



MICHAEL N. FEUER
CITY ATTORNEY

REPORT NO. R 16 - 0 1 4 9

MAY 0 4 2016

REPORT RE:

**DRAFT ORDINANCE TO AMEND THE LOS ANGELES ADMINISTRATIVE CODE
TO AMEND ETHICS REGULATION REGARDING
CITY TICKET DISTRIBUTION POLICY**

The Honorable City Council
of the City of Los Angeles
Room 395, City Hall
200 North Spring Street
Los Angeles, California 90012

Honorable Members:

This Office has prepared and now transmits for your consideration the enclosed draft ordinance, approved as to form and legality, which codifies a change to the Ethics Commission's regulations regarding ticket distribution.

Summary of the Ordinance

The ordinance contains a minor amendment to the Ethics Commission regulations concerning the Ticket Distribution Policy to comply with a recent change in state law. State law permits agencies to adopt a policy governing distribution and disclosure of tickets and passes to entertainment and recreation events by the agency so that those tickets and passes are not gifts to individual City officials subject to gift limits and reporting. 2 Cal. Code Regs. § 18944.1. The City previously approved Ethics Commission regulations adopting a Ticket Distribution Policy, which were effective on August 15, 2015.

The Fair Political Practices Commission (FPPC) approved changes to state law in December 2015 impacting the disclosure requirements. The changes require the state disclosure form, Form 802, or its information to be posted on the local agency

website rather than directly filed with the FPPC. The City is required to provide the FPPC with the weblink for those forms. Consistent with this state law change, this ordinance requires City agencies to file the Form with the Ethics Commission within 30 days and requires the Ethics Commission to provide the weblink to the FPPC. The City is also required to post this policy on its website and forward any amendments to the FPPC. The Ethics Commission is already posting the existing policy and disclosure forms and has provided the FPPC with the appropriate weblink.

The City Charter Section 703(b) requires that City Council hold a public hearing within 60 days of the Ethics Commission action adopting this recent regulation. The deadline for council to act on this matter is June 20, 2016. The Council may approve or disapprove the regulations without additional amendments by ordinance. If the City Council does not act by June 20, 2016, the regulation is presented to the Mayor for consideration. If neither the Council nor the Mayor take action, the regulation is deemed approved.

Council Rule 38 Referral

A copy of the draft ordinance was sent, pursuant to Council Rule 38, to the City Ethics Commission, and their comments have been incorporated.

If you have any questions regarding this matter, please contact Assistant City Attorney Renee Stadel at (213) 978-7100. She or another member of this Office will be present when you consider this matter to answer any questions you may have.

Very truly yours,

MICHAEL N. FEUER, City Attorney

By 

DAVID MICHAELSON
Chief Assistant City Attorney

DM:RS:as
Transmittal

cc: City of Los Angeles Ethics Commission
Chief Legislative Analyst, City of Los Angeles
City Administrative Officer, City of Los Angeles