



Featured grantees from left to right: Museum of Contemporary Art LA, Echo Park Film Center, Harmony Project

# LEVINE ACT (SB 1439) COMPLIANCE FOR APPLICANTS TO DEPARTMENT OF ARTS AND CULTURE GRANT PROGRAMS

Download sample form with questions, review FAQ, sign up for office hours:  
<https://www.lacountyarts.org/funding/levine-act-sb1439-compliance-applicants-grant-programsarts.org>

Online application portal:  
<https://www.apply-lacdac.smapply.io>



# Levine Act Compliance

## **IMPORTANT**

This workshop is intended for use by applicants for a Grant issued by the County of Los Angeles through the Department of Arts and Culture and does not constitute legal advice.

If you have questions about the Levine Act and how it applies to you and your organization/agency, you should call your lawyer or contact the Fair Political Practices Commission for further guidance at 1-866-ASK-FPPC (1-866-275-3772) or [advice@fppc.ca.gov](mailto:advice@fppc.ca.gov).

<https://lacountyarts.org/levine-act-sb1439-compliance-applicants-grant-programs>

# Levine Act Compliance

## What is the Levine Act?

SB 1439 amends Government Code section 84308 ("Section 84308," also known as the Levine Act) of the Political Reform Act to prohibit certain appointed and elected local officers, including members of the Board, from taking part in a proceeding involving a license, permit, or other entitlement for use (including most contracts) in the amount of \$50,000 or more, if the officer has received a contribution of more than \$500 from a party, participant, or an agent in the proceeding within the preceding 12 months. An officer is also prohibited from soliciting or directing a contribution while the proceeding is pending. An officer is also prohibited from accepting, soliciting, or directing a contribution of more than \$500 from a party or participant in the proceeding for 12 months after a final decision is rendered. For local elected officers, the law only applies to contributions made after January 1, 2023.

For more information, visit: <https://www.fppc.ca.gov/learn/pay-to-play-limits-and-prohibitions.html>

# Levine Act Compliance

## **What will the County do with the information provided in the form?**

The information you provide on the Agent Contribution Declaration form will be used for compliance monitoring purposes only. Information on the Agent Contribution Declaration form will be kept on file by the Department of Arts and Culture and the Executive Office of the Board of Supervisors and will be analyzed to determine if any Supervisors or other Officers must recuse themselves from participating in the grant approval process.

## **Will the information be reviewed as part of the evaluation or scoring of my grant application?**

The information on the Agent Contribution Declaration form will not be included in the panelist review process and will in no way be considered in the evaluation, scoring, and determination of grant awards.

# Levine Act Compliance

## **What this means for your grant application?**

- Please take reasonable steps to ensure your responses are complete and accurate.
- Connect with your staff and board members to collect information about financial contributions made to any LA County Officials **BEFORE** beginning the application.
- Prepare the information so that you have it to complete at the time of application.
- Fill out the form to the best of your ability providing information requested.



# Review of the Form





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# Levine Act Compliance

**To begin:**

**Check the box that describes your organization type:**

- ☐ Nonprofit Organization or Model A Fiscally Sponsored Organization
- ☐ Tribal Government
- ☐ Municipal Agency

\*Note for OGP there will not be an option to choose municipal agency.



# Levine Act Compliance

**Nonprofit Organizations  
Model A Fiscally Sponsored Organizations  
Tribal Governments**

# Levine Act Compliance

## For Nonprofits, Model A Fiscally Sponsored Organizations, or Tribal Governments

### Question #1:

Does your organization have a parent, subsidiary, fiscal sponsor, or related organization, including a related political organization or committee (collectively “Related Organizations”)?

### Question #1a:

If yes, name the organization(s):

# Levine Act Compliance

## For Nonprofits, Model A Fiscally Sponsored Organizations, or Tribal Governments

### Question #2:

Does your organization (inclusive of any Related Organizations named above) have paid employees that:

- Have appeared or will appear before or communicate with the County to influence the County's decision about this grant award (do not list individuals whose communications with the County are not for the purpose of influencing decisions about this grant award),
- OR**
- Have authority for the organization to make decisions about contributions.

### Question #2a:

If yes, list their names and titles:

# Levine Act Compliance

**For Nonprofits, Model A Fiscally Sponsored Organizations,  
or Tribal Governments**

## **Question #3:**

Does your organization (inclusive of any Related Organizations named above) have paid board members?

## **Question #3a:**

If yes, list their names and their title/role:



# Levine Act Compliance

## **For Nonprofits, Model A Fiscally Sponsored Organizations, or Tribal Governments**

### **Question #4:**

Does/will your organization (inclusive of any Related Organizations named above) pay other individuals such as, but not limited to, consultants, lobbyists, or attorneys, to communicate with County employees or officers on behalf of your organization to influence the County's decision about this grant award?

### **Question #4a:**

If yes, list their names, employer, and title/role:

# Levine Act Compliance

**For Nonprofits, Model A Fiscally Sponsored Organizations,  
or Tribal Governments**

**If you answered yes to Questions 2, 3, or 4, Question 5 will apply.**

## **Question #5:**

Did any individual(s) listed above make one or more contributions totaling more than \$500 in the past 12 months to any County Supervisor, another elected County officer, or any other County officer or employee?

## **Question #5a:**

If yes, provide the following for each applicable individual:

- Date contribution was made
- Name of Contributor
- Name of Officer that received contribution
- Amount of Contribution

# Levine Act Compliance

## For Nonprofits, Model A Fiscally Sponsored Organizations, or Tribal Governments

### Question #6:

In the past 12 months, has your organization (inclusive of any Related Organizations named above) asked or directed your employees or agents to make a contribution to a County Supervisor, another elected County officer, or any other County officer or employee, either through fundraising events, communications, or any other way?

### Question #6a:

If yes, provide the following for each applicable individual:

- Date Contribution was Solicited or Directed
- Name of Recipient Officer
- Amount of Contribution

# Levine Act Compliance

## **Municipal Agencies**

# Levine Act Compliance

## For Municipal Agencies

### Question #1:

Does your agency have any paid non-employee(s) and/or any other paid representative(s) (such as an attorney, lobbyist, or consultant) who has communicated or will communicate with the County about this grant application?

### Question #1a:

If yes, list the names of such paid non-employee(s) :



# Levine Act Compliance

## For Municipal Agencies

If you answered Yes to Question 1, Questions 2 and 3 will apply.

### Question #2:

Do any of the paid non-employee(s) and/or representative(s) listed above have decision-making authority for your agency related to this grant application?

# Levine Act Compliance

## For Municipal Agencies

### Question #3:

Did any of the paid non-employee(s) and/or representative(s) listed above make one or more contributions totaling more than \$500 in the past 12 months to any County Supervisor, another elected County officer, or any other County officer or employee?

### Question #3a:

If yes, provide the following for each contribution:

- Date contribution was made
- Name of Contributor
- Name of Officer that received contribution
- Amount of Contribution

# Levine Act Compliance

## FOR ALL APPLICATIONS

### ATTESTATION #1

By checking this box, you attest that you made a reasonably diligent investigation regarding the organization/agency that is seeking a grant award, and that the responses to the questions in this Contribution and Agent Contribution Declaration Form are true and correct to the best of your knowledge and belief.

# Levine Act Compliance

## FOR ALL APPLICATIONS

### ATTESTATION #2

#### **IMPORTANT NOTICE REGARDING FUTURE AGENTS AND FUTURE CONTRIBUTIONS:**

By checking this box, you also agree that, if your organization/agency hires an agent during the course of these proceedings and has compensated or will compensate them for communicating with the County about this grant application, you or your organization/agency will inform the County of the identity of the agent and the date of their hire. You also agree to disclose to the County any future contributions made to members of the County Board of Supervisors, another elected County officer, or any other County officer or employee by your organization's/agency's paid agents who have communicated or will communicate with the County about this grant application after the date of signing this disclosure form, and within 12 months following the approval, renewal, or extension of the requested grant award.

# Levine Act Compliance

## FOR ALL APPLICATIONS

### REPORTING FUTURE AGENTS AND FUTURE CONTRIBUTIONS

**Webform – Nonprofit and Tribal Government**

**Webform – Municipal Agency**

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# THANK YOU

