

BASE BILL PROPOSED AMENDMENT 4b2

Amendment Name: Private Right of Action from Injuries in a Non-Violent Demonstration

Sponsor: Councilmember Sawant

Effects Statement: Provides a private right of action for any physical or emotional injuries caused by the use of less lethal weapons in a non-violent demonstration or rally for crowd dispersal in violation of Section 3.28.146.

Proposed Amendment:

Modify Section 2.F as follows:

F. A person shall have a right of action against the City for physical or emotional injuries proximately caused by the use of less lethal weapons prohibited by Section 3.28.146 that occur in a non-violent demonstration or rally after this ordinance takes effect. ~~((A person who, in the judgment of a reasonable person, commits a criminal offense at or immediately prior to the use of less lethal force may not recover under this Section 3.28.146.))~~