

1 [Reimbursement to City for dignitary security provided during campaign-related travel by
2 elected officials.]

3 **Ordinance adding a new Chapter 6 to Article III of the Campaign and Governmental**
4 **Conduct Code, by adding sections 3.600, 3.605 and 3.610, to require City elective**
5 **officers to reimburse the City for the cost of dignitary security provided by the City**
6 **during travel for campaign-related activities or meetings.**

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

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

13 Section 1. The San Francisco Campaign and Governmental Conduct Code is hereby
14 amended by adding a new Chapter 6 to Article III, and by adding sections 3.600, 3.605 and
15 3.610 to read as follows:

16 CHAPTER 6: REIMBURSEMENT TO THE CITY FOR CAMPAIGN-RELATED TRAVEL BY
17 ELECTED OFFICIALS.

18 Section 3.600. Reimbursement to City.

19 (a) Whenever the City and County of San Francisco provides personal security to a City
20 elective officer traveling outside the City, and the officer engages in any campaign-related activity or
21 meeting during the travel, the officer and the City department expending funds to provide security to
22 the officer shall take all the steps prescribed in this Section.

23 (1) Within 15 days after the travel, the City elective officer shall deliver to the City department
24 expending funds to provide security a schedule including all of the officer's activities and meetings
25 during the period when the officer was outside the City, excluding purely personal activities or

1 meetings that are not reasonably related to a political, governmental or legislative purpose. The
2 schedule shall indicate the amount of time the officer spent on each activity or meeting and whether
3 each activity or meeting was campaign-related, but the schedule need not include additional details
4 about the activity or meeting if such details would undermine the security of the City elective officer.

5 (2) The City department expending funds to provide security shall, within 15 days after
6 receiving the schedule described in subsection (a)(1), provide the officer a statement of the funds
7 expended by the City for security in association with the travel. The statement shall consist of the total
8 cost of base salary, benefits, overtime pay, per diem payments, transportation, meals and all other
9 expenses for security personnel travelling with the elective officer. The statement shall include an
10 itemized accounting of costs unless the City department providing the statement determines that
11 disclosure of an itemized accounting would undermine the security of the City elective officer.

12 (3) Within 15 days after receiving a statement from the City described in subsection (a)(2), the
13 City elective officer shall reimburse the City for the total cost of security provided in connection with
14 campaign-related activities and meetings, or arrange for such reimbursement by a third party.

15 (4) Within 15 days after receiving a statement from the City described in subsection (a)(2), the
16 City elective officer shall file with the Ethics Commission a copy of the schedule described in
17 Subsection (a)(1); the statement described in Subsection (a)(2); and a report documenting the amount
18 of the reimbursement described in Subsection (a)(2), the person making the reimbursement, the date of
19 the travel, and any other information required by the Ethics Commission by regulation in furtherance
20 of this Chapter.

21 (b) Definitions. For the purpose of this Section, the following words and phrases shall mean:

22 (1) "Campaign-related activity or meeting" shall mean any activity or meeting with the purpose
23 of advocating for the election or defeat of a candidate for City, State or Federal elective office, or
24 raising funds for such a candidate.

1 (2) “The cost of security provided in connection with campaign-related activities and meetings”
2 shall mean the product of (i) the total amount expended by the City for security for the reported travel
3 and (ii) the percentage of time in the officer’s schedule devoted to campaign-related activities or
4 meetings. To determine the percentage of time in the officer’s schedule devoted to campaign-related
5 activities, the officer shall take the total amount of time spent on campaign-related activities and
6 meetings, including the time spent in transit to and from such activities and meetings, and divide that
7 figure by the total amount of time spent on all activities and meetings in the officer's schedule.

8 3.605. Forms and Regulations. The Ethics Commission shall specify the form and content of
9 all forms and statements required to be filed under this Chapter. The Ethics Commission also may
10 adopt regulations to implement this Chapter under Charter Section 15.102.

11 3.610. Enforcement and Penalties.

12 (a) Criminal penalties. Any person who willfully violates Section 6.100(a)(1), (a)(3) or (a)(4)
13 of this Chapter shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a
14 fine of not more than \$1,000 for each violation or by imprisonment in the County jail for a period of not
15 more than six months or by both such fine and imprisonment.

16 (b) Civil penalties. Any person who willfully or negligently violates Section 6.100(a)(1), (a)(3)
17 or (a)(4) of this Chapter shall be liable in a civil action brought by the City Attorney for an amount up
18 to \$1,000 for each violation.

19 (c) Administrative penalties. Any person who willfully or negligently violates Section
20 6.100(a)(1), (a)(3) or (a)(4) of this Chapter shall be liable in an administrative proceeding before the
21 Ethics Commission held pursuant to the Charter, and shall be subject to the administrative orders and
22 penalties authorized therein. In addition to the administrative orders and penalties set forth in the

1 Charter, the person shall be liable for the cost of the Ethics Commission's investigation. The
2 Ethics Commission also may issue warning letters to City elective officers.

3 APPROVED AS TO FORM:
4 DENNIS J. HERRERA, City Attorney

5 By: _____
6 JON GIVNER
7 Deputy City Attorney

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