the accidental release of a regulated substance into the environment that could produce a significant likelihood that persons exposed may suffer acute health effects resulting in significant injury or death.

~~S.~~ T. "Restaurant" shall have the same meaning as defined in Section 11.02.320 of Title 11, Health and Safety, of the Los Angeles County Code.

~~T.~~ U. "Risk management plan" or "RMP" means the risk management plan required under Part 68 (commencing with section 68.1) of Subchapter C of Chapter I of Title 40 of the Code of Federal Regulations, the California Health and Safety Code, Chapter 6.95, Article 2-, and as described by the component elements identified in Article 3 of Title 19 of the California Code of Regulations.

~~U.~~ ~~"State threshold quantity" means the quantity of a regulated substance adopted by the State Office of Emergency Services pursuant to section 25543.1 or 25543.3 of the Act. Until the office adopts a state threshold quantity for a regulated substance, the state threshold quantity shall be the threshold planning quantity for the regulated substance~~

~~specified in Appendix A of Part 355 of Subchapter J of Chapter I of Title 40 of the Code of Federal Regulations.~~

V. "Stationary source" means any stationary source, as defined in section ~~68.3 of Title 40 of the Code of Federal Regulations~~ 2735.3 of Title 19 of the California Code of Regulations.

W. "Threshold quantity" or "TQ" means the quantity of a regulated substance pursuant to Section 2770.5 of Title 19 of the California Code of Regulations and determined to be present at a stationary source as specified in Section 2770.2 of Title 19 of the California Code of Regulations.

~~that is determined to be present at a stationary source in the manner specified in section 68.115 of Title 40 of the Code of Federal Regulations and that is the lesser of either of the following:~~

- ~~1. The threshold quantity for the regulated substance specified in section 68.130 of Title 40 of the Code of Federal Regulations;~~
- ~~2. The state threshold quantity~~

X. "Unified program agency" or "UPA" means the CUPA, or its participating agencies to the extent each participating agency has been designated by the CUPA, pursuant to a written agreement, to implement or enforce a particular unified program element specified in paragraphs (4) and (5) of subdivision (c) of section 25404 of the Act.

Y. "Unified program facility permit" shall have the same meaning as defined in Section 12.50.010.

12.64.030 Compliance Required.

Every business shall comply with reporting requirements as set forth by the CUPA relating to hazardous materials, regulated substances and stationary sources under the Act.

A. The required reporting includes:

1. Initial submission of the business plan which shall include the facility information, chemical inventory information, a site map, emergency response/contingency plan, and a training plan as provided in section 25505 of the California Health and Safety Code to the CERS within 30 days of the commencement of operation of the business;
2. Correction and resubmission within 30 days of any defects in the business plan requested to be corrected by the CUPA pursuant to section 25508(a)(2) of the Act;
3. Submission of a modified business plan or inventory within 30 days Of changes that require resubmission pursuant to section 25508.1 of the Act; and
4. Resubmission of the inventory portion of the business plan and/or a certification statement annually including the site map, contingency plan, and the employee training plan annually to CERS by the due date established by the CUPA, pursuant to section 25508(a)(2) of the Act.

B. Every business which handles regulated substances shall be required to submit, by the due date established by the CUPA, a registration form and/or certification statement to the CUPA in accordance with the regulations adopted pursuant to section 25534.05 of the Act and the requirements of the CUPA pursuant to section

25534.05 of the Act.

- C. Any information requested by the CUPA necessary to make a determination of the likelihood of a regulated substance accident risk, pursuant to sections 25534(a) and 25534.5 of the Act, shall be submitted within 30 days.
- D. ~~Any risk management plan required to be submitted pursuant to section 68.150 of Title 40 of the Code of Federal Regulations shall be submitted no later than the latest date specified in that section. If the administering agency determines pursuant to section 25534 of the Act that a person or stationary source is required to prepare and submit a risk management plan, the person or stationary source shall submit the risk management plan, in accordance with a schedule established by the administering agency, after consultation with the stationary source.~~
- Risk management plans shall be submitted pursuant to Section 2745.1 of Title 19 of the California Code of Regulations.
- E. Any requested corrections of the risk management plan shall be submitted within 60 days pursuant to Section 25535 of the Act.

SECTION 7. Section 12.64.040 is hereby amended to read as follows:

12.64.040 Annual Fees to Be Paid by Handlers of Hazardous Materials.

Beginning with the ~~2019-2020~~ fiscal year 2020-2021, the annual fee required to be paid to the Forester and Fire Warden by every handler of hazardous materials for the administration and enforcement of the provisions of the Act shall be as follows:

Fee Group	Total Quantity of Hazardous Materials Handled at Any One Time During the Reporting Year	Annual Fee
I	Small Quantity Handler	\$282 <u>\$313</u>
	55—500 gallons or	
	500—5,000 pounds or	
	200—2,000 cubic feet or	
	TQ or greater quantity of a RS if less than 500 pounds	
	And no more than one hazardous material handled	
II	Minor Handler	\$409 <u>\$454</u>
	55—500 gallons or	
	500—5,000 pounds or	
	200—2,000 cubic feet or	
	TQ or greater quantity of a RS if less than 500 pounds	
	And more than one hazardous material handled	
III	Moderate Handler	\$523 <u>\$581</u>
	501—2,750 gallons or	
	5,001—25,000 pounds or	
	2,001—10,000 cubic feet	
IV	Major Handler	\$724 <u>\$804</u>
	2,751—50,000 gallons or	
	25,001—500,000 pounds or	
	10,001—200,000 cubic feet	
V	Major Handler—Large Volume	\$1,031 <u>\$1,145</u>
	50,001 gallons and over or	
	500,001 pounds and over or	
	200,001 cubic feet and over	
VI	Major Handler—Complex	\$1,591 <u>\$1,767</u>
	175,001 gallons and over or	
	700,001 pounds and over or	
	250,001 cubic feet and over or	
	A total quantity of two or more hazardous materials when expressed in or converted to pounds that equals 500,000 pounds or greater;	

	AND	
	Which is either a refinery, chemical plant, distillery, bulk plant, or terminal as defined herein.	
VII	Exempt Handler less than 55 gallons and less than 500 pounds and less than 200 cubic feet and, for RS, less than TQ quantity of RS	No Fee

...

SECTION 8. Section 12.64.045 is hereby amended to read as follows:

12.64.045 Late Submittal and Noncompliance Penalty for the California Environmental Reporting System (CERS) to be Paid by Handlers of Hazardous Materials.

A noncompliance penalty of ~~\$437~~ \$495 will be charged to each handler of hazardous materials who fails, after reasonable notice, to electronically submit a business plan to CERS, or who fails to correct the violations or deviations by the correction date as set forth in the notice of violation pursuant to section 25508(a)(3) of the Act.

SECTION 9. Section 12.64.050 is hereby amended to read as follows:

12.64.050 Additional Fees.—Regulated Substances.

A. Every business with a covered process shall in addition to the fee specified in Section 12.64.040, be required to pay an annual RS fee to the Forester and Fire Warden for the administration and enforcement of RS registration, risk assessment, and risk mitigation in accordance with compliance under the Act.

B. Beginning with the ~~2019-2020~~ fiscal year 2020-2021, the annual fee for the issuance of a unified program facility permit for a stationary source, required to be paid to the Forester and Fire Warden by every person, business, or business concern handling, storing, or using a regulated substance above threshold quantities (RS fee) shall be as follows:

Fee Group	Risk Unit	Annual Fee
I	>0 and <5	\$632 <u>\$662</u>
II	=>5 and <15	\$1,109 <u>\$1,191</u>
III	=>15 and <50	\$1,895 <u>\$2,051</u>
IV	=>50 and <100	\$3,664 <u>\$4,036</u>
V	=>100 and <250	\$6,222 <u>\$6,881</u>
VI	=>250 and <500	\$10,107 <u>\$10,917</u>
VII	=>500 and <1,000	\$17,687 <u>\$19,188</u>
VIII	=>1,000 and <3,000	\$27,461 <u>\$31,759</u>
IX	=>3,000 and <10,000	\$36,437 <u>\$41,022</u>
X	Refineries =>10,000	\$120,019 <u>\$50,946</u>
<u>XI</u>	<u>Refineries - Tier III (1-10 processes)</u>	<u>\$72,781</u>
<u>XII</u>	<u>Refineries - Tier II (11-20</u>	<u>\$105,863</u>
<u>XIII</u>	<u>Refineries - Tier I (>20 processes)</u>	<u>\$277,889</u>

SECTION 10. Section 12.64.060 is hereby amended to read as follows:

12.64.060 Late Submittal Penalty.

A late submittal penalty shall apply to the filing of Regulated Substance (RS) registration requirements, as follows:

Each stationary source failing to submit the required RS reporting documents in accordance with the established due date and reporting requirements of the CUPA as specified in Section 12.64.030, shall be levied a late submittal penalty commensurate to the additional administrative costs as determined by the CUPA and approved by the County Auditor-Controller. The date of submittal is determined by the date payment is received. The late submittal penalty shall be ~~\$437~~ \$495.

SECTION 11. Section 12.64.070 is hereby amended to read as follows:

12.64.070. Fee schedule—Annual adjustment procedure.

The schedule of fees contained in Sections 12.64.040 through 12.64.060 inclusive shall be adjusted annually by the following procedure:

The annual adjustment shall be the result of computing the change in the annualized cost to the ~~administering~~ unified program agency for administering the program, where "annualized cost" is defined as the program cost which includes applicable salary, employee benefits and overhead calculated from rates contained in the ~~administering~~ unified program agency's rate package, as approved by the County Auditor-Controller.

Program Cost = Agency Personnel Salaries + Employee Benefits + Overhead

The program cost is annually reallocated among handlers based upon:

- A. Disclosure Unit. The number of handlers in each fee group and time involved in processing the required documents in each group;
- B. RMP Unit. Total county risk units and each handler's risk units involved in calculating the risk unit rate, the average personnel time involved in conducting inspections, incident investigations, and RMP preparations reviews, evaluations, audits, and the personnel hourly rates determined in accordance with Section 12.64.050.

Where:

Disclosure unit is the unit assigned to administer the hazardous materials disclosure program (Section 12.64.040) and ~~RMP~~ CalARP unit is the unit assigned to administer the RS registration and risk management programs (Section 12.64.050).

SECTION 12. Section 12.70.050 is hereby amended to read as follows:

12.70.050 Annual Fees to Be Paid by Operators of Aboveground Tank Facility.

Beginning with the ~~2019-2020~~ fiscal year 2020-2021, the annual fee required to be paid to the Forester and Fire Warden by the operator of each tank facility for the administration and enforcement of the provisions of the Act shall be as follows:

Fee Group	Total Quantity of Petroleum in Aboveground Storage Tanks at Each Tank Facility During the Reporting Year	Annual Fee for Each Tank Facility
I	Less than 10,000 gallons	\$254 <u>\$291</u>
II	10,000 to 100,000 gallons	\$813 <u>\$931</u>
III	100,001 to 1,000,000 gallons	\$1,220 <u>\$1,397</u>
IV	1,000,001 to 10,000,000 gallons	\$1,627 <u>\$1,863</u>
V	10,000,001 to 100,000,000 gallons	\$7,372 <u>\$8,440</u>
VI	More than 100,000,000 gallons	\$15,380 <u>\$17,607</u>
VII	Exempt Handler Less than 1,320 gallons	No Fee

Los Angeles County Unified Program Fee Schedule (With Professional Development and Staff Meeting Hours)

Worksheet B

Category	Description	Fee Schedule.....				
		FY2019/20 Adopted	Proposed FY2020/21	Potential Change	Percent Change	
Hazardous Waste Generator Annual Fees						
1006	Silver Waste	\$391	\$425	\$34	8.8%	
1000/1100	0 - 2 Employees	\$536	\$583	\$47	8.9%	
1001/1101	3 - 5 Employees	\$781	\$851	\$70	9.0%	
1002/1102	6 - 19 Employees	\$1,116	\$1,216	\$100	8.9%	
1003/1103	20 - 100 Employees	\$1,506	\$1,641	\$135	9.0%	
1004/1104	101 - 500 Employees	\$2,231	\$2,431	\$200	9.0%	
1005/1105	> 500 Employees	\$3,793	\$4,133	\$340	9.0%	
Tiered Permit Annual Fees						
CE	Conditionally Exempt	\$218	\$303	\$85	38.8%	
CA	Conditionally Authorized	\$1,455	\$2,017	\$562	38.6%	
PBR	Permit by Rule	\$2,110	\$2,925	\$815	38.6%	
Hazardous Material Handler Annual Fees						
3000	Small Quantity Handler	\$282	\$313	\$31	11.2%	
3001	Minor Handler	\$409	\$454	\$45	11.1%	
3002	Moderate Handler	\$523	\$581	\$58	11.2%	
3003	Major Handler	\$724	\$804	\$80	11.1%	
3004	Major Handler - Large Volume	\$1,031	\$1,145	\$114	11.0%	
3005	Major Handler - Complex	\$1,591	\$1,767	\$176	11.1%	
CA Accidental Release Prevention (Cal-ARP) Annual Fees						
3501	- < 5 risk units	\$632	\$662	\$30	4.7%	
3502	5 < 15 risk units	\$1,109	\$1,191	\$82	7.4%	
3503	15 < 50 risk units	\$1,895	\$2,051	\$156	8.2%	
3504	50 < 100 risk units	\$3,664	\$4,036	\$372	10.2%	
3505	100 < 250 risk units	\$6,222	\$6,881	\$659	10.6%	
3506	250 < 500 risk units	\$10,107	\$10,917	\$810	8.0%	
3507	500 < 1,000 risk units	\$17,687	\$19,188	\$1,501	8.5%	
3508	1,000 < 3,000 risk units	\$27,461	\$31,759	\$4,298	15.7%	
3509	1,000 < 3,000 risk units	\$36,437	\$41,022	\$4,585	12.6%	
3510	3,000 < 10,000 risk units	\$0	\$50,946	n/a	n/a	
3511	Refineries - Tier III (1-10 processes)	\$120,019	\$72,781	(\$47,238)	-39.4%	
3512	Refineries - Tier II (11-20 processes)	\$120,019	\$105,863	(\$14,156)	-11.8%	
3513	Refineries - Tier I (>20 processes)	\$120,019	\$277,889	\$157,870	131.5%	
Aboveground Petroleum Storage Act Annual Fees						
3701	1,320 - 10,000 gallons	\$254	\$291	\$37	14.6%	
3702	10,000 - 100,000 gallons	\$813	\$931	\$118	14.5%	
3703	100,001 - 1 million gallons	\$1,220	\$1,397	\$177	14.5%	
3704	100,000,001 - 10 million gallons	\$1,627	\$1,863	\$236	14.5%	
3705	10,000,001 - 100 million gallons	\$7,372	\$8,440	\$1,068	14.5%	
3706	> 100 million gallons	\$15,380	\$17,607	\$2,227	14.5%	
Hourly Cost Recovery Charges and Miscellaneous Fees						
ER	Emergency Response Initial Fee	\$650	\$729	\$79	12.2%	
ER	Emergency Response Hourly Fee	\$176	\$198	\$22	12.3%	
SM	Site Mitigation Initial Fee	\$2,677	\$3,022	\$345	12.9%	
SM	Site Mitigation Hourly Fee	\$165	\$187	\$22	13.1%	
RE	Reinspection Fee	\$448	\$506	\$58	13.0%	
LS	Late Submittal Penalty	\$437	\$495	\$39	8.9%	
CERS	CERS Service Fee	\$100	\$100	\$0	0.0%	

Penalties for non-payment of LACoCUPA permit fees are 40% of the fee amounts.



ARLENE BARRERA
AUDITOR-CONTROLLER

**COUNTY OF LOS ANGELES
DEPARTMENT OF AUDITOR-CONTROLLER**

KENNETH HAHN HALL OF ADMINISTRATION
500 WEST TEMPLE STREET, ROOM 525
LOS ANGELES, CALIFORNIA 90012-3873
PHONE: (213) 974-8301 FAX: (213) 626-5427

ADDRESS ALL CORRESPONDENCE TO:
ACCOUNTING DIVISION
500 W. TEMPLE ST., ROOM 603
LOS ANGELES, CA 90012-3682

March 25, 2020

TO: Theresa R. Barrera, Chief
Financial Management Division
Fire Department

FROM: Elaine Boyd *EB*
Division Chief

SUBJECT: **FY 2020-21 LOS ANGELES COUNTY UNIFIED PROGRAM FEES**

As requested, we reviewed your calculations of the fees to be used to bill for the Los Angeles County Unified Program conducted by the Fire Department during Fiscal Year 2020-21. The approved fees are shown on the attachment.

If you have any questions, please contact Katherine Bomgardner at (213) 893-0972.

EB:RA:KB

H:\Cost Acctg\RA T E S\Fire\2020-21\HHMD.CUPA.Haz Mat\Haz Mat Fees.docx

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<http://census.lacounty.gov>

**COUNTY OF LOS ANGELES
FIRE DEPARTMENT
UNIFIED PROGRAM FEES
FISCAL YEAR 2020-21**

Hazardous Waste Generator

Category 1006	\$ 425
Category 1000/1100	583
Category 1001/1101	851
Category 1002/1102	1,216
Category 1003/1103	1,641
Category 1004/1104	2,431
Category 1005/1105	4,133

Hazardous Material Handler

Category 3000	313
Category 3001	454
Category 3002	581
Category 3003	804
Category 3004	1,145
Category 3005	1,767

Cal-ARP

Category 3501	662
Category 3502	1,191
Category 3503	2,051
Category 3504	4,036
Category 3505	6,881
Category 3506	10,917
Category 3507	19,188
Category 3508	31,759
Category 3509	41,022
Category 3510	50,946
Category 3511	72,781
Category 3512	105,863
Category 3513	277,889

Tiered Permit

Conditionally Exempt	303
Conditionally Authorized	2,017
Permit by Rule	2,925

**COUNTY OF LOS ANGELES
FIRE DEPARTMENT
UNIFIED PROGRAM FEES
FISCAL YEAR 2020-21**

Aboveground Petroleum Storage

Category 3701	291
Category 3702	931
Category 3703	1,397
Category 3704	1,863
Category 3705	8,440
Category 3706	17,607

Hourly Cost Recovery Charges and Miscellaneous Fees

Emergency Response Initial Fee	\$ 729
Emergency Response Hourly Fee	198
Sire Mitigation Initial Fee	3,022
Site Mitigation Hourly Fee	187
Re-Inspection Fee	506
Late Submittal Fee	495
CERS Service Fee	100



COUNTY OF LOS ANGELES FIRE DEPARTMENT

1320 NORTH EASTERN AVENUE
LOS ANGELES, CALIFORNIA 90063-3294
(323) 881-2426
www.fire.lacounty.gov

"Proud Protectors of Life, Property, and the Environment"

BOARD OF SUPERVISORS

HILDA L. SOLIS
FIRST DISTRICT

MARK RIDLEY-THOMAS
SECOND DISTRICT

SHEILA KUEHL
THIRD DISTRICT

JANICE HAHN
FOURTH DISTRICT

KATHRYN BARGER
FIFTH DISTRICT

DARYL L. OSBY
FIRE CHIEF
FORESTER & FIRE WARDEN

May 12, 2020

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

ADOPT RESOLUTION TO AUTHORIZE PARTICIPATION IN THE CALIFORNIA BOATING SAFETY AND ENFORCEMENT FINANCIAL AID PROGRAM FOR FISCAL YEAR 2020-21 (ALL DISTRICTS) (3 VOTES)

SUBJECT

Adopt a resolution to secure State funding through the California Department of Parks and Recreation, Division of Boating and Waterways (DBW), in support of boating safety and enforcement on waters within Los Angeles County (County). Also, authorize participation in the California Boating Safety and Enforcement Financial Aid Program (Program) by executing the Program agreement to reimburse the Consolidated Fire Protection District of Los Angeles County (District) in an amount not to exceed \$2.12 million.

IT IS RECOMMENDED THAT YOUR BOARD, ACTING AS THE GOVERNING BODY OF THE CONSOLIDATED FIRE PROTECTION DISTRICT OF LOS ANGELES COUNTY AND THE BOARD OF SUPERVISORS IN JOINT RECOMMENDATION WITH THE SHERIFF'S DEPARTMENT:

1. Adopt the Resolution (Attachment I) whereby your Board:
 - Accepts the Legislature's commitment to provide future annual baseline funding for the District and gives priority consideration to any application submitted by the District to secure State funding in support of boating safety and enforcement on waters within the County.

SERVING THE UNINCORPORATED AREAS OF LOS ANGELES COUNTY AND THE CITIES OF:

AGOURA HILLS
ARTESIA
AZUSA
BALDWIN PARK
BELL
BELL GARDENS
BELLFLOWER
BRADBURY

CALABASAS
CARSON
CERRITOS
CLAREMONT
COMMERCE
COVINA
CUDAHY
DIAMOND BAR
DUARTE

EL MONTE
GARDENA
GLENDORA
HAWAIIAN GARDENS
HAWTHORNE
HERMOSA BEACH
HIDDEN HILLS
HUNTINGTON PARK

INDUSTRY
INGLEWOOD
IRVINDALE
LA CANADA-FLINTRIDGE
LA HABRA
LA MIRADA
LA PUENTE
LAKEWOOD
LANCASTER

LAWDALE
LOMITA
LYNWOOD
MALIBU
MAYWOOD
NORWALK
PALMDALE
PALOS VERDES ESTATES

PARAMOUNT
PICO RIVERA
POMONA
RANCHO PALOS VERDES
ROLLING HILLS
ROLLING HILLS ESTATES
ROSEMEAD
SAN DIMAS
SANTA CLARITA

SIGNAL HILL
SOUTH EL MONTE
SOUTH GATE
TEMPLE CITY
WALNUT
WEST HOLLYWOOD
WESTLAKE VILLAGE
WHITTIER

- Reaffirms the continued participation of the County, through the District and the Los Angeles County Sheriff's Department, in the Program for Fiscal Year (FY) 2020-21.
 - Certifies that the County, as a participant in the Program, shall expend the equivalent of 100 percent of its revenues collected from personal property tax on vessels of boat owners within the County for boating safety and enforcement.
 - Authorizes the Fire Chief, or his designee, as a County agent to sign and submit an application and related expenditure reimbursement claims to the DBW for State funding.
 - Authorizes the Sheriff, or his designee, as a County agent to sign and submit an application and to apply for any other State funding available through the DBW.
2. Authorize the Chair of the Board of Supervisors to execute the Boating Safety and Enforcement Financial Aid Program Agreement (Attachment II), which is required as part of the application package. In executing the agreement, the County agrees to submit requests for reimbursement within sixty days of the end of the fiscal quarter; and, if such requests are submitted after the sixty days has expired, the State has the option to reduce the allocation by five percent.
 3. Find that the resolution and the funding of the County programs are exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15061 (b)(3) of the CEQA Guidelines.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The DBW provides financial aid from the Harbors and Watercraft Revolving Fund to counties under the Program, as authorized by Section 663.7 of the Harbors and Navigation Code. The County, through the District, has been part of this Program since 1995. Since FY 2006-07, the District has received \$2.12 million annually.

These monies are part of an agreement with the State to provide funding to the County as part of the transfer of ownership of eight State beaches located within the County. A key part of this agreement was the State's commitment to provide long-term funding assistance for the District (Attachment III).

The financial aid application was submitted to the DBW on December 23, 2019. Agencies already participating in the Program are required to submit the completed application six months prior to the start of the new fiscal year to provide the DBW sufficient time to prepare the annual agreement for each agency. The DBW is requesting that the attached agreement for FY 2020-21 be executed and submitted no later than June 15, 2020. In addition, the Harbors and Navigation Code and application criteria require that your Board, by resolution, authorize the County's participation in the Program, and certify that the County will expend no less than 100 percent of the amount collected from personal property taxes on vessels for

boating safety programs during the funding year. The certification is required because counties qualify only if they expend an amount equivalent to at least 100 percent of these personal property taxes on boating safety and enforcement.

The designation of the Fire Chief, or his designee, as the signatory to the multi-department application, is consistent with your Board's instructions of December 8, 1994, to pursue long-term funding from the State. This State funding will offset portions of the offshore marine rescue and enforcement activities not presently met by the personal property tax on vessels. In previous years, the funds received from the financial aid have allowed the budgeted funds for these purposes to support the operations of the eight State beaches.

Implementation of Strategic Plan Goals

Approval of the recommended actions is consistent with the County's Strategic Goal No. 3, Realize Tomorrow's Government Today, Strategy III.3 - Pursue Operational Effectiveness, Fiscal Responsibility, and Accountability to continually assess our efficiency and effectiveness, maximize and leverage resources, and hold ourselves accountable to maximize revenue.

FISCAL IMPACT/FINANCING

No matching funds are required. Counties must first expend the taxes collected from its resident boat owners before being entitled to any supplemental State funding from this Program. Only the cost of the Program, which exceeds the total fees and vessel taxes collected for the year, will be supplemented up to the maximum amount obligated by the State. The State's maximum funding for FY 2020-21 is \$2.12 million.

The County's FY 2020-21 application includes a request for \$8.937 million, net of fees and taxes, to maintain the County's boating safety and enforcement activities (Attachment IV). This request more than meets the State's funding requirement.

There is no impact on net County cost.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The DBW provides financial aid from the Harbors and Watercraft Revolving Fund to counties under the Program, as authorized by Section 663.7 of the Harbors and Navigation Code. The County, through the District, has been part of this Program since 1995. The DBW is requesting that the attached agreement for FY 2020-21 be executed and submitted no later than June 15, 2020.

ENVIRONMENTAL DOCUMENTATION

This Resolution and the funding of the County programs are exempt from the CEQA pursuant to Section 15061 (b)(3) of the CEQA Guidelines.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The services shall continue upon execution of this agreement.

CONCLUSION

Participation in the DBW Program will continue existing funding to the District Lifeguard rescue services for FY 2020-21 and may possibly provide additional financial aid to the County's other boating safety and law enforcement efforts. Your Board's adoption of the Resolution and execution of the financial assistance certification authorizes participation in the Program.

Upon approval by your Board, please instruct the Executive Officer to return four copies of the adopted Board letter and Attachments I and II to the following office:

Consolidated Fire Protection District of Los Angeles County
Financial Management Division
5801 S. Eastern Avenue, Suite 130
Commerce, CA 90040
(323) 838-2310
Attention: Theresa R. Barrera, Division Chief

Respectfully submitted,

DARYL L. OSBY, FIRE CHIEF

ALEX VILLANUEVA, SHERIFF

DLO:ltw

Enclosures

c: Chief Executive Officer
County Counsel
Auditor-Controller
Sheriff's Department

RESOLUTION

WHEREAS, Assembly Bill 909 (Bowen), Chapter 472, Statutes of 1995, amended Public Resources Code Section 5002.6, Subdivision (g) to read: “On and after June 30, 1998, it is the intent of the Legislature that any application by the Consolidated Fire Protection District of Los Angeles County (District) to secure State funding support for boating safety and enforcement on waters within the County of Los Angeles shall be given priority consideration by the Legislature, unless an alternative source of funding is secured prior to that date which serves the same or similar purposes.”

WHEREAS, the District, has received for boating safety and enforcement prior allocations from the California Department of Parks and Recreation, Division of Boating and Waterways, in Fiscal Years (FYs) 1995-96 through 2019-20, which has established an annual baseline funding for future participation in the program in accordance with Subdivision (g) of Section 5002.6 of the Public Resource Code and as addressed by Assembly Bill 122 (Rainey), Chapter 971, Statutes of 1996, Section 2 under the Harbors and Navigation Code Sections 85.2 and 663.7(a) and (c)(1).

WHEREAS, other funding may be available to counties through the California Boating Safety and Enforcement Financial Aid Program; and

WHEREAS, the California Department of Parks and Recreation, Division of Boating and Waterways, pursuant to Section 663.7 of the Harbors and Navigation Code, provides supplemental State funding under the State Boating Safety and Enforcement Financial Aid Program to qualifying counties for boating safety and enforcement programs on waters under their jurisdiction; and

WHEREAS, the County of Los Angeles is charged with providing vital boating safety and enforcement services to a population in excess of nine (9) million people and over 60,000 registered boaters; and

WHEREAS, the County of Los Angeles has demonstrated its boating safety and enforcement programs meet the eligibility requirements set forth in Section 663.7 of the Harbors and Navigation Code by expending the equivalent of 100 percent of personal property tax collected by the County on vessels for boating safety and enforcement, and by maintaining current levels of those boating safety and enforcement services; and

WHEREAS, allocation of said funding to any county or a public agency therein is contingent upon the County's governing body, the Board of Supervisors, adopting a resolution authorizing participation in the California Boating Safety and Enforcement Financial Aid Program and certifying that, during the funding year, an amount at least equal to the total amount collected by the County from personal property taxes on vessels will be expended on specified boating safety programs; and

WHEREAS, the Board of Supervisors of the County of Los Angeles through the District, and the Los Angeles County Sheriff's Department, wishes to participate in the California Boating Safety and Enforcement Financial Aid Program administered by the California Department of Parks and Recreation, Division of Boating and Waterways.

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors of the County of Los Angeles that the County of Los Angeles, through the District and the Los Angeles County Sheriff's Department, is hereby authorized to participate in the California Boating Safety and Enforcement Financial Aid Program for FY 2020-21.

BE IT FURTHER RESOLVED that the Board of Supervisors of the County of Los Angeles hereby certifies that during FY 2020-21, the funding year, an amount equal to 100 percent of the amount received by the County in personal property taxes levied on vessels of boat owners within the County during FY 2019-20, the most recent fiscal year for which the annual total figure is available, will be expended on specified boating safety programs.

BE IT FURTHER RESOLVED that the Board of Supervisors of the County of Los Angeles hereby authorizes the Fire Chief of Los Angeles County, Daryl L. Osby, or his designee, as County agent, to sign and submit this application and related expenditure reimbursement claims and be the County agent for future applications under the California Boating Safety and Enforcement Financial Aid Program subject to

funding application filed pursuant to Harbors and Navigation Code Section 663.7 subdivision (c)(1).

BE IT FURTHER RESOLVED that the Board of Supervisors of the County of Los Angeles hereby authorizes the Sheriff of Los Angeles County, Alex Villanueva, or his designee, as County agent, to sign and submit this application and be the County agent for any other funding available through the California Department of Parks and Recreation, Division of Boating and Waterways.

The foregoing resolution was on the 19TH day of May 2020 adopted by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessments and taxing districts, agencies, and authorities for which said Board so acts.

CELIA ZAVALA,
Executive Officer
Clerk of the Board of Supervisors of the
County of Los Angeles

By _____
Deputy

APPROVED AS TO FORM:
MARY C. WICKHAM
County Counsel

By  _____
Senior Deputy County Counsel



Boating Safety and Enforcement Financial Aid Program Agreement

This agreement entered into this *1ST day of July, 2020*, by and between the CALIFORNIA DEPARTMENT OF PARKS AND RECREATION, DIVISION OF BOATING AND WATERWAYS, hereinafter called “Department,” and the *COUNTY OF LOS ANGELES*, hereinafter called “Agency”;

WITNESSETH

WHEREAS, Contingent on approval of the Fiscal Year 2020-2021 budget, the Department intends to agree with Agency for the purpose of performing boating safety and enforcement activities as described in Title 14, California Code of Regulations Section 6593.3; and

WHEREAS, Agency is equipped, staffed and prepared to provide such services on the terms and conditions set forth in this agreement and in accordance with Title 14, California Code of Regulations Section 6593 et seq.; and

WHEREAS, pursuant to Title 14, California Code of Regulations Section 6593.6, Department shall enter into an annual agreement with each participating agency;

NOW, THEREFORE, it is mutually agreed as follows:

I. Applicable Law

Agency shall observe and comply with all applicable federal, state, and county statutes, ordinances, regulations, directives, and laws, including, but not limited to, Harbors and Navigation Code Section 663.7 and Section 6593 et seq. of Title 14, California Code of Regulations. Agreement shall be deemed to be executed within the State of California and construed and governed by the laws of the State of California.

II. Description of Services

Agency shall conduct boating safety and enforcement activities in the jurisdiction of the Agency in consideration of the payments hereinafter set forth.

III. Payments

- A. Maximum Amount. The amount the Department shall be obligated to pay for services rendered under this agreement shall not exceed \$2,120,000.00 for the agreement term in full consideration of Agency’s performance of the services described in this agreement.
- B. Rate of Payment. The Department shall reimburse Agency in accordance with the reimbursement procedures set forth in Title 14, California Code of Regulations Section 6593.9.

- C. Submission of Claims. Agency shall submit claims for reimbursement to the Division contact person identified in paragraph V of this contract on a ___ monthly **OR** **X** quarterly basis. **(Please check one)**
- D. Failure to Submit Claims. Claims for reimbursement shall be submitted within 60 days following the last day of the reporting period. Pursuant to Title 14, California Code of Regulations 6593.9 (i), the Department may reduce an Agency's allocation by five percent if the Agency exceeds the sixty-day billing period and an additional five percent for every thirty-day period thereafter that the Agency is late in filing a claim.

IV. Records

Agency shall maintain records pursuant to Section 6593.10 of Title 14, California Code of Regulations.

V. Notice

Notice shall be in writing and shall be deemed to have been served when it is deposited in the United States mail, first class postage prepaid, and addressed as follows:

TO DEPARTMENT

Ms. Joanna Andrade
Department of Parks and Recreation
Division of Boating and Waterways
One Capitol Mall, Suite 500
Sacramento, CA 95814

TO AGENCY

Theresa Barrera, Division Chief
Financial Management Division
Los Angeles County Fire Department
5801 S. Eastern Avenue, Suite 130
Commerce, CA 90040

Either party may change the address to which subsequent notice and/or other communication can be sent by giving written notice designating a change of address to the other party.

VI. Term

This agreement shall be for the term beginning **July 1, 2020**, and ending **June 30, 2021**.

VII. Prior Agreements

All prior agreements regarding this subject matter between Department and Agency are hereby terminated effective June 30 prior to the term beginning date of this agreement.

VIII. Amendment

No amendment or variation of the terms of this agreement shall be valid unless made in writing and signed by the parties hereto.

IX. Termination

Agency may terminate this agreement without cause in writing at any time. Department may terminate this agreement without cause upon a sixty (60) days written notice served upon the Agency.

X. Special Provisions

- A. Agency hereby certifies that the obligations created by this agreement do not violate the provisions of Sections 1090 to 1096 of the Government Code.
- B. This agreement shall have no force or effect until signed by the Department, Agency, and approved by the Department of General Services Legal Department, if required.
- C. Agency shall continue with the responsibilities of this agreement during any dispute.
- D. In the event of an allocation reduction for this program, an equal allotment will be decrease from every participant.

IN WITNESS WHEREOF, the parties hereto have executed this agreement as of the day and year first above written.

CALIFORNIA DEPARTMENT OF PARKS AND
RECREATION, DIVISION OF BOATING AND
WATERWAYS

By: _____

*California Department of Parks and Recreation,
Division of Boating and Waterways*

Date: _____

“Department”

COUNTY OF LOS ANGELES

By: _____

Title: _____

Date: _____

“Agency”

ATTEST:
CELIA ZAVALA,
Executive Officer
Clerk of the Board of Supervisors

By _____
Deputy

APPROVED AS TO FORM:
MARY C. WICKHAM
County Counsel

By  _____
Deputy

STATE'S COMMITMENT TO PROVIDE LONG-TERM FUNDING ASSISTANCE FOR THE DISTRICT

Public Resources Code, SECTION 1, Section 5002.6 (g), states:

"On and after June 30, 1998, it is the intent of the Legislature that any application by the County of Los Angeles Fire Department to secure State funding support for boating safety and enforcement on waters within the County of Los Angeles shall be given priority consideration by the Legislature, unless an alternative source of funding is secured prior to that date which serves the same or similar purposes."

The 1996 State Legislature addressed the intent of Section 5002.6 (g) to assist the District through Assembly Bill 122 (Rainey), Chapter 971, Statutes of 1996, which amended Section 663.7 of the Harbors and Navigation Code to establish a permanent funding allocation for current program recipients based upon their Fiscal Year 1996-97 allocation. The District's Lifeguard Rescue Safety Program is a current recipient and qualifies for this continued \$2.12 million funding by meeting all the criteria established by the Legislature and administered by DPRDBW as stated in the amended Harbors and Navigation Code Sections 85.2 and 663.7, Subdivision (a) and (c)(1), as follows:

Section 85.2 - "All money in the Harbors and Watercraft Revolving Fund shall be available, upon appropriation by the Legislature, for expenditure by the department for boating facilities development, boating safety, and boating regulation programs . . ."

Section 663.7 – Subdivision (a) – "Each county of the state is entitled to receive state financial aid for boating safety and enforcement programs on waters under its jurisdiction as provided in this section. A boating safety and enforcement program, as used in this section, includes search and rescue operations, recovery of drowned bodies, enforcement of state and local measures for regulation of boating activities, inspection of vessels, and supervision of organized water events."

Section 663.7 Subdivision (c)(1) – "Of the funds appropriated for boating safety and enforcement programs pursuant to Section 85.2, the department shall adopt and utilize a formula that first allocates funds to counties so that no county receives less than the amount it was allocated in the 1996-97 fiscal year, unless the county's program is reduced, or the county does not meet the eligibility requirements of this section. . . ."

GENERAL DESCRIPTION OF BOATING SAFETY AND ENFORCEMENT PROGRAMS

CONSOLIDATED FIRE PROTECTION DISTRICT OF LOS ANGELES COUNTY (DISTRICT)

The District's Lifeguard Division performs principal functions including search, rescue, recovery and emergency medical services for the maritime vicinity and inland waterways of Los Angeles County. The areas of responsibility cover 1,620 square miles of Los Angeles County inland waterways and coastal areas, including 72 miles of public beaches and open ocean waters, extending to and including the waters of Santa Catalina, San Clemente and the Santa Barbara Islands. Additionally, the District, through a Memorandum of Understanding with the United States Coast Guard, responds to an expanded area between Ventura and Orange Counties up to 50 nautical miles from shore. The district performs these functions under the following operational units.

LACoFD Lifeguard Rescue Boat Operations: The District maintains 24-hours, 365 days / yr marine rescue boat services at Avalon and Two Harbors on Santa Catalina Island, Marina del Rey, Redondo Beach King Harbor, and Cabrillo Beach in San Pedro. In addition, there are three 24-hour operation centers (Malibu, Santa Monica, and Hermosa Beach) which monitor marine emergency frequencies and dispatch on-call search and rescue vessels from the Los Angeles Harbor, Redondo Beach King Harbor, Marina del Rey and Malibu Pier. During peak boating season, there are a minimum of seven offshore rescue boats patrolling the Los Angeles coastline with the ability to augment to a total of 10 rescue boats.

The District's primary resources for marine search and rescue include ten offshore all-weather rescue boats; three trailer-based vessels for inland response; one 40-foot dedicated fire boat; one 35-foot dedicated fire boat; six rigid-hull, inflatable rescue boats; and eight rescue watercraft patrol vessels. District rescue boats are under the command of U.S. Coast Guard licensed Captains and are supplied with the necessary fire suppression equipment, emergency pumping capacity, towing gear, emergency medical equipment, helicopter lift and hoist capability, and emergency underwater rescue gear to handle any maritime rescue incident.

District Rescue Boat Emergency Responses and Maritime Services Include:

- Search and Rescue Operations
- Emergency Medical Response – EMT & Paramedic
- Boat Fire Suppression, overhaul and investigation
- Boat distress, emergency salvage and towing operations
- Underwater Rescue and Recovery

- Catalina Hyperbaric Chamber – Paramedic Service for dive accidents
- Homeland Security Marine Domain Awareness Patrols & Documentation
- Recreational Boating and Water Sports Safety and Enforcement
- Commercial Fishing and Recreational Dive Boat Safety and Enforcement
- Fish and Wildlife education and enforcement

Mandatory training and certification requirements for District rescue boat personnel include:

- U.S. Coast Guard Merchant Mariner Credential with towing endorsements.
- EMT or Paramedic with Defibrillator certification
- Marine Firefighting certification
- Rescue Boat Operations Training certification
- Rescue SCUBA certification
- PC 832 "Powers of Arrest"

Supervision of water activities and events by District rescue boats and personnel include interagency training: Los Angeles International Airport (LAX) Disaster Drills, Coast Guard Search and Rescue Coordination, Oil Spill Contingency, Major Marine Disaster Plans; and supervision of various rough water swims, paddle races, beach festivals, fishing derbies, boat shows, and boat parades.

LACoFD Lifeguard Underwater Operations: The District maintains a deployable 35 person underwater rescue and recovery unit that responds to all Los Angeles County inland water ways including Castaic, Pyramid, and Puddingstone Lakes as well as the California Aqueduct and several other reservoirs within the Los Angeles Metropolitan Water District. The unit also responds to Los Angeles County Maritime areas along the 72 miles of coastline and the Catalina, San Clemente and Santa Barbara Islands. The unit's capabilities and response types include:

- Search, Rescue and Recovery Operations of people & property
- Boat Fire Responses
- Boats sinking / taking on water
- Aircraft Incidents
- Environmental Disaster Mitigation

Mandatory training and certification requirements for District underwater operations personnel include:

- Rescue SCUBA certifications
- Underwater Instructor certifications
- Full Face Mask (FFM) Communications Training
- Current & Tethered Diving Certifications
- Lifting and Salvage Training
- Helicopter deployment & rescue training

SHERIFF'S DEPARTMENT

The Los Angeles County Sheriff's Department (LASO or Department) currently serves a number of waterways within the County and has extensive experience in boating safety and enforcement services. The Department's four organizational units are:

Avalon Sheriff Station: Avalon Sheriff Station is located on Santa Catalina Island and services one city (of 3,500 residents and one-million annual visitors), three other communities on Santa Catalina Island, seven coastal children/family camps, fifteen yacht clubs, one support fishing club, sixteen designated beach campgrounds, one university marine science center, and one airport.

LASO Santa Catalina Island resident deputies conduct maritime patrols upon near coastal waters around Santa Catalina and San Clemente Islands, and about 567 square miles of the Outer Santa Barbara Passage, between the two islands.

Marine responses can also extend to Santa Barbara Island and into the San Pedro Channel, toward the Southern California mainland. Avalon Sheriff Station has the largest and most remote maritime patrol area of any LASO Sheriff station, patrolling out to 65 miles south of the Port of Los Angeles.

Avalon Sheriff Station commands law enforcement, marine search and rescue, and homeland security jurisdictional authority along 209 square miles of coastal waters around Santa Catalina Island. Responsibility includes port security for Avalon Harbor (a daily port for commercial commuter ferries) and the local federal anchorage (a bi-weekly port for international cruise ships).

Avalon Station's patrol area also cover 207 square miles of coastal waters around San Clemente Island, which is part of Los Angeles County but owned by the U.S. Navy. Avalon Station maintains a MOU with the U.S. Navy at SCI.

The ocean waters around Santa Catalina and San Clemente Islands attract multitude of water enthusiasts daily from the Los Angeles metropolis and other areas.

Deputies conduct proactive water safety education and enforcement with the many sail boaters, power boaters, recreational sport fishermen (private and charter), scuba divers (private and charter), jet skiers, kayakers, paddle boarders, and live-aboard boaters in the area waters.

The rich sea beds around Santa Catalina and San Clemente Islands also draw large numbers of commercial fishing boats from many different ports.

Due to frequent rough seas and high winds, unprotected harbors, and desolate coastline: waterborne search and rescue operations, and responses to help distressed boaters are common.

Maritime calls for service include: responding to diver, swimmer, and vessel accidents; aircraft crashes; commercial fishermen regulation; fish and game violations; larceny; domestic disputes; boating under the influence (BUI) and other boating violations; narcotics violations and smuggling; environmental issues; firearms violations; homicides; and assisting Baywatch lifeguard paramedics with medical responses and medivac.

In summary, Avalon Sheriff Station's maritime service includes:

- Homeland Security and Counter Smuggling Operations;
- Search and Rescue Operations;
- Recreational Boating and Water Sports Safety and Enforcement;
- Commercial Fishing and Dive Boat Safety and Enforcement;
- Regulating Transient Live-Aboard Boaters;
- Medical Assistance;
- Responding to Vessel Fires and Distress;
- Diver Rescue and Recovery;
- Fish and Game Enforcement;
- U.S. Navy Assistance, San Clemente Island;
- Port Security; and
- Station Details.

Currently, two LASO patrol boats (with electronic navigation, radar, FUR, and towing assets) are operated out of Two Harbors (a small community which is located 12 miles west of the City of Avalon). The LASO boats are stationed at each side of the Two Harbors Isthmus, for deployment to the north and south sides of Santa Catalina Island.

LASD's Special Enforcement Bureau, Emergency Services Detail (ESD) and Maritime Cadre are designated to support Avalon Station's maritime operations: conducting directed patrol, search and rescue, diver recovery, and counter smuggling operations within Avalon Sheriff Station's reporting districts and area of responsibility.

Special Enforcement Bureau:

The Special Enforcement Bureau consists of five details. The Special Enforcement Detail, Emergency Services Detail, Canine Services Detail, Hazmat Detail and Arson/Explosives Detail. All of these details conduct maritime operations. The Emergency Services Detail (ESD) is the Department's tactical paramedics and rescue specialists. The unit maintains a team on duty 24-hours a day. The unit's members are special weapons team members and are trained/certified in the following areas: Special weapons and tactics/tactical operations, mountain/rural rescue, ocean/swift water rescue and Public Safety divers. Additionally, each of the members is a licensed paramedic and is able to

deliver advanced life support care in any of the austere environments the unit works in. The unit's members also maintain cadres with advanced expertise involving instructor-level certifications to train its own members and those from Special Enforcement Bureau and outside agencies. ESD also functions as a Federal Emergency Management Agency asset and has been called on numerous times to offer its expertise and services in California and across the nation (Hurricane Katrina). Members of the unit have extensive tactical experience. Training to be an ESD deputy is extensive and, once started, lasts about 18 months to become operational.

The ESD is designated to conduct search, rescue, and recovery operations in the County. This unit provides support in the form of boating safety and enforcement for Marina Del Rey, Santa Catalina Island, Castaic Lake, Pyramid Lake, Puddingstone Lake, Whittier Lake, Jackson Lake, and over 100 local Los Angeles County lakes, ponds, and waterways.

The ESD has the responsibility for conducting all underwater search and recovery operations. Each year, this unit conducts multi-day recovery operations for individuals who have drowned or otherwise perished as a direct result of boating accidents. Additionally, this unit provides boat patrol for coastal areas, the Catalina Channel, and the ocean area between Catalina and San Clement Island. They also assist with Pyramid Lake, Castaic Lake and Santa Catalina Island on holidays and busy weekends.

Marina Del Rey (Harbor Patrol): The Los Angeles County Harbor Patrol was formed in 1962 as a Division of the Department of Small Craft Harbors. The Harbor Patrol provides safety and enforcement services to the boating community in the protected waters of Marina Del Rey Small Craft Harbor and adjacent beaches. Marina Del Rey is a year-round recreational area consisting of 403 acres of water and 401 acres of land. Within its confines are sixteen restaurants, twelve yacht clubs, four hotels, two major boat yards, and numerous apartment/ condominium complexes housing 12,000 permanent residents. The Sheriff's Harbor Patrol within Marina Del Rey is responsible for conducting marine safety and enforcement patrol in the protected waters of the marina, the waters of Santa Monica Bay, and patrols of the maritime domain of Los Angeles County. This region encompasses approximately 128 miles of coastline and 70 miles of coastal waters. Marina Del Rey Station staffs and deploys an off-shore patrol vessel (*Tradition*) that covers the entire county coastline from Orange County to Ventura County.

Additionally, while maintaining emergency response capabilities beyond the bay's area, the Harbor Patrol also serves as the County Disaster Coordination Center for aircraft emergencies occurring over waters adjacent to the LAX.

Pyramid Lake Recreational Area: The Pyramid Lake Recreational Area, which includes Emigrant Landing, Los Alamos Campground and Vista del Lago Center,

attracts up to 500,000 persons yearly. Pyramid Lake was opened in 1974 and has 1,297 surface acres and 21 miles of shoreline. Pyramid Lake is located in the Angeles National Forest, an unincorporated area patrolled by the LASO. Deputies perform all aspects of boating safety and law enforcement. They enforce all boating laws using verbal warnings, issuance of citations, or arrest. They educate the public through courtesy vessel inspections and boating safety videotapes. They are the first responders to all emergencies on Pyramid Lake and its associated shoreline. Boat handler deputies are emergency medical technicians and handle all medical aid incidents on this facility. Deputies prepare required reports, investigate all boating accidents, and file criminal complaints when warranted. The deputies have rescue dive capabilities, aid disabled vessels, handle salvage operations, and perform all general law enforcement in the recreational area.

On December 15, 2009, the Board of Supervisors voted and approved the consolidation of the LASO and the Los Angeles County Police. Effective July 1, 2010, the merger commenced, at which time, LASO took over all law enforcement responsibilities on and around Castaic Lake and Bonelli Lake in San Dimas.

The Castaic Lake Recreational Facility includes the Main Lake and Lower Lagoon areas. The Main Lake covers 2,235 surface acres and has 29 miles of shoreline and two launch ramp facilities. The Lower Lagoon covers 197 surface acres and has one launch ramp facility. There is an adjacent campground on the shoreline of the Lower Lagoon, which includes 90 overnight campsites. There is also a large swim beach area along the shoreline of the Lower Lagoon. The Los Angeles County lifeguards also provide trained personnel to conduct boating enforcement and aquatic and medical rescues. The estimated annual attendance of both the upper and lower lakes at Castaic is approximately 1,750,000.