

79,234 MEMBERS  
21 COUNCILS  
287 ASSOCIATIONS

Equal Opportunity for Every Child

April 10, 1940

Los Angeles City Council  
City Hall  
Los Angeles, California

Honorable Members:

Los Angeles Tenth District **California Congress of Parents and Teachers** in convention assembled Thursday, April 4, 1940, unanimously adopted the following motion:

"That the City Council be urged to instruct the City Attorney to draft an amendment to Municipal Code 52.38 to read that any person who has been convicted of a violation of the offenses charged in **subdivisions one and two of Section 311 and Sections 288 and 288A** of the Penal Code, whether sentenced to a penal term or placed on probation, shall be required to comply with the registration ordinance. It shall be the duty of the registration officer to fingerprint and photograph such person and to **obtain information as to previous record and family history.**"

This action was taken because the **safety and morals of our children** are menaced through an alarming increase in cases of indecent exposure and lewd conduct on the part of sex offenders.

The present code provides that persons convicted of felonies or narcotic violations are compelled to register at police headquarters, and must give their real names, all aliases, and addresses, but does not make such provision for known **perverts** and those convicted of **moral offences**.

We feel that the members of the City Council and Police Commission have the welfare of the children at heart and will do all in their power to provide this protection to the youth of our city.

*Mrs. I. B. Doyle*  
Mrs. I. B. Doyle  
Juvenile Protection Chairman

Sincerely yours, .

*Mildred Lamberson*  
Mrs. Mildred Lamberson  
Public Welfare Director

Photocopied by SOLR at LA City Archives, 2009 08 20

City Council File # 1380 (1940)  
for Ordinance # 83351 signed 1940 09 25

This is the formal na  
[www.capta.org/sec  
www.capta.org/sec

This provision not  
included in ordinance

Alarming incre

Arrests for:  
Indecent exp.  
Lewd vagrancy  
Dissolute vagra

Honorable Board of Police Commissioners,  
City Hall.

Request for amendment to Sec. 52.38 of Mun.  
Code to provide for registration of all  
persons convicted under subdivisions 1 & 2,  
Sec. 311, and Sections 288 & 288a. P. C.

Gentlemen:

After careful consideration of Council File No. 1380 (1940)  
we are of the opinion that subjects convicted under Section 311,  
Penal Code, subdivisions 1 & 2, should be required to register.  
Persons convicted under Sections 288 & 288a Penal Code are, at  
present, required to register except when on probation or parole.

Several members of the City Attorney's office have been interviewed  
relative to the legality of requiring, by Ordinance, persons on  
probation or parole to register, and they know of no legal reason  
why an Ordinance requiring such registration would not stand the test  
of a Court action.

Deputy City Attorney Clyde P. Harrell, Jr., who drafted the original  
Convict Registration Ordinance, Section 52.38, Los Angeles Municipal  
Code, is of the opinion that the Ordinance should be amended to  
include the provisions desired.

Registration of individuals of this type would provide the Police  
Department with a reliable index to persons of degenerate tendencies  
when necessary to make an investigation of persons of this character  
when serious crimes have been committed and the identity of the per-  
petrators is unknown.

||  
We, therefore, recommend that your Honorable Board request that the  
City Council amend those Sections of the Convict Registration law in  
order to bring about the desired result.

Respectfully,

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ARTHUR C. HOHMANN  
CHIEF OF POLICE

report as follows:

In the crease: "To the Honorable Council  
of the City of Los Angeles"

In the matter of communication of the Board of Police Commissioners requesting that the Municipal Code, Section 52.38, be amended to provide for registration of individuals convicted of acts of perversion:

The Board is of the opinion that such registration would provide the Police Department with a reliable index of persons of degenerate tendencies which would be advantageous when it is necessary to investigate serious crimes and the identity of the perpetrators is unknown.

Your Committee RECOMMENDS that the City Attorney present such an amendatory ordinance along the lines suggested in file for consideration of the Council.

Respectfully,

*Thomas J. Meloon*

*R. L. Buring*

*E. L. Casman*

POLICE AND FIRE COMMITTEE.

JUNE 19 1940

✓ 2-Atty (with file)

2-Police Comm

AMM:L

6/10/40



ORDINANCE AMENDING MUNICIPAL  
CODE TO PROVIDE FOR REGISTRA-  
TION OF PERSONS CONVICTED OF  
ACTS OF PERVERSION.

REPORT NO. 10

SEP 11 1940

TO THE HONORABLE COUNCIL OF  
THE CITY OF LOS ANGELES.

Gentlemen: (Council File No. 1380 (1940) is  
returned herewith.)

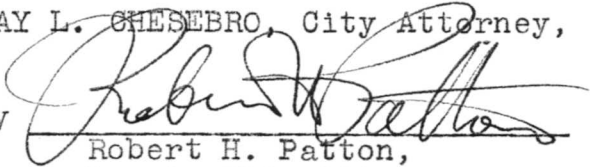
Pursuant to your instructions, this office  
has prepared and transmits herewith draft of an  
ordinance amending Section 52.38 of the Los Angeles  
Municipal Code to provide for the compulsory regis-  
tration of persons convicted of offenses punishable  
under the provisions of Sections 264, 265, 286, 288,  
288a, 647a or of Subdivisions 1 or 2 of Section 311  
of the Penal Code of California.

This ordinance has been submitted to and  
approved by the Board of Police Commissioners.

Respectfully yours,

RAY L. CHESEBRO, City Attorney,

By

  
Robert H. Patton,  
Deputy City Attorney.

RHP:mj  
Encl.  
9/6/40

APPROVED

FILED

Baumgartner . . . . .

Bennett . . . . .

Briggs . . . . .

~~Christensen~~ . . . . .

Cunningham . . . . .

Gay . . . . .

Hampton . . . . .

Harby . . . . .

Hartley . . . . .

Lewis . . . . .

Nelson . . . . .

Rasmussen . . . . .

Thrasher . . . . .

Wilson . . . . .

Pres. Burns . . . . .

In the crease: "Roll Call"

ROLL No. . . . .

Form 120

"September 23 1940"

Ordinance No. 83,351

An Ordinance amending Section 52.38 of the Los Angeles Municipal Code by adding Subsection (h) thereto.

THE PEOPLE OF THE CITY OF LOS ANGELES

DO ORDAIN AS FOLLOWS:

Section 1. That Section 52.38 of the Los Angeles Municipal Code be, and the same is hereby amended by adding Subsection (h) thereto, said new subsection to read as follows:

(h) Any person who has been convicted since January 1, 1921, or who is hereafter convicted, in California or elsewhere, of any offense which, if committed in this state, would be punishable under the provisions of Section 264, Section 265, Section 286, Section 288, Section 288a, Section 647a or of Subdivisions 1 or 2 of Section 311, of the Penal Code of California, shall likewise be deemed a convicted person within the meaning of this section regardless of the kind or extent of punishment inflicted and regardless of whether such person was granted probation.

Sec. 2. The City Clerk shall certify to the passage of this ordinance by a unanimous vote and cause the same to be published once in The Los Angeles Daily Journal.

I hereby certify that the foregoing ordinance was passed by the Council of the City of Los Angeles by the unanimous vote of all members of said Council present, there being not less than twelve members present, at its meeting of September 23, 1940.

WALTER C. PETERSON, City Clerk.

Approved this 25th day of September, 1940.

10/2 1t File #1380 (1940)

R. L. BURNS, Acting Mayor.

Registrable offenses added by this ordinance:

Penal Code sect	Description from 1945 CA Penal Code
264	Rape (intercourse with non-wife female under 18 or by force, threat, or guile)
265	Involuntary abduction of woman for marriage or sex
286	"crime against nature ... with mankind or ... animal"
288	"lewd or lascivious act" on or with child under 14
288a	Participating in oral copulation ("sex perversions")
311(1, 2)	Indecent exposure
647a	Annoy or molest a child or loiter around children

**LOS ANGELES  
CITY ARCHIVES**

**COUNCIL COMMUNICATIONS**

**1357 - 1429**

**VOL. 3367**

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