

ORDINANCE NO. 975

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LANCASTER, CALIFORNIA, REPEALING CHAPTER 5.50 OF THE LANCASTER MUNICIPAL CODE RELATING TO THE EMPLOYMENT OF UNDOCUMENTED WORKERS

WHEREAS, Ordinance No. 934 (“Ordinance No. 934”) was adopted on October 27, 2009, and added Chapter 5.50 to the Lancaster Municipal Code; and

WHEREAS, Chapter 5.50 of the Lancaster Municipal Code generally prohibits an employer within the City from knowingly employing an undocumented worker and requires that on and after December 31, 2009, each employer within the City verify the employment eligibility of newly hired employees by using the “E-Verify Program”; and

WHEREAS, the E-Verify Program is an electronic verification of work authorization program of the Illegal Immigration Reform and Immigration Responsibility Act of 1996, as amended, and is operated jointly by the United States Department of Homeland Security and the United States Social Security Administration; and

WHEREAS, on October 9, 2011, the Governor approved Assembly Bill 1236 (the “Employment Acceleration Act of 2011”), which prohibits the state, or a city, county, city and county, or special district, from requiring an employer to use an electronic employment verification system except when required by federal law or as a condition of receiving federal funds; and

WHEREAS, the Employment Acceleration Act of 2011 specifically defines “electronic employment verification system” to include the E-Verify Program; and

WHEREAS, the City Council of the City desires to repeal in its entirety Ordinance No. 934, including Chapter 5.50 of the Lancaster Municipal Code, in order to conform to the Employment Acceleration Act of 2011.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LANCASTER DOES ORDAIN AS FOLLOWS:

Section 1. Ordinance No. 934, including Chapter 5.50 of the Lancaster Municipal Code, is hereby repealed in its entirety.

Section 2. The Mayor shall sign and the City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published and posted pursuant to the provisions of law in that regard and this Ordinance shall take effect 30 days after its final passage.

I, Geri K. Bryan, CMC, City Clerk of the City of Lancaster, do hereby certify that the foregoing ordinance was regularly introduced and placed upon its first reading on the 13th day of March, 2012, and placed upon its second reading and adopted at a regular meeting of the City Council on the _____ day of _____, 2012 by the vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

GERI K. BRYAN, CMC
City Clerk
City of Lancaster

R. REX PARRIS
Mayor
City of Lancaster

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss
CITY OF LANCASTER)

CERTIFICATION OF ORDINANCE
CITY COUNCIL

I, _____, _____ City of Lancaster, California, do hereby certify that this is a true and correct copy of the original Ordinance No. 975, for which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this _____ day of _____, _____.

(seal)