

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to adding Section 53.74 to the Los Angeles Municipal Code (LAMC) to ban the use of bullhooks or other tools designed to inflict pain to control or train elephants.

Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

PRESENT and ADOPT the accompanying ORDINANCE adding a new Section 53.74 to Article 3, Chapter 5 of the LAMC to prohibit the use of bullhooks, baseball bats, axe handles, pitchforks or other implements and tools designed to inflict pain for the purpose of training and controlling the behavior of elephants in the City of Los Angeles.

Fiscal Impact Statement: None submitted by the City Attorney. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

Summary:

On November 19, 2013, your Committee considered a November 7, 2013 City Attorney report and Ordinance relative to adding a new Section 53.74 to Article 3, Chapter 5 of the LAMC to prohibit the use of bullhooks, baseball bats, axe handles, pitchforks or other implements and tools designed to inflict pain for the purpose of training and controlling the behavior of elephants in the City of Los Angeles. According to the City Attorney, on October 23, 2012, the Board of Animal Services Commissioners (Board) requested that Council consider various options to regulate the use of wild and exotic animals in traveling shows and exhibitions within the City, one of which was the prohibition of the use of bullhooks, also known as an ankus, and other tools and instruments designed to inflict pain as a method of training and controlling the behavior of elephants. Subsequently, on October 23, 2013, Council moved to request the City Attorney to prepare and present an Ordinance to effectuate the Board's request.

During the meeting, a representative from the City Attorney's office answered questions from the Committee members in regard to the proposed Ordinance. After consideration and having provided an opportunity for public comment, the Committee moved to continue this matter.

Subsequently, on January 21, 2014, the Committee reconsidered the above matter. The City Attorney presented an overview of the proposed Ordinance and responded to questions from the Committee members. After consideration and having provided an opportunity for public comment, the Committee moved to further continue the matter pending changes to the proposed Ordinance to include pending receipt of a revised proposed Ordinance that would include the definition of the word "use" to include brandishing, exhibiting, or displaying of a bullhook in the presence of an elephant for the purpose of training or controlling the elephant.

On April 8, 2014, the Committee once again reconsidered the above matter. Additionally, the City Attorney presented in Committee a new report dated April 8, 2014 and accompanying proposed revised Ordinance. The City Attorney presented an overview of the revisions and responded to questions from the Committee members. After consideration and having provided an opportunity for public comment, the Committee moved to recommend that Council approve the Ordinance as contained in the April 8, 2014 City Attorney report and detailed in the above recommendation. This

matter is now submitted to Council for its consideration.

Respectfully Submitted,

PERSONNEL AND ANIMAL WELFARE COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
KORETZ:	YES
O'FARRELL:	YES
FUENTES:	ABSENT

ARL
4/8/14

-NOT OFFICIAL UNTIL COUNCIL ACTS-