

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

ORDINANCE NO. ORD-14-0020

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2
3 AN ORDINANCE OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH AMENDING THE LONG BEACH
5 MUNICIPAL CODE BY AMENDING SECTIONS 2.01.210.B,
6 2.01.340.B, 2.01.370, 2.01.390, 2.01.420, 2.01.810,
7 2.01.1010, 2.01.1030, 2.01.1210, AND 2.02.010; BY ADDING
8 SECTION 2.01.395; AND BY REPEALING SECTIONS
9 2.01.330, 2.01.350, 2.01.610, 2.01.620, AND 2.01.730, ALL
10 RELATING TO THE LONG BEACH CAMPAIGN REFORM
11 ACT AND CAMPAIGN DISCLOSURE STATEMENTS

12
13 The City Council of the City of Long Beach ordains as follows:

14
15 Section 1. Section 2.01.210.B of the Long Beach Municipal Code is
16 amended to read as follows:

17 B. "Election Cycle" means that period commencing with January
18 1 of an odd-numbered year and ending twelve (12) months after the
19 regular general election. If there is no general election in that election
20 year, then the Election Cycle shall end twelve (12) months after the
21 primary election. For a special election, the "Election Cycle"
22 commences with the declaration of a vacancy in an elective office and
23 ends twelve (12) months after the special election date.

24
25 Section 2. Section 2.01.340.B of the Long Beach Municipal Code is
26 amended to read as follows:

27 B. Every loan to a candidate's controlled committee shall be by
28 written agreement.

1 Section 3. Section 2.01.370 of the Long Beach Municipal Code is
2 amended to read as follows:

3 2.01.370 One campaign committee and one checking account per
4 candidate.

5 Except as may be otherwise provided by State law, a candidate
6 shall have no more than one (1) campaign committee and one (1)
7 checking account per election out of which all expenditures shall be
8 made. This Section shall not prohibit the establishment of savings
9 accounts, but no qualified campaign expenditures shall be made out of
10 these savings accounts. This Section shall not prohibit the transfer of
11 funds or "carry over" in excess of net debt from the primary election for
12 use in the general election for the same candidate.

13
14 Section 4. Section 2.01.390 of the Long Beach Municipal Code is
15 amended to read as follows:

16 2.01.390 Transfer of funds.

17 Officeholder funds may not be used as a transfer, loan or
18 contribution to any other candidate for local, State or federal elective
19 office.

20
21 Section 5. Section 2.01.420 of the Long Beach Municipal Code is
22 amended to read as follows:

23 2.01.420 Time periods for expenditures.

24 For purposes of the expenditure ceilings, qualified campaign
25 expenditures made at any time up to the date of the primary election
26 shall be considered an expenditure for that election, and qualified
27 campaign expenditures made after the date of the primary election shall
28 be considered expenditures for the runoff (general) election. However,

1 in the event that payments are made but the goods or services are not
2 used during the period purchased, the payments shall be considered
3 qualified campaign expenditures for the time period in which they are
4 used. Payments for goods and services used in both periods shall be
5 prorated.

6
7 Section 6. Section 2.01.810 of the Long Beach Municipal Code is
8 amended to read as follows:

9 2.01.810 Duties of the City Clerk

10 The City Clerk shall also:

11 A. Adjust the expenditure ceilings, contribution limitations
12 and public financing provisions in January of odd numbered years to
13 reflect any increase or decrease in the Consumer Price Index as
14 provided in Section 2.01.1210. Such adjustments shall be rounded off
15 to the nearest one hundred dollars (\$100.00) for contributions and the
16 nearest one thousand dollars (\$1,000.00) for expenditures and
17 matching funds.

18 B. Prescribe all necessary forms for filing statements and
19 information.

20 C. Prepare and release studies on the impact of this Act. These
21 studies may include recommendations which further the purpose of this
22 Chapter 2.01.

23
24 Section 7. Section 2.01.1010 of the Long Beach Municipal Code is
25 amended to read as follows:

26 2.01.1010 Surplus Funds-Defined

27 Any funds remaining to a candidate, or any controlled committee
28 of such candidate, at the end of the Election Cycle, during which such

1 funds have been raised, shall be defined as "surplus funds" and shall
2 be disposed of only as provided in this Division X. Funds retained by a
3 candidate and specifically earmarked for payment of campaign
4 expenses lawfully incurred during the Election Cycle need not be
5 included in surplus funds provided that, such expense payment is made
6 no later than sixty (60) days after the end of the Election Cycle.

7
8 Section 8. Section 2.01.1030 of the Long Beach Municipal Code is
9 amended to read as follows:

10 2.01.1030 Disposal of surplus funds.

11 Except as provided in Section 2.01.1020, surplus funds shall be
12 disposed of in the following order and priority:

13 A. Surplus funds shall first be used to reimburse the campaign
14 reform account of the City of Long Beach up to the full amount of
15 matching funds, if any, received by the candidate.

16 B. Any funds remaining after such reimbursement, if any, may
17 be expended exclusively as provided in Section 89515 of the California
18 Government Code and must be expended no later than sixty (60) days
19 after the end of the Election Cycle.

20 C. Any funds not expended pursuant to Subsections
21 2.01.1030.A or 2.01.1030.B by December 31 next following the end of
22 the Election Cycle (or, in the case of a special election, one hundred
23 twenty (120) days after the end of the Election Cycle) shall be paid
24 immediately into the campaign reform account of the City of Long
25 Beach.

26
27 Section 9. Section 2.01.1210 of the Long Beach Municipal Code is
28 amended to read as follows:

1 2.01.1210 Inflation/deflation

2 A. Any amount subject to a limitation or ceiling, or established
3 pursuant to formula set forth in Section 2.01.310 or Subsections
4 2.01.410.A.1 and 2.01.410.A.4 of this Chapter shall be automatically
5 adjusted on January 1, 2015, and on January 1 of each odd numbered
6 year thereafter, upward or downward, equivalent to the most recent
7 change in the annual average of the Consumer Price Index as
8 published by the United States Department of Labor for the Los
9 Angeles-Long Beach-Anaheim Metropolitan area.

10 B. For purposes of calculating the annual inflator/deflator factor
11 under this Section, the base year shall be that year ending with the
12 quarter ending June 30, 1995. Rates shall be adjusted on January 1,
13 2015, and every two (2) years thereafter, based on the annually
14 calculated change from the base year. The adjustment shall be
15 rounded to the nearest one hundred dollars (\$100.00).

16 C. The adjusted amount as determined by this Section on
17 January 1, of each odd numbered year shall remain the same amount
18 for the entire Election Cycle as defined in Section 2.01.210 beginning
19 January 1 of the same odd numbered year.

20
21 Section 10. Section 2.02.010 of the Long Beach Municipal Code is
22 amended to read as follows:

23 2.02.010 Electronic filing of Campaign Disclosure Statements.

24 As soon as feasible, the City of Long Beach shall establish
25 electronic filing of campaign disclosure statements pursuant to
26 California Government Code Section 84615 for candidate controlled
27 committees established for Mayor, City Attorney, City Prosecutor, City
28 Auditor, and City Council, and for primarily formed City of Long Beach

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committees.

Section 11. The Long Beach Municipal Code is amended by adding Section 2.01.395 to read as follows:

2.01.395 IntraCandidate transfers

A candidate for local elective office in Long Beach shall not transfer campaign funds from a controlled non-City campaign account into a local Long Beach campaign account except as specified below:

Contributions transferred shall be attributed to specific contributors using a "last in, first out" or "first in, last out" accounting method, and their attributed contributions when aggregated with all other contributions from the same contributor may not exceed the limits set forth in Section 2.01.310.

Section 12. Sections 2.01.330, 2.01.350, 2.01.610, 2.01.620, and 2.01.730 of the Long Beach Municipal Code are hereby repealed.

Section 13. The City Clerk shall certify to the passage of this ordinance by the City Council and cause it to be posted in three (3) conspicuous places in the City of Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved by the Mayor.

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OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
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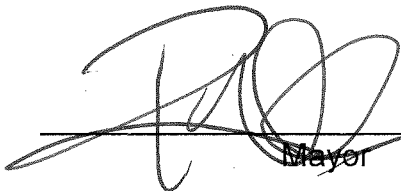
I hereby certify that the foregoing ordinance was adopted by the City Council of the City of Long Beach at its meeting of November 18, 2014, by the following vote:

Ayes:	Councilmembers:	<u>Gonzalez, Lowenthal, Price,</u> <u>Mungo, Andrews, Uranga, Austin,</u> <u>Richardson.</u>
Noes:	Councilmembers:	<u>None.</u>
Absent:	Councilmembers:	<u>O'Donnell.</u>



City Clerk

Approved: 11/24/2014
(Date)


Mayor

AFFIDAVIT OF POSTING

STATE OF CALIFORNIA) ss
COUNTY OF LOS ANGELES)
CITY OF LONG BEACH)

Karen Moore being duly sworn says: That I am employed in the Department of the City Clerk of the City of Long Beach; that on the 19th day of November, 2014, I posted three true and correct copies of Ordinance No. ORD-14-0020 in three conspicuous places in the City of Long Beach, to wit: One of said copies in the entrance lobby of City Hall in front of the Information Desk; one of said copies in the Main Library; and one of said copies on the front counter of the City Clerk Department.



Subscribed and sworn to before me
this 19th day of November, 2014.



CITY CLERK