

Ordinance No. 798-2025

By Council Members McCormack and Griffin
(by departmental request)

AN EMERGENCY ORDINANCE

To amend Section 571.061 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 325-04, passed May 10, 2004, relating to secured area identification badges issued by the Director of Port Control.

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That Section 571.061 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 325-04, passed May 10, 2004, is amended to read as follows:

571.061 Identification Badges

(a) The Director of Port Control or the Director's designee shall be authorized to issue and revalidate identification badges in accordance with the rules, regulations, and directives (collectively, "Regulations") of the Transportation Security Administration or its equivalent ("TSA").

(b) An identification badge issued by the Director of Port Control or the Director's designee shall be possessed and displayed in accordance with TSA Regulations and the Airport Security Program. Identification badges shall be of a design and contain such information as is determined by the Director of Port Control in accordance with TSA Regulations.

(c) Any person with an identification badge issued under division (a) of this section shall return the badge to the Department of Port Control within twenty- four (24) hours of a determination by the Director of Port Control or the Director's designee that the person no longer has access to a Secured Area at the Airport. The reasons for this determination include, termination or suspension from employment; change in duties of employment; breach, termination or expiration of a City contract; and any additional reasons as set forth in TSA Regulations or in the Airport Security Program.

(d) The Director of Port Control or the Director's designee may assess and collect fees or charges related to Secured Area identification badges including, but not limited to, fees for new, lost, stolen, or missing badges, charges for failing to obtain or return a badge when required, and charges for violations of TSA Regulations or the Airport Security Program related to a badge. The fees and charges are to be determined by the Director of the Director's designee and be displayed in the Airport Security Office. in accordance with the following schedule:

~~(1) Fifty Dollars (\$50.00) for the replacement of a lost or missing badge;~~

~~(2) One Hundred Dollars (\$100.00) for any badge not returned to~~

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~~the Department of Port Control within twenty-four (24) hours of a determination that a person no longer has access to a Secured Area at the Airport under division (c) of this section;~~

~~(3) One Hundred Dollars (\$100.00) for any person who does not properly obtain an identification badge upon being hired as an employee required to work within a Secured Area, or revalidate an identification badge within the period required by TSA Regulations;~~

~~(4) Twenty-five Dollars (\$25.00) for any person who commits a first violation, involving an identification badge, of TSA Regulations or the Airport Security Program; and~~

~~(5) Fifty Dollars (\$50.00) for any person who commits a second violation within twelve (12) months of a first violation, involving an identification badge, of TSA Regulations or the Airport Security Program.~~

(e) Airport tenants, contractors and subcontractors, and any person or entity that has been issued a Secured Area identification badge, shall be responsible for assuring the compliance of their officers, employees, agents, contractors, and subcontractors with the requirements of this section, TSA Regulations, and the Airport Security Program, and shall be responsible for the payment of any fees and charges assessed against those persons and entities under division (d) of this section.

Section 2. That the existing Section 571.061 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 325-04, passed May 10, 2004, is repealed.

Section 3. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

JM:uo
7-9-2025
FOR: Director Francis

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READ FIRST TIME on JULY 9, 2025
and referred to DIRECTORS of Port Control, Finance, Law;
COMMITTEES on Transportation and Mobility,
Finance Diversity Equity and Inclusion

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

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REPORT
after second Reading

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
TRANSPORTATION and
MOBILITY

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
FINANCE, DIVERSITY, EQUITY
and INCLUSION