

RESOLUTION NUMBER R- 303659

DATE OF FINAL PASSAGE MAY 13 2008

A RESOLUTION AUTHORIZING THE CITY OF SAN DIEGO  
FIRE-RESCUE DEPARTMENT FIRE STATIONS TO SERVE  
AS SAFE SURRENDER SITES FOR INFANTS PER HEALTH  
AND SAFETY CODE SECTION 1255.7.

WHEREAS, on January 1, 2001, California enacted a new law in Section 1255.7 of the Health and Safety Code and Section 271.5 of the Penal Code that provides for the health and safety of unwanted infants; and

WHEREAS, under state law, a person with legal custody of an infant is authorized to surrender custody of the unwanted infant at a Safe Surrender site within 72 hours after an infant's birth; and

WHEREAS, this state law was designed to prevent parents of unwanted infants from disposing of the infants in dumpsters or other areas where the infant would face risk of death or serious injury; and

WHEREAS, state law indicates that Safe Surrender sites include all public or private hospitals and any other place meeting certain statutory criteria approved by a county's board of supervisors; and

WHEREAS, on December 11, 2007, the Board of Supervisors for the County of San Diego passed a resolution designating all fire stations to be Safe Surrender sites within the meaning of Health and Safety Code section 1255.7; and

WHEREAS, the preamble to that resolution indicates that the local government to which a fire department belongs should decide whether or not to approve use of its fire stations as Safe Surrender sites; and

(R-2008-929)

WHEREAS, by having personnel on duty 24 hours per day, seven days per week, San Diego Fire-Rescue Department fire stations are equipped to serve as Safe Surrender sites; and

WHEREAS, using fire stations as Safe Surrender sites is anticipated to improve the health and safety of the people of San Diego; and


WHEREAS, under the Safe Surrender site program, the San Diego Fire-Rescue Department will coordinate with the County of San Diego Department of Health to administer the Safe Surrender Program; and

WHEREAS, a one-time expenditure of \$1,500 is anticipated to be fully funded by San Diego Medical Services Enterprise, LLC for participation in the program; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that all San Diego Fire-Rescue Department fire stations open 24 hours per day, seven days per week, are designated Safe Surrender sites within the meaning of Section 1255.7 of the Health and Safety Code.

BE IT FURTHER RESOLVED, that the Mayor and Auditor-Comptroller or their designees are hereby authorized and empowered, for and on behalf of the City of San Diego, to execute all aspects of program operation to enable San Diego Fire-Rescue Department fire stations to serve as Safe Surrender sites, and may spend up to \$1,500 to implement this Resolution.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By   
David M. Stotland  
Deputy City Attorney

DMS:ar  
04/07/08  
Or.Dept:Fire-Rescue  
R-2008-929

(R-2008-929)

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY 6 2008.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved:   1    
(date)

  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor