

1 [Municipal Elections Code - Publication of Legal Text of Proposed Measures]

2 **Ordinance amending the Municipal Elections Code to specify that the Voter Information**  
3 **Pamphlet will not include the legal text of any ballot measure that exceeds 100 pages.**  
4

5 NOTE: Additions are *single-underline italics Times New Roman*;  
6 deletions are ~~*strike-through italics Times New Roman*~~.  
7 Board amendment additions are double-underlined;  
8 Board amendment deletions are ~~strike-through normal~~.

9 Be it ordained by the People of the City and County of San Francisco:

10 Section 1. The Municipal Elections Code is hereby amended by amending Section  
11 500, to read as follows:

12 **SEC. 500. VOTER INFORMATION PAMPHLET; CONTENTS; FORMAT.**

13 With respect to any election to be held in the City and County, the Director of  
14 Elections shall prepare a voter information pamphlet. The voter information pamphlet shall  
15 contain, in addition to any other material required by the Charter or by general law, the  
16 following materials:

17 (a) **General contents:**

- 18 (1) A table of contents;
- 19 (2) An index of candidates and measures;
- 20 (3) A brief explanation of the purpose and use of the pamphlet;
- 21 (4) A summary of voters' rights, including a description of the right provided to  
22 every elector by California Elections Code sections 9295 and 13314 to seek a writ of mandate  
23 or an injunction prior to the publication of the Voter Information Pamphlet, requiring any or all  
24 of the materials submitted for publication in the Pamphlet to be amended or deleted;

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1 (5) A brief description of the rules and procedures that govern the submission,  
2 selection and publication of ballot arguments in the pamphlet, including a statement explaining  
3 that each person entitled to submit a "Proponent's" or "Opponent's" argument is chosen  
4 pursuant to the priority list stated in Section 545 of this Code;

5 (6) A disclaimer that neither the Director of Elections nor any other City  
6 agency, official or employee verifies the accuracy of information contained in the ballot  
7 arguments or candidate qualification statements appearing in the pamphlet, and an  
8 explanation that any person submitting a ballot argument or qualifications statement bears the  
9 sole responsibility for claims made therein;

10 (7) Artwork, graphics and other material which the Director of Elections  
11 determines will make the pamphlet easier to understand or more useful to the voter;

12 (8) Definitions of terms appearing in the pamphlet; and

13 (9) A sample ballot.

14 (b) **Contents as to candidates:**

15 (1) The candidate qualification statement of each candidate for City elective  
16 office;

17 (2) A brief statement of the term, compensation, and duties of each City  
18 elective office appearing in the pamphlet; and

19 (3) Any notice required by the Campaign Finance Reform Ordinance or the  
20 Political Reform Act, Government Code Section 85600, informing voters whether the  
21 candidate has adopted the applicable voluntary expenditure ceiling.

22 (c) **Contents as to measures:**

23 (1) The identification of each measure by letter and title;

24 (2) The City Attorney's statement or question for each measure;

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1 (3) The digest of each measure prepared by the Ballot Simplification  
2 Committee;

3 (4) The Controller's financial analysis of each measure;

4 (5) An explanation of how the measure qualified for submission to the voters;

5 (A) If the measure was submitted to the voters by the Board of Supervisors,  
6 the explanation required by Subsection (c)(5) of this Section shall identify those Supervisors  
7 who voted for submission of the measure and those Supervisors who voted against  
8 submission of the measure,

9 (B) If the measure was submitted to the voters by four or more members of  
10 the Board of Supervisors, the explanation required by Subsection (c)(5) of this Section shall  
11 identify those Supervisors who submitted the measure,

12 (C) If the measure was submitted to the voters by initiative petition, the  
13 explanation required by Subsection (c)(5) of this Section shall include the number of valid  
14 signatures of registered San Francisco voters that were required to qualify the measure for  
15 the ballot, and the date on which the Director of Elections certified that the measure qualified  
16 for the ballot;

17 ~~(6) The full text of each measure to be voted upon at the election;~~

18 (7) The opponent, proponent, rebuttal and paid arguments, if any, for or  
19 against each measure;

20 (7) The full legal text of each measure to be voted upon at the election, unless the  
21 legal text of a measure as submitted to the Department of Elections exceeds 100 pages. In that event,  
22 the Director of Elections may in his or her discretion omit the text or, in consultation with the City  
23 Attorney, prepare a fair and impartial excerpt of the text to include in the voter information pamphlet.

24 (A) If the full legal text of a measure is printed in the voter information  
25 pamphlet, the Department of Elections shall cause to be printed immediately below the Ballot

1 Simplification Committee digest, in no less than 10-point bold type, a statement substantially as  
2 follows: "The above statement is an impartial analysis of Measure \_\_\_\_\_. The full text of this measure  
3 appears at page (insert page number)."

4 \_\_\_\_\_ (B) If the legal text of a measure is entirely omitted from the voter information  
5 pamphlet, the Department of Elections shall cause to be printed immediately below the Ballot  
6 Simplification Committee digest, in no less than 10-point bold type, a statement substantially as  
7 follows: "The above statement is an impartial analysis of Measure \_\_\_\_\_. If you desire a copy of the  
8 full text of the measure to be mailed to you, please contact the Department of Elections at (insert  
9 telephone number) and a copy will be mailed at no cost to you."

10 \_\_\_\_\_ (C) If an excerpt of the legal text of a measure is printed in the voter information  
11 pamphlet, the Department of Elections shall cause to be printed immediately below the Ballot  
12 Simplification Committee digest, in no less than 10-point bold type, a statement substantially as  
13 follows: "The above statement is an impartial analysis of Measure \_\_\_\_\_. An excerpt of the text of this  
14 measure appears at page (insert page number). If you desire a copy of the full text of the measure,  
15 please call the Department of Elections at (insert telephone number) and a copy will be mailed at no  
16 cost to you." Additionally, the Department of Elections shall cause to be printed immediately  
17 preceding the excerpt of the text a statement substantially as follows: "The text printed below is an  
18 excerpt of the full text of Measure \_\_\_\_\_. If you desire a copy of the full text of the measure, please call  
19 the Department of Elections at (insert telephone number) and a copy will be mailed at no cost to you."

20 Measures, and the material specified in this Section relating to said measures, shall  
21 be printed in the voter information pamphlet in the same order in which designated upon the  
22 ballot.

23 If space allows, the items specified in Subsection (c)(1) to (c)(5) of this Section shall  
24 be printed together on the same page of the voter information pamphlet. This page shall be  
25 known as the "ballot measure title page." The ballot measure title page shall also indicate: ~~the~~

1 ~~page number at which the full text of the measure is printed;~~ the page number at which the  
2 arguments for or against the measure are printed; and, if applicable the page number at which  
3 the definitions of terms appearing on ballot measure title page are printed.

4 The format of the voter information pamphlet shall be determined by the Director of  
5 Elections, subject to the approval of the Ballot Simplification Committee.

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7 Section 2. Effective Date. This ordinance shall become effective 30 days from the  
8 date of passage.

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10 Section 3. This section is uncodified. In enacting this Ordinance, the Board intends to  
11 amend only those words, phrases, paragraphs, subsections, sections, articles, numbers,  
12 punctuation, charts, diagrams, or any other constituent part of the Municipal Elections Code  
13 that are explicitly shown in this legislation as additions, deletions, Board amendment  
14 additions, and Board amendment deletions in accordance with the "Note" that appears under  
15 the official title of the legislation.

16 APPROVED AS TO FORM:  
17 DENNIS J. HERRERA, City Attorney

18 By: \_\_\_\_\_  
19 Mollie Lee  
20 Deputy City Attorney

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