RESOLUTION NO. 16-0020

A RESOLUTION OF THE MANHATTAN BEACH CITY COUNCIL AUTHORIZING THE HUMAN RESOURCES DEPARTMENT TO ACCESS STATE AND FEDERAL LEVEL SUMMARY CRIMINAL HISTORY INFORMATION FOR EMPLOYMENT/VOLUNTEER PURPOSES

WHEREAS, Penal Code Sections 11105(b)(11) and 13300(b)(11) authorize cities, counties, districts and joint powers authorities to access state and local summary criminal history information for employment, licensing or certification purposes; and

WHEREAS, Penal Code Section 11105(b)(11) authorizes cities, counties, districts and joint powers authorities to access federal level criminal history information by transmitting fingerprint images and related information to the Department of Justice to be transmitted to the Federal Bureau of Investigation; and

WHEREAS, Penal Code Section 11105(b)(11) and 13300(b)(11) require that there be a requirement or exclusion from employment, licensing, or certification based on specific criminal conduct on the part of the subject of record; and

WHEREAS, Penal Code Section 11105(b)(11) and 13300(b)(11) required the city council, board of supervisors, governing body of a city, county or district or joint powers authority to specifically authorize access to summary criminal history information for employment, licensing, or certification purposes.

NOW THEREFORE, THE MANHATTAN BEACH CITY COUNCIL HEREBY RESOLVES:

SECTION 1. The City Council hereby approves and adopts:

A. Authorization the Human Resources Department to access state and federal level summary criminal history information for employment (including volunteers and contract employees) purposes and may not disseminate the information to a private entity.

SECTION 2. The City Manager or his designee shall take the appropriate action to implement the resolution.

SECTION 3. The City Clerk shall certify to the adoption of this resolution.

PASSED, APPROVED and ADOPTED this 15th day of March, 2016.

Ayes:
Noes:
Abstain:
Absent:

_____
Mark Burton
Mayor City of Manhattan Beach

ATTEST:

_____
Liza Tamura, City Clerk