

L.A.M.C. SECTION 41.24
TRESPASS ARREST AUTHORIZATION

Los Angeles Police Department _____ Area _____
Dates of Authorization From _____ to _____
(cannot exceed 12 months)

Property Address: _____
Type of Property: Residential _____ No. of Units _____ Commercial _____ Type _____

I am the owner/owners agent/person in lawful possession of the above referenced property. I request and authorize the Los Angeles Police Department to enter the above property and enforce Los Angeles Municipal Code 41.24.

[CHECK APPLICABLE PARAGRAPHS]

Posted property not open to the general public. L.A.M.C. Section 41.24 (a)

() My property has been posted in accordance with L.A.M.C. 41.24 (f) with signs stating "THIS PROPERTY CLOSED TO THE PUBLIC. No Entry Without Permission. L.A.M.C. SEC. 41.24." I authorize the Los Angeles Police Department to arrest anyone on my property who is not a lawful resident, guest or visitor and not exempted under L.A.M.C. 41.24 (h) for a violation of L.A.M.C. 41.24 (a).

Posted or unposted property not open to the general public. L.A.M.C. Section 41.24 (b)

() I authorize the Los Angeles Police Department, pursuant to L.A.M.C. 41.24 (b) to advise persons who are not lawful residents, guests, visitors and not exempted under L.A.M.C. 41.24 (h) to leave my property and not return for 6 months and to arrest such persons if they return within six months for a violation of L.A.M.C. 41.24 (b).

Commercial property open to the general public. L.A.M.C. Section 41.24 (d)

() My property is open to the general public between the hours of _____ to _____. I authorize the Los Angeles Police Department to advise persons pursuant to L.A.M.C. 41.24 (d) to leave the premises for 24 hours if the request to leave is rationally related to the services performed or the facilities provided on the property. I further authorize the Los Angeles Police Department to arrest anyone who has been so notified and refuses to leave or returns within 24 hours for a violation of L.A.M.C. 41.24 (d).

I or my authorized agent will cooperate fully in the prosecution of anyone who is arrested for a violation of any local or state law, including trespassing or vandalism. The name of the manager of the aforementioned property is _____ and he/she can be reached at:

Tel. No: (_____)
Address: _____

(Signature) _____
(Print Name) _____

(Tel. No.) _____

(Address) _____

L.A.M.C. SECTION 41.24

Private Property not open to the general public

L.A.M.C. § 41.24 (a) Under this section, owners of apartment buildings and other residences can post signs on their properties to keep non-tenants and non-guests from entering the property. (See Where and what type of signs do I post on my property?) A person who enters posted property without permission can be arrested for a violation of L.A.M.C. § 41.24 (a).

L.A.M.C. § 41.24 (b) A property owner or manager can request a person who is not a guest or tenant to leave the property and stay away for six months. A written record of the request must be kept for 12 months. If a person returns within six months, he or she can be arrested for a violation of L.A.M.C. § 41.24 (b).

L.A.M.C. § 41.24 (c) A person convicted of any crime involving narcotics, prostitution, vandalism, weapons, disturbance of the peace, loitering, threat to commit a violent act or violent act can be asked by the property owner or manager to stay away from the property where the crime was committed for up to 12 months. This section applies even if the person is a guest of a tenant; however, it does not apply to lawful residents. If a person returns within 12 months, he or she can be arrested for a violation of L.A.M.C. § 41.24 (c).

Private Property open to the general public

L.A.M.C. § 41.24 (d) applies to property open to the public, such as mini-malls, offices, businesses, etc. Under this section, the property owner, agent or tenant can tell a person to leave and not return ONLY if the request is rationally related to the type of services performed or the facilities provided. Under this section, a person can be asked to stay away for 24 hours. If a person refuses to leave or returns within 24 hours, he or she can be arrested for a violation of L.A.M.C. § 41.24 (d).

EXCEPTIONS

L.A.M.C. § 41.24 applies only to private property. It does not include properties such as libraries, parks, streets, sidewalks or city, state or federal facilities. This law cannot be used in violation of

civil rights laws to exclude people based on their race, color, gender, religion, disability, sexual orientation, etc. It also does not apply to solicitors or other individuals engaging in First Amendment activity or to persons performing official duties, such as meter readers, process servers or mail carriers.

SOME COMMONLY ASKED QUESTIONS

Where and what type of signs do I post on my property?

To enable the police to make arrests under L.A.M.C. § 41.24 (a), you must post signs stating "THIS PROPERTY CLOSED TO THE PUBLIC. NO ENTRY WITHOUT PERMISSION. L.A.M.C. SEC. 41.24." The size of the letters "THIS PROPERTY CLOSED TO THE PUBLIC. NO ENTRY WITHOUT PERMISSION" must be at least two inches high. A sign must be posted at every walkway and driveway entering your property, OR the sign can be posted on each building in a manner which makes the sign READABLE from every walkway and driveway entering your property.

How do I authorize the police to make requests to leave and to arrest trespassers on my behalf?

You will need to sign a "Trespass Arrest Authorization" letter which is available at your local LAPD Division. Ask to speak with the Senior Lead Officer for your area about obtaining this form. The local division will keep this form on file at the station. The authorization is good for 12 months.

Is there a form that I have to fill out to document a request to leave?

If you are requesting a person to leave under L.A.M.C. § 41.24 (b) or (c), you must keep a written record of this request for 12 months.

There is no specific form for you to fill out. You can keep a log or record this information on a calendar. Make sure that you include the name of the person being asked to leave, the date, time, address and type of property (e.g., apartment building, etc.) Have this documentation available in case there is a court proceeding later. If an officer makes a request to leave, he or she will fill out the required documentation.

RELATED TRESPASSING LAWS

Penal Code Section 602 (k) prohibits entry onto any land **whether open to the public or not** for the purpose of injuring any property or property rights or with the intention of interfering, obstructing, or injuring any lawful business or occupation carried on by the owner, owner's agent or person in lawful possession.

Penal Code Section 602 (m) prohibits the entry and occupation of any real property **whether open to the public or not** without the consent of the owner, owner's agent or person in lawful possession. Under this section, the property must be occupied for some period of time.

Penal Code Section 602 (o) provides that a person who refuses or fails to leave land **not open to the general public** when requested to do so by the owner, owner's agent or a peace officer at the request of the owner or owner's agent may be arrested.

Penal Code Section 602.5 prohibits entry into any **non-commercial dwelling house, apartment or other such place** without the permission of the owner, agent or person in lawful possession. This section appears to be limited to **structures** which are used for dwelling purposes.

Penal Code Section 602.1 provides that any person who intentionally interferes with any lawful business or occupation carried on by the owner or agent of a **business open to the public** by obstructing or intimidating the business operators or customers and who refuses to leave the premises is guilty of a misdemeanor.

This brochure has been prepared by the Safe Neighborhoods Division of the City Attorney's Office and is provided for your information only! It is not a substitute for legal advice.

(6027555 November 2007)

LOS ANGELES POLICE DEPARTMENT

Central Area.....(213) 485-3294
251 E. 6th Street, Los Angeles, CA 90014

Devonshire Area.....(818) 756-8285
10250 Etiwanda Avenue, Northridge, CA 91325

Foothill Area.....(818) 756-8861
12760 Osborne Street, Pacoima, CA 91331

Harbor Area.....(310) 548-7605
2175 John Gibson Boulevard, San Pedro, CA 90731

Hollenbeck Area..... (213) 485-2942
2111 E. 1st Street, Los Angeles, CA 90033

Hollywood Area..... (213) 485-4302
1358 N. Wilcox Avenue, Hollywood, CA 90028

Mission Area.....(818) 838-9800
11121 Sepulveda Boulevard, Los Angeles, CA 91345

Newton Area.....(323) 846-6547
3400 S. Central Avenue, Los Angeles, CA 90011

No. Hollywood Area.....(818) 623-4016
11640 Burbank Boulevard, North Hollywood, CA 91601

Northeast Area.....(213) 485-2563
3353 San Fernando Road, Los Angeles, CA 90065

Pacific Area.....(310) 202-4502
12312 Culver Boulevard, Los Angeles, CA 90066

Rampart Area.....(213) 485-4061
2710 W. Temple Street, Los Angeles, CA 90026

77th Street.....(213) 485-4164
7600 S. Broadway, Los Angeles, CA 90003

Southeast Area.....(213) 485-6914
145 W. 108th Street, Los Angeles, CA 90061

Southwest Area.....(213) 485-2582
1546 W. Martin Luther King Boulevard, Los Angeles, CA 90062

Van Nuys Area.....(818) 756-8343
6240 Sylmar Avenue, Van Nuys, CA 91401

West Los Angeles Area.....(310) 575-8404
1663 Butler Avenue, West Los Angeles, CA 90025

West Valley Area.....(818) 756-8543
19020 Vanowen Street, Reseda, CA 91335

Wilshire Area.....(213) 485-4022
4861 Venice Boulevard, Los Angeles, CA 90019

How You Can Keep Drug Dealers, Gang Members and Other Trespassers Off Your Property

THIS PROPERTY

**CLOSED TO
THE PUBLIC**

**NO ENTRY
WITHOUT PERMISSION**

L.A.M.C. SEC. 41.24

A Guide to
Los Angeles Municipal Code Section 41.24



Rockard J. Delgadillo
Office of the City Attorney