



AGENDA REPORT

Meeting Date: February 18, 2014

Item Number: G-1

To: Honorable Mayor & City Council

From: Laurence S. Wiener, City Attorney

Subject: AN ORDINANCE OF THE CITY OF BEVERLY HILLS AMENDING TITLE 1, CHAPTER 9, ARTICLE 1 OF THE MUNICIPAL CODE REGARDING COMPENSATED LEGISLATIVE ADVOCATES

Attachments:

1. Ordinance
2. Black line showing changes to Article 1. Compensated Legislative Advocates
3. Legislative Advocate Registration as recently approved by City Council
4. Survey of Select Lobbyist Registration Enforcement Remedies

RECOMMENDATION

The City Attorney's Office recommends that the City Council move to waive the full reading of the ordinance and that the ordinance entitled "An Ordinance of the City of Beverly Hills amending Title 1, Chapter 9, Article 1 of the Municipal Code regarding Compensated Legislative Advocates" be introduced and read by title only.

INTRODUCTION

Last year, the Mayor formed a sunshine task force which recommended that the City Council update the City's lobbyist disclosure form to include additional information and more specificity. The City Council approved an updated form and requested accompanying changes to the Municipal Code in order to implement the form. The proposed ordinance includes those changes to the Municipal Code to implement the form, as well as other changes requested by the City Council.

DISCUSSION

The proposed ordinance makes several notable changes to the City's regulations requiring lobbyists to disclose their activities and their clients:

1. The proposed ordinance expands the information required on the lobbyist disclosure form to include: the lobbyist's email address and fax number, contact information for the lobbyist's employer, contact information for lobbyist's client, the specific business of the client and the outcome desired by the client.
2. The proposed ordinance requires that all lobbyist disclosure forms will be posted on the City's website in a searchable database.
3. Currently, lobbyists are required to complete the lobbyist disclosure form before engaging in any lobbying activity. The proposed ordinance provides that a lobbyist must complete the form no later than ten days after first engaging in lobbying activity.
4. Currently, the regulations regarding disclosure by lobbyists require disclosure only from those who lobby the City Council, the Planning Commission, the Architectural Commission or the Public Works Commission. The proposed ordinance expands the disclosure requirements to any person who lobbies the City Council or any Commission of the City.
5. Currently, any compensation paid to a lobbyist triggers the provisions of the City's disclosure requirements. The proposed ordinance requires that a lobbyist must receive more than fifty dollars in compensation before the disclosure requirements of the City are triggered.
6. The proposed ordinance expands the remedies for knowing and willful violation of the City's disclosure requirements to include suspension of the lobbyist's privilege to engage in lobbying activity in the City.
7. The proposed ordinance requires the disclosure form to be signed under penalty of perjury.

In addition to these changes, the ordinance also makes several minor changes to the disclosure regulations. Those minor changes are reflected in a black line copy of Title 9, Chapter 1, Article 1, which is included as an attachment to this report.

Signing Lobbyist Disclosure Form Under Penalty of Perjury

During the City Council study session regarding this ordinance, Council member Gold requested clarification of the import of signing a document under penalty of perjury. California Penal Code Section 118 defines perjury as a statement where a person, under oath or penalty of perjury, "willfully, states as true any material matter which he or she knows to be false." [emphasis added] Thus, an inadvertent or immaterial error in completing a lobbyist form would not subject a lobbyist to penalty for committing perjury. A false statement must be made willfully, it must be material, and the person making the statement must know that the statement is false.

Suspension of Lobbyist Privileges

Also during the study session discussion regarding this ordinance, Council member Brien requested a survey of other lobbyist regulations for the purpose of learning whether they also included a suspension remedy and, if so, the length of the suspension. Attached to the staff report is a chart examining the remedies established by several California governmental entities for violation of their lobbyist regulations. As shown in the chart, the entities surveyed are almost evenly split between those who include a suspension remedy in their ordinance and those who do not. Of those who do include a suspension remedy, the maximum period of suspension is one year. The maximum suspension proposed in the Beverly Hills ordinance is four years.

Council members also expressed concern that any suspension remedy be fashioned to allow the decision maker some discretion based on the facts surrounding the violation of the lobbyist regulations. This concern is addressed by the proposed new language set forth in Section 1-9-107. That section allows a hearing officer to impose a suspension penalty for a knowing, willful and material violation of the lobbyist registration requirements, but also allows the hearing officer to reduce any suspension if the hearing officer determines that mitigating circumstances provide a reason for the reduction.

FISCAL IMPACT

The proposed ordinance may result in some increased costs to the City. Because the proposed ordinance adds additional lobbyist registration requirements and adds an additional remedy for violating those requirements (suspension of lobbying privileges), the proposed ordinance increases the likelihood of violations and therefore increases the likelihood of hearings to impose penalties for violations. Any hearing will likely result in out of pocket costs to engage both a City prosecutor and a hearing officer. At this time it is difficult to provide an educated estimate of total potential costs for such hearings as it is difficult to predict how often the ordinance may be violated and whether any hearing will be vigorously contested. However, the cost of any individual hearing is not expected to exceed ten thousand dollars (\$10,000).

In addition to hearing costs, there will be some additional staff time associated with posting disclosure forms on the City's website and distributing an increased number of disclosure forms.



Laurence S. Wiener, City Attorney

Attachment 1

ORDINANCE NO. 14-O-

AN ORDINANCE OF THE CITY OF BEVERLY HILLS
AMENDING TITLE 1, CHAPTER 9, ARTICLE 1 OF THE
MUNICIPAL CODE REGARDING COMPENSATED
LEGISLATIVE ADVOCATES

THE COUNCIL OF THE CITY OF BEVERLY HILLS HEREBY ORDAINS AS
FOLLOWS:

Section 1. Section 1-9-102 (Definitions) of Article 1 of Chapter 9 of Title 1 of
the Beverly Hills Municipal Code is amended to read as follows:

“1-9-102: DEFINITIONS:

The following terms used in this Article shall have the meanings set forth below. For any term not specifically defined herein, the definitions shall be as set forth in the California Political Reform Act of 1974, as amended, and in the regulations of the California Fair Political Practices Commission, if defined therein.

ATTEMPTING TO INFLUENCE: Promoting, supporting, opposing, seeking to modify, or seeking to delay municipal legislation by any means, including, without limitation, providing or generating political contacts, presenting information, statistical analyses or studies.

CITY OFFICIAL: The mayor, any member of the city council and any member of a City of Beverly Hills commission.

CLIENT: Any Person who provides compensation to a Legislative Advocate for Legislative Advocacy, whether the compensation is provided directly, indirectly or through an intermediary.

COMPENSATION: Monetary or in-kind payment or remuneration in an amount in excess of fifty dollars, or the expectation of such remuneration, for engaging in the Legislative Advocacy. Compensation does not include the salary of an employee who devotes less than twenty percent (20%) of that employee's work time to Legislative Advocacy during any one year and who engages in legislative advocacy only on behalf of a single employer. Compensation also does not include reimbursement of or payments for reasonable travel or business expenses, such as copying, telephone charges and meals.

DIRECT COMMUNICATION: Appearing as a witness before, talking to (either in person or by telephone), corresponding with, or answering questions or inquiries from,

any City Official either personally or through an agent who acts under one's direct supervision or control.

LEGISLATIVE ADVOCACY: Includes the following and similar conduct for compensation when the conduct is related to Attempting to Influence Municipal Legislation:

A. Engaging in, either personally or through an agent, written, electronic, or oral Direct Communication with a City Official;

B. Drafting ordinances, resolutions, or regulations;

C. Attempting to Influence the position of any third party on Municipal Legislation or an issue relating to Municipal Legislation by any means, including, but not limited to, engaging in community or media relations activities.

D. Advising clients regarding strategy for Legislative Advocacy.

LEGISLATIVE ADVOCATE: Any individual who is Compensated or who is hired, directed, retained or otherwise becomes entitled to be compensated for engaging in Legislative Advocacy.

MUNICIPAL LEGISLATION: Any legislative, quasi-judicial, or administrative matter proposed by or pending before the City Council or any City commission. "Municipal Legislation" includes, without limitation, those matters involving the granting, denial, amendment, revocation, or restriction of any license, permit or entitlement for use (including all land use permits); the consideration, adoption, amendment or repeal of all municipal ordinances; and the consideration and award of bids and proposals for city contracts. "Municipal Legislation" does not include purely ministerial actions. A development application shall be considered to be pending before the City Council or a City commission once any preliminary material, including an application for concept review, has been filed with the City."

Section 2. Section 1-9-105 (Registration) of Article 1 of Chapter 9 of Title 1

of the Beverly Hills Municipal Code is amended to read as follows:

"1-9-105: REGISTRATION:

A. Within 10 days after a Legislative Advocate begins to engage in Legislative Advocacy that includes Direct Communication with a City Official other than in an open public

meeting, the Legislative Advocate shall register as a Legislative Advocate with the City Clerk on a form provided by the City for that purpose. The registration form shall include the name, telephone number, business address, email address and fax number of the Legislative Advocate and the Legislative Advocate's employer, the identity of the Client, the contact information for the Client, a description of the specific business in which the Client is involved, a description with specificity of the matter of Municipal Legislation the Legislative Advocate is attempting to influence, and the outcome desired by the Client. The form shall also include a description of Legislative Advocacy conducted during the previous twelve months that was not previously reported to the City by the Legislative Advocate.

Any form submitted by a Legislative Advocate shall be signed under penalty of perjury, shall be available for public view in the City Clerk's office as well as posted on the City's website in a searchable database and shall be forwarded by the City Clerk to each City Official, the City Manager and the City Attorney."

Section 3. Section 1-9-106 (Remedies) of Article 1 of Chapter 9 of Title 1 of the Beverly Hills Municipal Code is revised to address disclosure at public meetings and to read as follows:

1-9-106: DISCLOSURE AT PUBLIC MEETINGS

At any time that a Legislative Advocate engages in Legislative Advocacy at a City Council or City Commission meeting, the Legislative Advocate shall announce the specific matter being addressed and shall identify the Client who is being represented by the Legislative Advocate.

Section 4. Section 1-9-107 (Remedies for Violations) is hereby added to Article 1 of Chapter 9 of Title 1 of the Beverly Hills Municipal Code to read as follows:

1-9-107: REMEDIES FOR VIOLATIONS:

Pursuant to the administrative remedies and procedures set forth in Chapter 3 of this Title, any person who knowingly and willfully violates any provision of this Article, may be assessed an administrative penalty not to exceed five hundred dollars (\$500) per violation.

Additionally, the City Prosecutor is delegated the authority to investigate any charge that a person has knowingly and willfully violated this Article. If the City Prosecutor determines that there is probable cause to believe that a Legislative Advocate has knowingly, willfully and materially violated the provisions of this Article, the City Prosecutor may request that the City conduct an administrative hearing to determine whether such a violation has occurred and, if so, whether the Legislative Advocate should be prohibited from engaging in Legislative Advocacy for a period of time.

Upon the request of the City Prosecutor, a hearing officer shall be retained and an administrative hearing shall be conducted substantially in accordance with the procedures set forth in Chapter 3 of this Title for conducting hearings on administrative citations.

If, after conducting a hearing pursuant to this Section, a hearing officer determines that the Legislative Advocate has knowingly, willfully and materially violated the provisions of this Article, then for the first violation of this Article, the hearing officer may prohibit the Legislative Advocate from engaging in Legislative Advocacy for a period of up to six months, for a second violation, the hearing officer may prohibit the Legislative Advocate from engaging in Legislative Advocacy for a period of up to one year, and for a third or subsequent violation, the hearing officer may prohibit the Legislative Advocate from engaging in Legislative Advocacy for a period of up to four years. The hearing officer may issue an order prohibiting the Legislative Advocate from engaging in Legislative Advocacy for a period of less than the maximum period set forth in this paragraph if the hearing officer determines that mitigating circumstances justify a lesser period of prohibition.

Notwithstanding the provisions of Chapter 3 of this Title, any decision by a Hearing Officer pursuant to this Section 1-9-07 shall be a final decision and not subject to appeal or review by the City Council.

Section 5. The City Council hereby approves this Ordinance and authorizes the Mayor to execute the Ordinance on behalf of the City.

Section 6. Publication. The City Clerk shall cause this Ordinance to be published at least once in a newspaper of general circulation published and circulated in the City within fifteen (15) days after its passage in accordance with Section 36933 of the Government Code, shall certify to the adoption of this Ordinance and shall cause this Ordinance and his

certification, together with proof of publication, to be entered in the Book of Ordinances of the Council of this City.

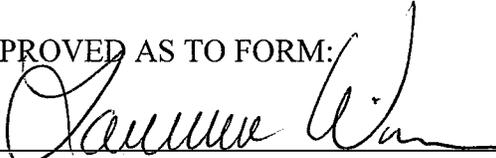
Section 7. Effective Date. This Ordinance shall go into effect and be in full force and effect at 12:01 a.m. on the thirty-first (31st) day after its passage.

Adopted:
Effective:

JOHN A. MIRISCH
Mayor of the City of
Beverly Hills, California

ATTEST:

BYRON POPE
City Clerk

APPROVED AS TO FORM:


LAURENCE S. WIENER
City Attorney

APPROVED AS TO CONTENT:

JEFFREY C. KOLIN
City Manager

Attachment 2

Article 1. Compensated Legislative Advocates

1-9-101: TITLE AND FINDINGS:

This article shall be referred to as the *BEVERLY HILLS MUNICIPAL LEGISLATIVE ADVOCACY ORDINANCE*. In adopting this ordinance, the city council makes the following findings:

- A. City government functions to serve the interests of all citizens.
- B. The citizens of Beverly Hills have a right to know the identity of interests which attempt to influence the decisions of city government through compensated representatives.
- C. Complete disclosure of the efforts and financing of legislative advocates is essential to maintaining public confidence in the integrity of city government.
- D. It is in the public interest to ensure that legislative advocates do not misrepresent facts, the positions of their clients or others, or otherwise attempt to mislead or deceive city decision makers.

1-9-102: DEFINITIONS:

The following terms used in this Article shall have the meanings set forth below. For any term not specifically defined herein, the definitions shall be as set forth in the California Political Reform Act of 1974, as amended, and in the regulations of the California Fair Political Practices Commission, if defined therein.

ATTEMPTING TO INFLUENCE: Promoting, supporting, opposing, seeking to modify, or seeking to delay municipal legislation by any means, including, without limitation, providing or generating political contacts, presenting information, statistical analyses or studies.

CITY OFFICIAL: The mayor, any member of the city council and any member of the ~~planning commission, architectural commission or public works commission.~~ a City of Beverly Hills commission.

CLIENT: Any Person who provides compensation to a Legislative Advocate for Legislative Advocacy, whether the compensation is provided directly, indirectly or through an intermediary.

COMPENSATION: Monetary or in-kind payment or remuneration in an amount in excess of fifty dollars, or the expectation of such remuneration, for engaging in Legislative Advocacy. Compensation does not include the salary of an employee who devotes less than twenty percent (20%) of that employee's work time to Legislative Advocacy during any one year and who engages in legislative advocacy only on behalf of a single employer. Compensation also does not

include reimbursement of or payments for reasonable travel or business expenses, such as copying, telephone charges and meals.

DIRECT COMMUNICATION: Appearing as a witness before, talking to (either in person or by telephone), corresponding with, or answering questions or inquiries from, any City Official either personally or through an agent who acts under one's direct supervision or control.

LEGISLATIVE ADVOCACY: Includes the following and similar conduct for compensation when the conduct is related to Attempting to Influence Municipal Legislation:

- A. Engaging in, either personally or through an agent, written, electronic, or oral Direct Communication with a City Official;
- B. Drafting ordinances, resolutions, or regulations;
- C. Attempting to Influence the position of any third party on Municipal Legislation or an issue relating to Municipal Legislation by any means, including, but not limited to, engaging in community or media relations activities.
- D. Advising clients regarding strategy for Legislative Advocacy.

LEGISLATIVE ADVOCATE: Any individual who is Compensated or who is hired, directed, retained or otherwise becomes entitled to be compensated for engaging in Legislative Advocacy.

MUNICIPAL LEGISLATION: Any legislative, quasi-judicial, or administrative matter proposed by or pending before the City Council or ~~planning~~any City commission. "Municipal Legislation" includes, without limitation, those matters involving the granting, denial, amendment, revocation, or restriction of any license, permit or entitlement for use (including all land use permits); the consideration, adoption, amendment or repeal of all municipal ordinances; and the consideration and award of bids and proposals for city contracts. "Municipal Legislation" does not include purely ministerial actions. A development application shall be considered to be pending before the City Council or ~~planning~~a City commission once any preliminary material, including an application for concept review, has been filed with the City.

1-9-103: EXEMPTIONS:

The following persons are exempt from the requirements of this article:

- A. Any public official or employee of a public entity acting in his or her official capacity and within the scope of his or her employment by the public entity.
- B. Any person who is engaging in legislative advocacy without compensation.
- C. Any person whose only activity is submitting a bid on a competitively bid contract, who submits a written or oral response to a request for more information, or who participates in an oral interview process. This exemption shall not apply to any person who attempts to influence

the actions of any city official with regard to any such contract outside an interview or public meeting.

1-9-104: PROHIBITIONS:

No legislative advocate shall knowingly and wilfully:

- A. Deceive or attempt to deceive any city official with regard to any material fact pertinent to any proposed or pending municipal legislation;
- B. Cause any communication to be sent to any city official in the name of a nonexistent person, or in the name of a person without the consent of such person.

1-9-105: REGISTRATION:

~~A. A legislative advocate shall not~~ Within 10 days after a Legislative Advocate begins to engage in Legislative Advocacy that includes Direct Communication with a City Official-other than in an open public meeting-unless, the Legislative Advocate shall have first registered as a legislative advocateregister as a Legislative Advocate with the City Clerk on a form provided by the City for that purpose. The registration form shall include the legislative advocate's name, telephone number, business address, email address and fax number of the Legislative Advocate and the Legislative Advocate's employer, the identity of the client, and a general description of the matter of municipal legislation the legislative advocateClient, the contact information for the Client, a description of the specific business in which the Client is involved, a description with specificity of the matter of Municipal Legislation the Legislative Advocate is attempting to influence. Copies of each registration, and the outcome desired by the Client. The form shall also include a description of Legislative Advocacy conducted during the previous twelve months that was not previously reported to the City by the Legislative Advocate.

Any form submitted by a Legislative Advocate shall be signed under penalty of perjury, shall be available for public reviewview in the city clerk's office, City Clerk's office as well as posted on the City's website in a searchable database and shall be forwarded by the City Clerk to each City Official, the City Manager and the City Attorney.

~~B. A legislative advocate whose legislative advocacy consists solely of direct communication with one or more city officials on the record in an open public meeting shall not be required to register with the city clerk. However, each such legislative advocate shall disclose at the beginning of his or her direct communication the fact that he or she is a compensated legislative advocate and the identity of his or her client.~~

1-9-106: REMEDIES FOR VIOLATION: DISCLOSURE AT PUBLIC MEETINGS

At any time that a Legislative Advocate engages in Legislative Advocacy at a City Council or City Commission meeting, the Legislative Advocate shall announce the specific matter being addressed and shall identify the Client who is being represented by the Legislative Advocate..

1-9-107: REMEDIES FOR VIOLATIONS:

Pursuant to the administrative remedies and procedures set forth in Chapter 3 of this Title, any person who knowingly and willfully violates any provision of this Article, may be assessed an administrative penalty not to exceed five hundred dollars (\$500.00) per violation.

Additionally, the City Prosecutor is delegated the authority to investigate any charge that a person has knowingly and willfully violated this Article. If the City Prosecutor determines that there is probable cause to believe that a Legislative Advocate has knowingly, willfully and materially violated the provisions of this Article, the City Prosecutor may request that the City conduct an administrative hearing to determine whether such a violation has occurred and, if so, whether the Legislative Advocate should be prohibited from engaging in Legislative Advocacy for a period of time.

Upon the request of the City Prosecutor, a hearing officer shall be retained and an administrative hearing shall be conducted substantially in accordance with the procedures set forth in Chapter 3 of this Title for conducting hearings on administrative citations.

If, after conducting a hearing pursuant to this Section, a hearing officer determines that the Legislative Advocate has knowingly and willfully violated the provisions of this Article, then for the first violation of this Article, the hearing officer may prohibit the Legislative Advocate from engaging in Legislative Advocacy for a period of up to six months, for a second violation, the hearing officer may prohibit the Legislative Advocate from engaging in Legislative Advocacy for a period of up to one year, and for a third or subsequent violation, the hearing officer may prohibit the Legislative Advocate from engaging in Legislative Advocacy for a period of up to four years. The hearing officer may issue an order prohibiting the Legislative Advocate from engaging in Legislative Advocacy for a period of less than the maximum period set forth in this paragraph if the hearing officer determines that mitigating circumstances justify a lesser period of prohibition.

Notwithstanding the provisions of Chapter 3 of this Title, any decision by a Hearing Officer pursuant to this Section 1-9-07 shall be a final decision and not subject to appeal or review by the City Council.

Attachment 3

LEGISLATIVE ADVOCATE REGISTRATION AND CERTIFICATION STATEMENT

Pursuant to Beverly Hills Municipal Code Title 1, Chapter 9, Article 1 entitled "Legislative Advocates," the undersigned hereby submits and signs the attached form **UNDER PENALTY OF PERJURY** in accordance with the laws of the State of California:

INSTRUCTIONS

A. Definitions and Exemptions.

The terms used in this form shall be defined as set forth in the Beverly Hills Municipal Code. Certain definitions from the Municipal Code are summarized here.

1. Definition of Legislative Advocate.

Legislative Advocate is defined as any person who receives monetary or any other form of compensation, in excess of \$50, or has the expectation of such compensation, for the purpose of influencing any discretionary action, including recommendations, of the City Council or any Commission of the City of Beverly Hills.

2. Definition of Client

A "client" is defined as any person or other legal entity who provides compensation to a Legislative Advocate for Legislative Advocacy services, whether the compensation is provided directly, indirectly, or through an intermediary.

3. Exemptions

This form is not required of any person who is not a "Legislative Advocate" as defined in the Municipal Code, including anyone who does not receive more than fifty dollars of compensation for engaging in Legislative Advocacy.

This form is also not required in connection with any Legislative Advocacy that occurs solely on the record at an open and public meeting of the City Council or a City Commission. However, at any such meeting, the Legislative Advocate must disclose that he or she is a compensated Legislative Advocate and must identify his or her Client.

B. Completing form.

Please provide the following information on the attached form:

1. Contact Information for the Legislative Advocate.
 - Please set forth your name, business address, telephone number, e-mail address and fax number
2. Description of Matter that Legislative Advocate is Attempting to Influence

LEGISLATIVE ADVOCATE REGISTRATION AND CERTIFICATION STATEMENT

- Please describe with specificity the Municipal Legislation that you are attempting to influence
 - Please describe the outcome desired by your client
 - Please provide the initial date of your engagement
3. Information Pertaining to the Client of the Legislative Advocate.
- Please identify your client
 - Please provide the Contact Information for the client.
 - Describe in detail the specific business in which the client is involved.
4. Contact Information of Employer of Legislative Advocate
- Please set forth the name, business address, telephone number, and website address of your employer
5. Description of Past Legislative Advocacy that has not otherwise been reported
- Please provide a detailed summary specifically describing each legislative advocacy activity in which you or your employer engaged involving the City of Beverly Hills during the prior year including the issue involved, the position advanced by you or your employer and the outcome. **This information need not be repeated if the information, other than outcome, has already been submitted to the City of Beverly Hills' searchable database.**
 - Please provide contact information for each client who retained you in connection with activity identified in the immediately preceding paragraph. **This information need not be repeated if the information has already been submitted to the City of Beverly Hills' searchable database.**

C. Deadline for Submitting Form

This form must be completed and submitted within ten (10) calendar days after a legislative advocate commences legislative advocacy on any matter.

D. Public Availability of Form

Copies of this form shall be available for public view in the City Clerk's Office as well as posted on the City's website in a searchable database and shall be forwarded to each City Council member, each City Commissioner, the City Manager and the City Attorney.

E. Advisories to Legislative Advocates

LEGISLATIVE ADVOCATE REGISTRATION AND CERTIFICATION STATEMENT

On any occasion in which the Legislative Advocate makes a presentation to the City Council or City Commission, the Legislative Advocate shall announce the specific matter being addressed and shall identify the client who the Legislative Advocate is representing.

Pursuant to Title 1, Chapter 3 of the Beverly Hills Municipal Code, any person who knowingly and willingly violates any Code requirement regarding registration of Legislative Advocates may be assessed a penalty not to exceed five hundred dollars (\$500) per violation, and may be prohibited from lobbying in the City of Beverly Hills for a period of up to four years.



**City of Beverly Hills
Legislative Advocate Registration**

Contact Information for the Legislative Advocate	
Name	Telephone
Business address	E-mail
(Line 2)	Fax
City, State & Zip	
Employer (if applicable)	
Description of Matter that Legislative Advocate is Attempting to Influence	
Description of Municipal Legislation that is subject of Advocacy	
Desired Outcome	
Initial Date of Engagement	
Client Information	
Client name	Telephone
Client Address	Website Address (if any)
(Line 2)	
City, State, Zip	
Specific business of client	



City of Beverly Hills Legislative Advocate Registration

Legislative Advocate Employer

Employer Name

Business Address

(Line 2)

City, State, Zip

Website Address (if applicable)

Telephone

Recent Legislative Advocacy Activity

Other than the matter described above, please describe in detail each matter for which you or your employer has been hired involving the City of Beverly Hills during the previous twelve months, as well as the date thereof. Please identify the outcome that the Client is seeking to achieve with respect to each matter that has been described. (Append additional sheets as necessary.) Information that has already been provided by submitting this form in connection with a previous legislative advocacy matter need not be repeated.

Item 1

Client Name

Telephone

Business Address

Web site address (if any)

City, State, Zip

Specific Business of Client

Description of the subject of the Advocacy

Date of engagement

Desired Outcome

Outcome (f any)



**City of Beverly Hills
Legislative Advocate Registration**

Item 2		
Client Name		Telephone
Business Address	Web site address (if any)	
City, State, Zip		
Specific Business of Client		
Description of the subject of the Advocacy	Date of engagement	
Desired Outcome		
Outcome (f any)		

Sign and Date

I declare under penalty of perjury that the information which has been included in this Registration Form is true and correct.

Signed _____ Date _____

Attachment 4

Survey of Select Lobbyist Registration Enforcement Remedies

Name of Entity	Suspension	Suspension Time	Other Remedies
City of Beverly Hills (Proposed)	Yes	Up to 6 months if first violation Up to 1 year if second violation Up to 4 years if third or subsequent violation	Administrative fine of \$500 per violation Misdemeanor prosecution
City of Beverly Hills (Current)	No	N/A	Administrative fine of \$500 per violation Misdemeanor prosecution
State of California	No	N/A	\$10/day for late registration Audits Misdemeanor prosecution Injunctive relief Administrative fine up to \$5,000
Los Angeles County	Yes	3 months if first violation 6 months if second violation 12 months if third or more violation	\$25/day for first 10 days of late registration \$50/day for next 10 days of late registration \$75/day until registered Civil action up to \$5,000 for each failure to comply Administrative fine up to \$5,000 Noncompliance fee up to \$5,000
City of Los Angeles	Yes	1 year if convicted of misdemeanor	\$25/day up to \$500 for late registration Audits Misdemeanor prosecution Injunctive relief
City & County of San Francisco	Yes	Up to 1 year	\$50/day up to \$500 for late registration Warning letter Civil action up to \$5,000 per violation
Orange County	No	N/A	Warning letter for first 2 weeks of late registration \$25/week for next 2 weeks of late registration \$50/week for next 2 weeks of late registration \$75/week until registered
San Diego County	No	N/A	Misdemeanor prosecution

Survey of Select Lobbyist Registration Enforcement Remedies

City of San Diego	No	N/A	\$10/day up to \$100 for late registration Misdemeanor prosecution
City of Oakland	Yes	1 year if convicted of misdemeanor	Civil penalty up to \$1,000 Misdemeanor prosecution
City of San Jose	No	N/A	5% of unpaid registration fee per day that registration is late Civil action up to \$5,000 or amount of compensation received for lobbying

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