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RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, OPPOSING PROPOSED CALIFORNIA ASSEMBLY BILL 93 WHICH, IF PASSED, WOULD PROHIBIT A PEACE OFFICER OR LAW ENFORCEMENT AGENCY FROM CONDUCTING A WARRANTLESS SEARCH BASED SOLELY ON A PERSON'S CONSENT.

WHEREAS, the City of Riverside, California ("City") is a municipal corporation, duly organized under the constitution and laws of the State of California; and

WHEREAS, existing state law authorizes a peace officer or law enforcement agency to conduct a search without a warrant if they have the voluntary consent of the person; and

WHEREAS, on January 9, 2023, Assemblyman Isaac Bryan (D-Los Angeles) introduced California Assembly Bill 93 which, if adopted, would prohibit a peace officer or law enforcement agency from conducting a warrantless search of a vehicle, person, or their effect, based solely on a person's consent, as specified in the bill; and

WHEREAS, the City actively opposes California Assembly Bill 93 and believes it will eliminate every individual's right to cooperate with law enforcement; and

WHEREAS, the City contends that lawful, consensual searches are used by law enforcement to exonerate the innocent, ensure accountability for offenders, and protect victims or crime; and

WHEREAS, prohibiting or restricting the use of consensual searches eliminates an individual's right to cooperate with an investigation; and

WHEREAS, specific to safety at school campuses, the inability to conduct consensual searches would prevent law enforcement from timely resolving active shooter or reports of on campus crime, weapons, or contraband.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Riverside, as follows:

Section 1: The City of Riverside firmly opposes California Assembly Bill 93 and

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considers the proposed legislation will make the community much less safe by ending constitutionally valid searches by an individual’s consent.

Section 2: The City contends that lawful, consensual searches are used by law enforcement to exonerate the innocent, ensure accountability for offenders, and protect victims or crime.

Section 3: The City of Riverside publicly voices said opposition to California Assembly Bill 93 and will work collaboratively with elected officials, and other like-minded organizations to advocate against the passage of California Assembly Bill 93.

ADOPTED by the City Council this ____ day of _____, 2023.

PATRICIA LOCK DAWSON
Mayor of the City of Riverside

Attest:

DONESIA GAUSE
City Clerk of the City of Riverside

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I, Donesia Gause, City Clerk of the City of Riverside, California, hereby certify that the foregoing resolution was duly and regularly adopted at a meeting of the City Council of said City at its meeting held on the _____ day of _____, 2023, by the following vote, to wit:

Ayes:

Noes:

Absent:

Abstain:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this _____ day of _____, 2023.

Donesia Gause
City Clerk of the City of Riverside