

ORDINANCE NO. 177216

An ordinance amending Sections 21.14, 21.190 and 21.6.10 of the Los Angeles Municipal Code, making minor changes to the Business Tax Ordinance to require information on subcontractors, vendors and tenants for business tax enforcement purposes; to add a title to Section 21.190; and to provide for a 20% Use Tax Incentive Program for persons conducting business within the City of Los Angeles.

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

Section 1. A new Subsection (d) is added to Section 21.14 of the Los Angeles Municipal Code to read:

power (d) The Director of Finance and all of his or her deputies shall have the
and authority to require the person subject to the tax to provide any other
information including a list of subcontractors, vendors and tenants that will
help enforce the business tax. The operative date of this section will be January 1,
2005.

Sec. 2. Section 21.190 is amended by adding a title to this section to read:

Section 21.190. PROFESSIONS AND OCCUPATIONS:

Sec. 3. Section 21.6.10 is amended to read:

21.6.10. USE TAX INCENTIVE PROGRAM.

Any person or entity that has a State of California (State) Sales and Use Tax Permit (Permit) shall be eligible to receive a rebate of 20% of the net use tax gain, as described below, received by the City from a purchase, lease, or any other transaction that is subject to use tax and in which the City of Los Angeles (City) is properly identified as the jurisdiction in which the property acquired under the permit is first functionally used, stored or consumed. A person or entity must file a claim for a use tax rebate with the Director of Finance (Director) within one year from the payment of the use tax to the State. The claim must contain documentation to substantiate the rebate. The Director may request from the claimant any other information necessary to substantiate the rebate claim.

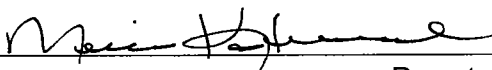
The Director shall issue the rebate after verification that the City received the correct amount of funds from the State. The use tax rebate shall be 20% of the difference between the amount of use tax actually received by the City because the Permit was used and the amount of use tax the City would have received if the tax had been allocated to the Los Angeles Countywide pool. The rebate shall be paid directly to the claimant but shall be increased or decreased in accordance with any adjustment made by the State to a prior use tax payment by the claimant.

The City reserves the right to amend or discontinue any provision of this program without voter approval. Any amendment shall be made by ordinance and shall be applicable to any transaction made subsequent to the effective date of any ordinance.


Sec. 2. 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.

I hereby certify that the foregoing ordinance was passed by the Council of the City of Los Angeles, at its meeting of DEC 13 2005.

FRANK T. MARTINEZ, City Clerk


By 
Deputy

Approved DEC 27 2005


Mayor

Approved as to Form and Legality

ROCKARD J. DELGADILLO, City Attorney

By 
CARMEN D. HAWKINS
Deputy City Attorney

Date November 7, 2005

File No. CF No. 00-2134-S7

DECLARATION OF POSTING ORDINANCE

I, MARIA C. RICO, state as follows: I am, and was at all times hereinafter mentioned, a resident of the State of California, over the age of eighteen years, and a Deputy City Clerk of the City of Los Angeles, California.

Ordinance No. 177216 - Amending Sections 21.14, 21.190 & 21.6.10 of the Los Angeles Municipal Code, making minor changes to the Business Tax Ordinance - a copy of which is hereto attached, was finally adopted by the Los Angeles City Council on Dec. 13, 2005, and under the direction of said City Council and the City Clerk, pursuant to Section 251 of the Charter of the City of Los Angeles and Ordinance No. 172959, on Dec. 30, 2005, I posted a true copy of said ordinance at each of three public places located in the City of Los Angeles, California, as follows: 1) One copy on the bulletin board at the Main Street entrance to Los Angeles City Hall; 2) one copy on the bulletin board at the Main Street entrance to Los Angeles City Hall East; 3) one copy on the bulletin board at the Temple Street entrance to the Hall of Records of the County of Los Angeles.

Copies of said ordinance were posted conspicuously beginning on Dec. 30, 2005 and will be continuously posted for ten or more days.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 30th day of December 2005 at Los Angeles, California.


Maria C. Rico, Deputy City Clerk

Ordinance Effective Date: Feb. 8, 2006 Council File No . 00-2134-S7
(Rev. 8/05)