

(R-89-1324)

RESOLUTION NUMBER R- 272810

ADOPTED ON FEB 6 1989

WHEREAS, Penal Code Sections 11105(b)(10) and 13300(b)(10) authorize cities to access state and local summary criminal history information for employment, licensing, or certification purposes; and

WHEREAS, access to summary criminal history information for employment purposes is required by City of San Diego agencies, officers or officials, to implement San Diego Municipal Code Section 23.0306 which expressly refers to specific criminal conduct applicable to the subject person of the state and local summary criminal history information, and contains requirements or exclusions or both, expressly based upon such specified criminal conduct; and

WHEREAS, Penal Code Sections 11105(b)(10) and 13300(b)(10) mandate that there be requirements or exclusions, or both, regarding employment, licensing, or certification based on specific criminal conduct on the part of the subject of the record; and

WHEREAS, Penal Code Sections 11105(b)(10) and 13300(b)(10) require any city council to specifically authorize access to summary criminal history information for employment, licensing, or certification purposes; NOW, THEREFORE,

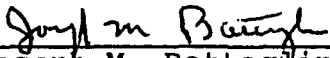
BE IT RESOLVED, by the Council of The City of San Diego, that said City is authorized to access summary criminal history

information for employment, licensing, or certification purposes;  
and

BE IT FURTHER RESOLVED, by the Council of The City of San Diego, that said City shall not consider a person who has been convicted of a felony or misdemeanor involving moral turpitude eligible for employment or licensing; except that such conviction may be disregarded if it is determined that mitigating circumstances exist, or that the conviction is not related to the employment or license in question.

APPROVED: JOHN W. WITT, City Attorney

By

  
\_\_\_\_\_  
Joseph M. Battaglin  
Deputy City Attorney

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Or.Dept:Pol.  
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FEB 6 1989

Passed and adopted by the Council of The City of San Diego on.....  
by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ron Roberts	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
H. Wes Pratt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksmas	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
J. Bruce Henderson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Filner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR  
Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR  
City Clerk of The City of San Diego, California.

(Seal)

By *Blonde R. Burns*, Deputy.

Office of the City Clerk, San Diego, California

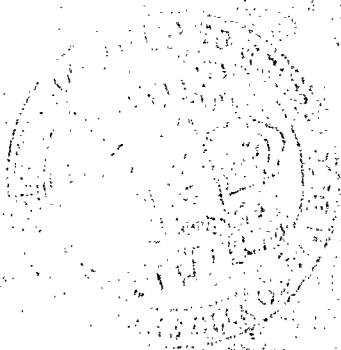
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