

CITY OF LOS ANGELES
CALIFORNIA

JUNE LAGMAY
City Clerk

HOLLY L. WOLCOTT
Executive Officer



ANTONIO R. VILLARAIGOSA
MAYOR

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CITY CLERK

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Council and Public Services
Division

www.cityclerk.lacity.org

When making inquiries relative to
this matter, please refer to the
Council File No.

May 22, 2013

To All Interested Parties:

Chief Legislative Analyst

I HEREBY CERTIFY that the City Council adopted the action(s), as attached, under
Council File No. 13-0002-S54, at its meeting held May 7, 2013.

A handwritten signature in cursive script, appearing to read 'June Lagmay', is written in black ink.

City Clerk
srb

cc: 8 Certified copies sent to Sacramento Representatives

Mayor's Time Stamp
RECEIVED
2013 MAY 10 AM 11:36
CITY OF LOS ANGELES

City Clerk's Time Stamp
CITY CLERK'S OFFICE
2013 MAY 10 AM 11:13
CITY CLERK
BY _____
DEPUTY

SUBJECT TO THE CONCURRENCE OF THE MAYOR

COUNCIL FILE NO. 13-0002-S54

COUNCIL DISTRICT _____


COUNCIL APPROVAL DATE May 7, 2013

RE: THE CITY'S POSITION TO SUPPORT ASSEMBLY BILL (AB) 362 (TING)

LAST DAY FOR MAYOR TO ACT MAY 20 2013
[10 Day Charter requirement as per Charter Section 231(h)]

DO NOT WRITE BELOW THIS LINE - FOR MAYOR USE ONLY

APPROVED



*DISAPPROVED

*Transmit objections in writing
pursuant to Charter Section 231 (h)

DATE OF MAYOR APPROVAL OR DISAPPROVAL MAY 17 2013



MAYOR

RECEIVED
CITY CLERK'S OFFICE
2013 MAY 20 PM 3:44
BY _____
CITY CLERK
DEPUTY

TO THE COUNCIL OF THE
CITY OF LOS ANGELES

Your **RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS** Committee

reports as follows:

RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT and RESOLUTION relative to the City's position to support Assembly Bill (AB) 362 (Ting).

Recommendation for Council action, pursuant to Resolution (Rosendahl – Zine – Wesson), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2013-14 State Legislative Program SUPPORT for AB 362 (Ting) which would exempt from state taxation reimbursements provided by California employers to employees in same-sex partnerships.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst (CLA). The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

Summary:

At its regular meeting of April 19, 2013, the Rules, Elections and Intergovernmental Relations Committee considered a CLA report dated April 17, 2013 and Resolution (Rosendahl – Zine Wesson) relative to the City's position to support AB 362 (Ting) which would exempt from state taxation reimbursements provided by California employers to employees in same-sex partnerships. The CLA report, attached to Council File No. 13-0002-S54, provides a summary of the Resolution and additional background information.

After providing an opportunity for public comment, the Committee recommended that Council adopt the accompanying Resolution. This matter is now forwarded to Council for its consideration.

Respectfully submitted,

RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE



<u>MEMBER</u>	<u>VOTE</u>
WESSON:	YES
LABONGE:	YES
HUIZAR:	ABSENT

REW
4/25/13
13-0002-S54_rpt_reir_4-19-13

ADOPTED

MAY 07 2013

Not Official Until Council Acts

LOS ANGELES CITY COUNCIL

13-0002-554

APR 5 2013

RULES, ELECTIONS & INTERGOVERNMENTAL RELATIONS

RESOLUTION

WHEREAS, any official position of the City of Los Angeles with respect to legislation, rules, regulations or policies proposed to or pending before a local, state or federal governmental body or agency must have first been adopted in the form of a Resolution by the City Council with the concurrence of the Mayor; and

WHEREAS, the United States was founded as a democratic nation, and our country's Declaration of Independence states that, "All men are created equal"; and

WHEREAS, due to the federal Defense of Marriage Act (DOMA), which prohibits recognition of same-sex unions, Lesbian, Gay, Bisexual, and Transgender (LGBT) couples are denied over 1,100 benefits by the federal government; and

WHEREAS, one of the benefits denied to same-sex couples is the inability to exempt employer-sponsored health insurance for a same-sex partner and the partner's children from federal taxes; as opposite-sex couples are able to do; and

WHEREAS, due to the denial of this benefit, same-sex couples and same-sex headed families incur extra federal taxes on their employer-sponsored health insurance in an amount that averages \$1,069 per year for a same-sex partner and if the partner has children, the costs multiply; and

WHEREAS, a growing number of employers are recognizing this injustice and are reimbursing their LGBT employees for this unfair federal tax; and

WHEREAS, even when a California employer reimburses an employee for these federal taxes, same-sex couples and same-sex headed families must pay state income taxes on this reimbursement; and

WHEREAS, currently pending before the State Legislature is a bill, AB 362 (Ting), which would exempt reimbursements from California employers to employees in same-sex relationships or families from state taxation; and

WHEREAS, studies have shown that micro-aggressions and discrimination can negatively impact the health of LGBT individuals, which makes it even more imperative that this population not be deterred from obtaining health care coverage:

NOW, THEREFORE, BE IT RESOLVED, with the concurrence of the Mayor, that by the adoption of this Resolution, the City of Los Angeles hereby includes in its 2013-14 State Legislative Program SUPPORT for AB 362 (Ting) which would make the reimbursement provided by a California employer to their employees in same-sex partnerships or families exempt from state taxation.

PRESENTED BY:

Bill Rosendahl
BILL ROSENDAHL
Councilmember, 11th District

SECONDED BY:

Mark Gooden
Mark Gooden

Mark Gooden
ADOPTED
MAY 07 2013
LOS ANGELES CITY COUNCIL

ORIGINAL

MAYOR WITH FILE