

ORDINANCE NO. _____

An ordinance amending Article 9.5, Chapter IV of the Los Angeles Municipal Code to add behested payment and developer ethics restrictions.

**THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:**

Section 1. A new Section 49.5.2.J.1.e of the Los Angeles Municipal Code is added to read as follows:

e. A person who is an applicant, owner, or principal under Section 49.7.37.

Sec. 2. Section 49.5.5.D of the Los Angeles Municipal Code is redesignated as Section 49.5.5.E.

Sec. 3. Section 49.5.5.C of the Los Angeles Municipal Code is redesignated as Section 49.5.5.D and amended to read as follows:

D. A person shall not induce or coerce or attempt to induce or coerce another person to engage in activity prohibited by Subsections A, B, or C.

Sec. 4. Section 49.5.5.C of the Los Angeles Municipal Code is added to read as follows:

C. An elected City officer and an agent of the elected City officer shall not solicit a behested payment from a restricted source.

1. The prohibition on soliciting a behested payment does not apply in the following scenarios:

a. The solicitation is made because of a state of emergency declared by the City Council.

b. The solicitation is communicated solely through mass media, a suggestion made to the entire audience at a public gathering, or written materials in which the name of the elected City officer is listed with other names.

c. The solicitation is for services provided to the City.

d. The solicitation is made as a result of an elected City officer's participation in a grant application submitted on behalf of the City or on behalf of a public agency or a non-profit and the City is participating

in the grant funded program or the City will receive services through the grant funded program.

2. An elected City officer shall disclose behested payments in accordance with the Political Reform Act when one or more payments equal or exceed \$1,000 in the aggregate from the same source in the same calendar year.

3. When disclosing behested payments, an elected City officer shall identify in the comment section of the state's behested payment report whether the payor was one or more of the following when one or more payments were made: a lobbying entity under Section 48.02; a bidder, contractor, subcontractor, or principal under Section 49.7.35 or 49.7.36; or an applicant, owner, or principal under Section 49.7.37.

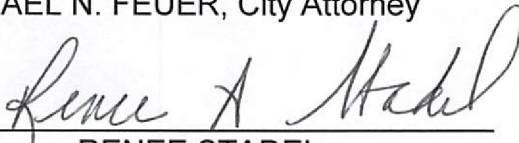
4. A member of an elected City officer's staff is an agent of the elected City officer when the staff member solicits a behested payment on behalf of the elected City officer.

Sec. 5. Operative Date. This ordinance shall not be operative until the first day a candidate for elected City office may file a Declaration of Intent to Solicit and Raise Contributions for the 2022 general election.

Sec. 6. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

Approved as to Form and Legality

MICHAEL N. FEUER, City Attorney

By 
RENEE STADEL
Assistant City Attorney

Date 9/17/19

File No. 19-0046

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The Clerk of the City of Los Angeles hereby certifies that the foregoing ordinance was passed by the Council of the City of Los Angeles.

CITY CLERK

MAYOR

Ordinance Passed _____

Approved _____