



BOARD/COMMISSION RECOMMENDATION

ETHICS REVIEW COMMISSION

Recommendation Number: 20150127-03d: Recommended Changes To City Code Chapter 2-7 (Ethics and Financial Disclosure)

WHEREAS, the Ethics Review Commission was recently notified that it has jurisdiction over allegations of Code of Ethics violations committed by any member of the City's classified municipal civil service system and any member of a state civil service system; and

WHEREAS, the Ethics Review Commission, as currently constituted, does not have the resources to investigate the expected volume of potential complaints against civil services members; and

WHEREAS, members of the City's classified municipal civil service system and members of a state civil service system have a well-defined disciplinary process, and have due process protections through the civil services' disciplinary processes; and

WHEREAS, the current status quo of the civil services' disciplinary processes will not be affected by the change proposed in this Recommendation to Council.

NOW, THEREFORE, BE IT RESOLVED that the Ethics Review Commission encourages the Austin City Council to amend City Code Chapter 2-7 (Ethics and Financial Disclosure) by adding a new Section 2-7-27 to read:

Notwithstanding any other provision of the City Code, the Ethics Review Commission may not hear or initiate a sworn complaint alleging a violation of Article 4 (Code of Ethics) against a member of the City's classified municipal civil service system or a member of a state civil service system.

Date of Approval: January 27, 2015

Record of the vote: Unanimous on a 7-0 vote

Attest: _____

Cynthia Tom
Cynthia Tom
Commission Staff Liaison
Assistant City Attorney