

New Business

11.7.18

**INTERNAL
OPERATIONS
STANDING
COMMITTEE**



CITY OF DETROIT
LAW DEPARTMENT

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVENUE, SUITE 500
DETROIT, MICHIGAN 48226-3437
PHONE 313•224•4550
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WWW.DETROITMI.GOV

24

October 30, 2018

HONORABLE CITY COUNCIL

RE: Keir Jackson v City of Detroit, DDOT, and Mark Clark
CASE NO.: 17-014375-CD
FILE NO.: W17-00210

On October 29, 2018, a case evaluation panel evaluated the above-captioned lawsuit and awarded **FIVE THOUSAND DOLLARS (\$5,000.00)** in favor of Plaintiff. The parties have until Tuesday, November 27, 2018, to either accept or reject the case evaluation. Failure to file a written acceptance or rejection within this period constitutes a rejection.

Based upon our review of the facts and particulars of this lawsuit, which are set forth in a confidential memorandum that is being separately hand-delivered to each member of Your Honorable Body, it is our considered opinion that acceptance of the case evaluation award is in the best interest of the City of Detroit.

We, therefore, request Your Honorable Body to authorize acceptance of the case evaluation award; and, in the event that Plaintiff accepts the award, to deem such acceptance as a settlement and to direct the Finance Director to issue a draft in the amount of **FIVE THOUSAND DOLLARS (\$5,000.00)** payable to **Robinson & Associates and Thomas E. Kuhn, P.C., Attorneys for Plaintiff and Keir Jackson**, to be delivered upon receipt of properly executed Releases and Stipulation and Order of Dismissal entered in Lawsuit No. **17-014375-CD**, approved by the Law Department.

Respectfully submitted,

/s/ Jason T. McFarlane

Jason T. McFarlane

Assistant Corporation Counsel

APPROVED: NOV 01 2018

LAWRENCE T. GARCIA
Corporation Counsel

BY:


June Adams

Chief Administrative Corporation Counsel

Attachments

RESOLUTION

BY COUNCIL MEMBER _____:

RESOLVED, that the Law Department is hereby authorized to accept the case evaluation in the amount of **FIVE THOUSAND DOLLARS (\$5,000.00)** in the case of **Keir Jackson v City of Detroit et al**, Wayne County Circuit Court Case No. 17-014375-CD; and be it further

RESOLVED, that in the event Plaintiff accepts the case evaluation, that such acceptance is deemed a settlement, and that the Finance Director be and is hereby authorized and directed to draw a warrant upon the proper account in favor of **Robinson & Associates and Thomas E. Kuhn, P.C., Attorneys for Plaintiff and Keir Jackson**, in the amount of **FIVE THOUSAND DOLLARS (\$5,000.00)** in full payment of any and all claims which plaintiff may have against the City of Detroit by reason of alleged injuries, and that said amount be paid upon receipt of properly executed Releases and Stipulation and Order of Dismissal entered in Lawsuit No. 17-014375-CD, approved by the Law Department.

APPROVED:

LAWRENCE T. GARCIA
Corporation Counsel

BY:



June Adams
Chief Administrative Corporation Counsel



CITY OF DETROIT
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November 1, 2018

HONORABLE CITY COUNCIL

RE: Renita Johnson v City of Detroit
CASE NO.: 17-012314-CD
FILE NO.: W17-00188 (JCA)

On October 29, 2018 a case evaluation panel evaluated the above-captioned lawsuit and awarded **TWENTY-FIVE THOUSAND DOLLARS AND NO CENTS (\$25,000.00)** in favor of Plaintiff. The parties have until **November 23, 2018**, to either accept or reject the case evaluation. Failure to file a written acceptance or rejection within this period constitutes a rejection.

Based upon our review of the facts and particulars of this lawsuit, which are set forth in a confidential memorandum that is being separately hand-delivered to each member of Your Honorable Body, it is our considered opinion that acceptance of the case evaluation award is in the best interest of the City of Detroit.

We, therefore, request Your Honorable Body to authorize acceptance of the case evaluation award; and, in the event that Plaintiff accepts the award, to deem such acceptance as a settlement and to direct the Finance Director to issue a draft in the amount of **TWENTY-FIVE THOUSAND DOLLARS AND NO CENTS (\$25,000.00)** payable to **Renita Johnson, and her attorneys, Fagan McManus, P.C.**, to be delivered upon receipt of a properly executed Release, and Stipulation and Order of Dismissal entered in Lawsuit No. 17-012314-CD, approved by the Law Department.

Respectfully submitted,

Charles N. Raimi
Deputy Corporation Counsel

APPROVED:

LAWRENCE T. GARCIA
Corporation Counsel

BY: Lawrence T. Garcia
by CWR

CITY CLERK 2018 NOV 1 PM 4:52

RESOLUTION

BY COUNCIL MEMBER _____:

RESOLVED, that the Law Department is hereby authorized to accept the case evaluation award in the amount of **TWENTY-FIVE THOUSAND DOLLARS AND NO CENTS (\$25,000.00)** in the case of **RENITA JOHNSON v CITY OF DETROIT**, Wayne County Circuit Court Case No. 17-012314-CD; and be it further

RESOLVED, that in the event Plaintiff accepts the case evaluation, that such acceptance is deemed a settlement, and that the Finance Director be and is hereby authorized and directed to draw a warrant upon the proper account in favor of **Renita Johnson, and her attorneys Fagan McManus, P.C.**, in the amount of **TWENTY-FIVE THOUSAND DOLLARS AND NO CENTS (\$25,000.00)** in full payment of any and all claims which **Renita Johnson** may have against the City of Detroit by reason of economic and noneconomic damages sustained by alleged wrongful termination on or about July 6, 2017, as otherwise set forth in Case No. 17-012314-CD in the Wayne County Circuit Court and that said amount be paid upon receipt of properly executed Releases, Stipulation and Order of Dismissal entered in Lawsuit No. 17-012314-CD, approved by the Law Department.

APPROVED:

LAWRENCE T. GARCIA
Corporation Counsel

BY: Lawrence T. Garcia
by *LCWA*

Approved by City Council: _____

Approved by the Mayor: _____



CITY OF DETROIT
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Date: November 2, 2018

To: Honorable City Council

From: Law Department *JVP*

Re: Members of the Medical Marihuana Facility Review Committee

Pursuant to Sec. 61-2-153 of the 1984 Detroit City Code, attached please find report regarding the members of the Medical Marihuana Facility Review Committee.

CITY CLERK 2018 NOV 2 AM 11:11

MMFRC MEMBERS

Department	Name	Title
Assessor Member	Audrey Pogue	Appraiser Manager III
Assessor Alternate	Yvette Childress	Appraiser Manager IV
BSEED Member	Sherita Elliott	Building Inspector
BSEED Alternate	Jered Dean	Zoning Inspector
CPC Member	George Etheridge	Zoning Specialist
CPC Alternate	Jamie Murphy	City Planner II
DHD Member	Bonnie Czander	Environmental Health Specialist II
DHD Alternate	Scott Withington	Environmental Health and Food Safety
DHD Alternate	Paul Barry	Environmental Health Specialist III
DPD Member	Donna Jenkins	Sergeant
DPD Alternate	Larry Meinke	Sergeant
DPW Member	Doug Collins	Superintendent of Solid Waste Division
DPW Alternate	Dhaval Petal	Supervisor - Construction & Maintenance
Fire Member	Shawn Battle	Chief of Fire Prevention
Fire Alternate	Charles Simms	2nd Deputy Fire Commissioner
PDD Member	Greg Moots	Planner IV
PDD Alternate	Helen Sharpley	Planner II
Law Chairperson	Rebecca Wilhelm	Project Manager and Analytics Specialist
Law Alternate	Linda Bruton	Senior Assistant Corporation Counsel



November 2, 2018

Detroit City Council
1340 Coleman A. Young Municipal Center
Detroit, Michigan 48226

Re: Proposed Amendment of Chapter 27 of the 1984 Detroit City Code, *Human Rights*, by amending Article X, *Municipal Identification Card Program*.

Honorable City Council:

Attached please find an updated version of the ordinance requested by Council Member Castañeda-López which is currently being considered in the Internal Operations Standing Committee (IOS). The updated version is dated November 1, 2018; the previous version is dated October 5, 2018. The difference between the two versions can be found on page 3, line 22 to reflect a timeframe of 60 days instead of 30 days. This change is consistent with the modification on the top of page 9 regarding the Proof of Residency documents.

Additionally, the updated version that is attached incorporates the recent ordinance to increase point totals proffered by Council Member Ayers and approved by City Council at the formal session of October 23, 2018 (line item 1 on New Business Agenda). Please note the Clerk's Office has indicated that this ordinance has been approved by the Mayor and will be published in the Detroit Legal News on Monday, November 5, 2018. More specifically, the recently enacted ordinance increased the following:

- Criminal Record check (AFIS) with photograph is now 300 points;
- Offender Tracking Information System (OTIS) record is now 300 points;
- Criminal Record check (AFIS) without photo is now 200 points; and
- Michigan Department of Corrections prisoner identification card is now 200 points.

Lastly, the public hearing on the attached ordinance dated November 1, 2018, is scheduled to be held in the Internal Operations Standing Committee on Wednesday, November 14, 2018 at 11:00 a.m. The ordinance currently pending in IOS contains the following proposed amendments:

- Adds the ability for applicants to list a preferred first name on the card;
- Identifies certain documents that will automatically satisfy the proof of identity and residency requirements to obtain a card;
- Increases point totals for existing documentation to prove identity;



Honorable City Council
Re: Proposed Amendment of Municipal ID ordinance
November 2, 2018

- Adds categories of acceptable documentation to prove identity and corresponding point totals;
- Modifies the requirements for an affidavit of identifying witness;
- Extends the timeframe by which documents for proof of residency can be considered valid;
- Removes the age limit of 14 for eligibility to receive a card; and
- Adds language that the fee for replacement cards will not exceed \$10.00.

I look forward to discussing this important legislation at the public hearing in IOS.

Respectfully submitted,

A handwritten signature in blue ink that reads "Julianne Pastula". The signature is written in a cursive, flowing style.

Julianne V. Pastula
Senior Assistant Corporation Counsel
City of Detroit Law Department
(313) 237-2935

S U M A R Y

AN ORDINANCE to amend Chapter 27, *Human Rights*, of the 1984 Detroit City Code, by amending Article X, *Municipal Identification Card Program*, by amending Section 27-10-2 to modify the definition of municipal identification card; by amending Section 27-10-4 to include the ability of a legal guardian to apply for a municipal identification card on behalf of an incapacitated or minor resident, to modify point system requirements for obtaining municipal identification cards, to add credentials, to modify the requirements of the affidavit of identifying witness and to modify the timeframe of validity for documents in Category C; by amending Section 27-10-5 to modify the age range of minors eligible for municipal identification cards and provide for proof of parentage or guardianship; and by amending Section 27-10-17(c) to specify the fee for a replacement card.

1 **BY COUNCIL MEMBER _____**:

2 **AN ORDINANCE** amend Chapter 27, *Human Rights*, of the 1984 Detroit City Code, by
3 amending Article X, *Municipal Identification Card Program*, by amending Section 27-10-2 to
4 modify the definition of municipal identification card; by amending Section 27-10-4 to include the
5 ability of a legal guardian to apply for a municipal identification card on behalf of an incapacitated
6 or minor resident, to modify point system requirements for obtaining municipal identification
7 cards, to add credentials, to modify the requirements of the affidavit of identifying witness and to
8 modify the timeframe of validity for documents in Category C; by amending Section 27-10-5 to
9 modify the age range of minors eligible for municipal identification cards and provide for proof of
10 parentage or guardianship; and by amending Section 27-10-17(c) to specify the fee for a
11 replacement card.

12 **IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CITY OF DETROIT THAT:**

13 **Section 1.** Chapter 27, *Human Rights*, of the 1984 Detroit City Code, is amended by amending
14 Article X, *Municipal Identification Card Program*, by amending Section 27-10-4 and 27-10-17(c)
15 to read as follows:

16 **ARTICLE X. MUNICIPAL IDENTIFICATION CARD PROGRAM**

17 **Sec. 27-10-1. Purpose.**

18 It is the City's intent that municipal identification cards will provide residents with an
19 additional means of proving their residency in the City for purposes of accessing City programs,
20 services, and activities, and providing identification to law enforcement. Possession of a municipal
21 identification card is not a pre-requisite to obtaining any City program, service, or activity for
22 residents otherwise eligible for such program, service, or activity.

23 **Sec. 27-10-2. Definitions.**

24 For the purposes of this Article, the following words and phrases shall have the meaning

1 respectively ascribed to them by this section:

2 *Administering agency* means the Mayor's Office or such other City department or agency
3 as the Mayor may designate to administer the City of Detroit municipal identification card
4 program.

5 *Municipal identification card* means an individual resident's identification card that is
6 issued by the City pursuant to this Article that shall display, at minimum, the cardholder's name,
7 photograph, address, date of birth, signature, identification card number and an expiration date.
8 The card shall not display gender. A preferred first name may be included provided that the
9 resident's full legal name is also set forth on the card. A resident shall only list their legal last
10 name on a municipal identification card. Preferred last names shall not appear on municipal
11 identification cards.

12 *Resident* means an individual who can establish proof of identity and proof of residency
13 pursuant to the requirements set forth in Sec. 27-10-4 of this code.

14 **Sec. 27-10-3. Issuance and surrender of municipal identification cards.**

15 (a) Upon request, the administering agency shall issue a municipal identification card
16 to any resident who meets the application requirements set forth in Sec. 27-10-4 and pays the
17 applicable fee.

18 (b) The card shall bear the seal of the City. The administering agency shall cause the
19 card to be produced in a form intended to thwart replication or counterfeiting.

20 (c) Cards shall be valid for a maximum of two years and expire the earlier of two years
21 from the date of issuance or when the cardholder is no longer a resident of the City of Detroit.

22 (d) Card holders shall surrender their municipal identification card to the administering
23 agency upon moving residence outside of the City.

24 (e) In the event a municipal identification card is stolen, lost or destroyed the applicant

1 must re-apply and pay the application fee for a replacement card. Replacement card applications
2 shall be treated as new applications and the replacement card shall be valid for a maximum of two
3 years from the date of issuance so long as residency in the City is maintained during that time.

4 **Sec. 27-10-4. Application; Eligibility and point system requirements.**

5 (a) To obtain a municipal identification card, a resident or their legal guardian shall
6 complete an application, under penalty of perjury, requiring proof of identity and proof of
7 residency within the City. Such forms of proof shall be (1) issued by a governmental entity, or (2)
8 issued by an entity that takes reasonable steps to verify the identity and/or residency of the
9 individual to whom it is issued or (3) of a type that is normally accepted as proof of identity and/or
10 residency in the ordinary course of business. The administering agency shall establish a list of
11 such documents in accordance with Section 27-10-6.

12 (b) The administering agency shall retain the original application and copies of an
13 applicant's supporting documentation, including all proof of identity and proof of residency
14 credentials, pursuant to an approved records retention and disposal schedule. The administering
15 agency shall develop and submit to the State of Michigan for approval an agency-specific retention
16 and disposal schedule setting forth a retention period of two years from the date of issuance.

17 (c) Documentation of an applicant's proof of identity and proof of residency shall
18 include:

19 (1) Any combination of items from Categories A or B, totaling at least 300 points; and

20 (2) A minimum of one identity credential from Category A containing a photograph
21 and date of birth of the applicant; and

22 (3) One item from Category C showing proof of City residency within the previous ~~30~~
23 60 days; and

24 (4) Items presented by applicant shall only be used to satisfy one credential and receive

1 point value for that single credential in any category. Items cannot be used in more
2 than one category or to satisfy more than one credential.

3 (d) Presentation of any 1 of the following documents shall fully satisfy the proof of
4 residency and identity requirements in subsection (c):

5 (1) Unexpired U.S. passport; or

6 (2) Unexpired standard or enhanced State of Michigan operator or chauffeur's license
7 with a current Detroit address; or

8 (3) Expired standard or enhanced State of Michigan operator or chauffeur's license
9 with a current Detroit address and attached proof of renewal from the Secretary of
10 State bearing the same identification number as the expired license; or

11 (4) Unexpired State of Michigan graduated driver's license with a current Detroit
12 address; or

13 (5) Expired State of Michigan graduated driver's license with a current Detroit address
14 and attached proof of renewal from the Secretary of State bearing the same
15 identification number as the expired license; or

16 (6) Unexpired standard or enhanced State of Michigan identification card with a
17 current Detroit address; or

18 (7) Expired standard or enhanced State of Michigan identification card with a current
19 Detroit address and attached proof of renewal from the Secretary of State bearing
20 the same identification number as the expired card.

Category A – Proof of Identity with Photograph and Date of Birth

Credential	Point Value 1 (currently valid or expired less than 5 years from date of application)	Point Value 2 (expired 5 to 10 years prior to date of application)
1. U.S. or foreign passport	200 <u>300</u>	100 <u>200</u>
2. U.S. or foreign driver's license	200 <u>300</u>	100 <u>200</u>
3. U.S. state identification card	200	100
4. Consular identification card	200	100
5. U.S. or foreign military or veteran identification card	200	100
6. Visa issued by government agency	200	100
7. Tribal identification card	200	100
8. Elector identification card	200	100
9. City of Detroit Municipal ID card (renewals only, card must be surrendered)	300	200
10. <u>U.S. Permanent Resident Card or Alien Registration Receipt Card (Form I-551)</u>	<u>300</u>	<u>200</u>
11. <u>NEXUS card</u>	<u>300</u>	<u>200</u>
12. <u>Federal employment authorization document or card (Form I-765)</u>	<u>300</u>	<u>200</u>

Category A – Proof of Identity with Photograph and Date of Birth

Credential	Point Value 1 (currently valid or expired less than 5 years from date of application)	Point Value 2 (expired 5 to 10 years prior to date of application)
<u>13. State of Michigan Concealed Pistol License (CPL)</u>	<u>100</u>	<u>75</u>

1

2

Category A – Proof of Identity with Photograph and Date of Birth Continued

Credential	Point Value
<u>14. Affidavit of identifying witness (identifying information of witness must be included on affidavit and affidavit must be notarized)</u>	<u>200</u>
10. <u>15. Criminal Record check (AFIS) with photograph</u>	300
11. <u>16. Offender Tracking Information System (OTIS) record</u>	300
12. <u>17. Homeless Management Information System (HMIS) service point ID or record of service transaction history with photograph</u>	200
13. <u>18. Educational institution identification card</u>	75
14. <u>19. Education institution records with photo</u>	75
15. <u>20. Employee identification card</u>	75
16. <u>21. Michigan Department of Corrections prisoner identification card</u>	200

Credential	Point Value
17. <u>22.</u> Michigan social services agency identification	75

Category B- Other Proofs of Identity

Credential	Point Value
1. Electronic benefit transfer (EBT) card	200
2. U.S. or foreign birth certificate (original or certified copy)	125 <u>200</u>
3. Court order issued by a state or federal court to verify an applicant's identity	125
4. <u>3.</u> Social Security card <u>or number (by presentation of physical card or use by the administering agency of identity verification systems such as Experian or LexisNexis)</u>	125 <u>200</u>
<u>4.</u> Affidavit of identifying witness (identifying information of witness must be included on affidavit and affidavit must be notarized)	<u>200</u>
5. Military discharge or separation documents (DD-214)	125 <u>200</u>
6. U.S. marriage license or divorce decree, original or certified copy	125
7. Michigan Driver Education certificate (for applicants aged 17 or younger only)	125
8. Michigan adoption record	125
9. U.S. individual taxpayer identification number (ITIN) authorization letter	125

Credential	Point Value
10. Criminal Record check (AFIS) without photo	200
11. U.S. Permanent Resident Card or Alien Registration Receipt Card (Form I-551)-Court order issued by a state or federal court to verify an applicant's identity	125
12. Emancipation petition with file stamp	125
13. Affidavit of identifying witness (witness must appear with the applicant and present photo ID)	100
14. 13. Criminal complaint or summons with proof of personal service	100
15. <u>14.</u> Employment verification form (I-9)	100
16. <u>15.</u> U.S. or individual state tax return	100
<u>16.</u> Independent or assisted living or long-term care facility identification card with photograph	<u>100</u>
17. <u>17.</u> Financial institution account records	50
18. <u>18.</u> Employment records (W-4, W-2, 1099 or paystub)	50
19. <u>19.</u> School or trade school records including diploma and transcripts	50
20. <u>20.</u> Baptismal records	50
20. <u>21.</u> Health insurance card	<u>50</u>

Category C – Proof of City of Detroit Residency

Documents presented must be current or dated within the previous ~~30~~ 60 days

1. Utility or credit card bill or statement
2. Employment record including pay stub, W-2, W-4 or earnings statement issued with the name and address of the employer
3. Federal, state, or City of Detroit government-issued document, letter or record
4. Housing lease or rental agreement, unexpired
5. Mortgage or local property tax statement
6. Financial institution account statement
7. Life, health, auto or home insurance policy
8. Michigan title or vehicle registration
9. Letter or record from a religious organization, social services agency, domestic violence shelter or homeless shelter located within the City confirming residency or services provided in the previous 30 days
10. Letter or record from a hospital or medical treatment facility addressed to applicant or letter confirming residency or services provided in the previous 30 days
11. Letter or record addressed to applicant at a Detroit address from a school, college, or university located in the State of Michigan that the applicant or child of the applicant attends

1

2 ~~(d)~~(e) Any documentation in a language other than English must be accompanied by a
3 certified English translation. Acceptance of such translated documentation is at the discretion of
4 the administering agency. The administering agency may obtain independent translation if it
5 deems it necessary in its discretion.

6 ~~(e)~~(f) The administering agency shall not accept any credentials which have been expired

1 more than 10 years prior to the date of application for a municipal identification card.

2 (f)(g) The administering agency shall issue a municipal identification card to the applicant
3 upon receipt and verification of all of the following:

- 4 (1) Completed application;
- 5 (2) Proof of identity documentation;
- 6 (3) Proof of residency documentation; and
- 7 (4) Payment of applicable fees.

8 **Sec. 27-10-5. Minors.**

9 For purposes of this Article, a minor is an individual aged ~~at least fourteen years but not~~
10 yet eighteen. An application submitted on behalf of a minor must be completed by such minor's
11 parent or legal guardian verified by presentment of a certified copy of a birth certificate or a true
12 copy of a court order establishing guardianship. The parent or legal guardian may verify the minor
13 applicant's residency, provided that the parent or legal guardian with whom the minor resides
14 would meet the proof of residency criteria set forth in Sec. 27-10-4.

15 **Sec. 27-10-6. Implementation; language assistance services.**

16 (a) The administering agency shall promulgate rules necessary to effectuate the
17 purpose of this Article. The City shall require applicants to declare the information provided in
18 their applications under penalty of perjury.

19 (b) The administering agency shall identify and implement measures, including but not
20 limited to staff training, community outreach, and language assistance tools, to address the needs
21 of individuals with limited English proficiency in the administration and implementation of the
22 municipal identification card program.

23 **Sec. 27-10-7. Fees.**

24 (a) The City shall charge a fee not to exceed \$25.00 for each application submitted.

1 Such fees shall not exceed the costs reasonably associated with the production of municipal
2 identification cards and administration of the program.

3 (b) The fee charged to minors aged at least fourteen years but not yet eighteen or senior
4 citizens aged 62 or older shall not exceed \$10.00.

5 (c) The fee for renewal or replacement of a municipal identification card shall not
6 exceed \$10.00.

7 **Sec. 27-10-8. Acceptance by City departments.**

8 (a) When requiring members of the public to provide identification or proof of
9 residency in the City, each City department or agency shall accept a municipal identification card
10 issued pursuant to this Article as valid identification and as valid proof of residency in the City,
11 unless such City department or agency has reasonable grounds for determining that the card is
12 counterfeit, altered, or improperly issued to the card holder, or that the individual presenting the
13 card is not the individual to whom it was issued. In such cases, the card shall be confiscated and
14 returned to the administering agency with a transmittal letter documenting the circumstances
15 surrounding the confiscation. The administering agency may, after review, revoke the card or
16 return it to the individual.

17 (b) Other than requiring the City to accept the municipal identification card as proof of
18 identification and City residency, this section is not intended to replace, preempt or supersede any
19 other requirements for production of other forms of identification in connection with the
20 administration of City benefits and services. The requirements of this section do not apply under
21 circumstances where:

22 (1) A federal or state statute, administrative regulation, or directive, or court decision
23 requires the City to obtain different identification or proof of residency;

24 (2) A federal or state statute, administrative regulation, or directive preempts local

1 regulation of identification or residency requirements; or

- 2 (3) The City would be unable to comply with a condition imposed by a funding source
3 which would imperil the City's access to funds from that source or other sources.

4 **Sec. 27-10-9. Confidentiality.**

5 The City shall keep confidential to the extent permitted by applicable laws, any identifying
6 information or other data supporting the applications of persons applying for and receiving
7 municipal identification cards.

8 **Sec. 27-10-10. City undertaking limited to promotion of general welfare.**

9 In undertaking the adoption and enforcement of this Article, the City is assuming an
10 undertaking only to promote the general welfare. It is not assuming, nor is it imposing on its
11 officers and employees, an obligation for breach of which it is liable in money damages to any
12 person who claims that such breach proximately caused injury.

13 **Sec. 27-10-11. Counterfeit and fraudulent municipal identification cards.**

14 (a) It is a misdemeanor violation of this Code, as specified in Sec. 1-1-9, for any person
15 or entity to do any of the following acts:

- 16 (1) To knowingly present false information to the City in the course of applying for a
17 municipal identification card.
- 18 (2) To alter, copy or replicate a municipal identification card without the authority of
19 the City.
- 20 (3) To use the municipal identification card issued to another person, with the intent to
21 cause a third person or entity to believe that the holder of the card is the person to
22 whom the card was issued.
- 23 (4) To fail to surrender a municipal identification card when ordered to do so by the
24 administering agency or by a City department or agency under Section 27-10-8(a).

1 **Sec. 27-10-12. Annual reporting.**

2 (a) The administering agency shall prepare and submit an annual report to the Mayor
3 and City Council that includes, at a minimum, the following information:

- 4 (1) The number of applications received by the City for a municipal identification card,
5 disaggregated by City Council district of residency of each applicant.
- 6 (2) The number of municipal identification cards issued during the preceding year to
7 adults, senior citizens and minors.
- 8 (3) The number of applications denied.
- 9 (4) The number of occurrences, if any, of fraud or other criminal activity related to
10 issuance or use of a municipal identification card.
- 11 (5) The costs associated with the implementation and administration of the municipal
12 identification card program.
- 13 (6) The total amount of fees collected.
- 14 (7) The number of training sessions held for City staff regarding the municipal
15 identification card program.
- 16 (8) The City's efforts to conduct outreach to prospective applicants regarding the
17 municipal identification card program.
- 18 (9) The City's efforts to promote acceptance of municipal identification cards by banks
19 and other private and public institutions and organizations.
- 20 (10) Efforts regarding language proficiency accommodations and other measures
21 implemented pursuant to Section 27-10-6(b).

22 **Secs. 27-10-13 – 27-10-20. Reserved.**

Section 2. This ordinance is hereby declared necessary to preserve the public peace, health,
safety, and welfare of the People of the City of Detroit.

Section 3. All ordinances, or parts of ordinances, that conflict with this ordinance are repealed.

Section 4. In the event this ordinance is passed by two-thirds (2/3) majority of City Council Members serving, it shall be given immediate effect and become effective upon publication in accordance with Section 4-118 of the 2012 Detroit City Charter. Where this ordinance is passed by less than a two-thirds (2/3) majority of City Council Members serving, it shall become effective on the thirtieth (30) day after enactment, or on the first business day thereafter, in accordance with Section 4-118 of the 2012 Detroit City Charter.

Approved as to form:

A handwritten signature in cursive script, reading "Lawrence T. Garcia", written over a horizontal line.

Lawrence T. García
Corporation Counsel