

CITY OF LOS ANGELES

CALIFORNIA

HOLLY L. WOLCOTT
City Clerk



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MAYOR

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CITY CLERK

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

September 4, 2014

To All Interested Parties:

Chief Legislative Analyst

I HEREBY CERTIFY that the City Council adopted the action(s), as attached, under
Council File No. 14-0002-S83, at its meeting held August 27, 2014.



City Clerk
wrq

cc: 8 Certified copies sent to Sacramento Representatives

Mayor's Time Stamp
OFFICE OF THE MAYOR
RECEIVED
2014 AUG 28 AM 11:35
CITY OF LOS ANGELES

City Clerk's Time Stamp
CITY CLERK'S OFFICE
2014 AUG 28 AM 11:28
CITY CLERK
BY _____ DEPUTY

FORTHWITH

SUBJECT TO THE CONCURRENCE OF THE MAYOR

COUNCIL FILE NO. 14-0002-S83

COUNCIL DISTRICT _____

COUNCIL APPROVAL DATE August 27, 2014

RE: ESTABLISHING THE CITY'S POSITION TO SUPPORT AB 1439, WHICH WOULD PROHIBIT USE OF AN ELECTRONIC VIDEO MONITOR TO SIMULATE GAMBLING OR PLAY GAMBLING-THEMED GAMES THAT OFFER THE OPPORTUNITY TO WIN SWEEPSTAKES CASH OR PRIZES

LAST DAY FOR MAYOR TO ACT SEP 08 2014
[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 9/2/14

EC
MAYOR

REC'D
CITY CLERK'S OFFICE
2014 SEP -3 PM 4:46
CITY CLERK
DEPUTY

20

RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT and RESOLUTION relative to establishing the City's position to support AB 1439, which would prohibit use of an electronic video monitor to simulate gambling or play gambling-themed games that offer the opportunity to win sweepstakes cash or prizes.

Recommendation for Council action, pursuant to Resolution (Parks - Englander), 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 1439 (Salas), which would prohibit any person, when conducting a contest or sweepstakes, from using an electronic video monitor to simulate gambling or play gambling-themed games that offer the opportunity to win sweepstakes cash, cash equivalent prizes, or other prizes of value.

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 August 15, 2014, the Rules, Elections and Intergovernmental Relations Committee considered a CLA report and Resolution (Parks - Englander) relative to establishing the City's position to support AB 1439 (Salas), which would prohibit any person, when conducting a contest or sweepstakes, from using an electronic video monitor to simulate gambling or play gambling-themed games that offer the opportunity to win sweepstakes cash or prizes. The CLA report, attached to the Council file, provides a summary of the Resolution and additional background information. After consideration and having provided an opportunity for public comment, the Committee recommended that Council adopt the accompanying Resolution. This matter is now submitted to Council for its consideration.

Respectfully Submitted,

RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE



MEMBER VOTE

WESSON: YES

HUIZAR: YES

LABONGE: YES

ADOPTED

AUG 27 2014

LOS ANGELES CITY COUNCIL

TO THE MAYOR FORTHWITH

-NOT OFFICIAL UNTIL COUNCIL ACTS-

14-0002-583

RULES, COLLECTIONS & 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 first have been adopted in the form of a Resolution by the City Council with the concurrence of the Mayor; and

WHEREAS, a loophole in the law has permitted internet gambling sweepstakes to operate in a "gray area" and evade law enforcement in internet cafes that hold sweepstakes which are thinly veiled gambling operations; and

WHEREAS, some jurisdictions in the state have filed civil actions under the Unfair Competition law seeking to enjoin several Internet café businesses from continuing to engage in practices that allegedly violated the gambling prohibitions on unlawful lotteries and/or slot machines or devices and the Fifth Appellate Court of Appeals sided with Kern County public safety officials in finding that casino-style gambling cafes should be treated as gambling; and

WHEREAS, illegal sweepstakes gambling cafes are a threat to both public safety and local business, which have experienced increased crime associated with internet cafes that have exploited a loophole in the law that allows them to proliferate; and

WHEREAS, AB 1439 (Salas) enhance the ability of law enforcement to curb illegal gambling activities and associated crimes by explicitly prohibiting a business from offering electronic video monitor gambling simulations or gambling themed games that utilize a sweepstakes prize experience – without regard to whether or not the operations are using illegal slot.

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 2013-2014 State Legislative Program SUPPORT AB 1439 which would prohibit any person, when conducting a contest or sweepstakes, from using an electronic video monitor to simulate gambling or play gambling-themed games that offers the opportunity to win sweepstakes cash, cash equivalent prizes or other prizes of value.

PRESENTED BY: Bernard C. Parks
Bernard Parks
Councilmember, 8th District

SECONDED BY: [Signature]

ORIGINAL

[Signature]

JUL 2 2014

ADOPTED

AUG 27 2014

LOS ANGELES CITY COUNCIL

TO THE MAYOR FORTHWITH