

1 [Charter Amendment - Appointments to Fill Vacancies in Elective Office]

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3 **Describing and setting forth a proposal to the voters at an election to be held on November**  
4 **3, 2020, to amend the Charter of the City and County of San Francisco to provide that**  
5 **when the Mayor appoints a person to fill a vacancy in local elective office less than 90 days**  
6 **before a scheduled election for that office, the appointee may not be a candidate for the**  
7 **office at that election.**

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9 Section 1. The Board of Supervisors hereby submits to the qualified voters of the City  
10 and County, at an election to be held on November 3, 2020, a proposal to amend the Charter of  
11 the City and County by revising Section 13.101.5, to read as follows:

12 NOTE: **Unchanged Charter text and uncodified text** are in plain font.  
13 **Additions** are *single-underline italics Times New Roman font*.  
14 **Deletions** are ~~*strike-through italics Times New Roman font*~~.  
15 **Asterisks (\* \* \* \*)** indicate the omission of unchanged Charter  
16 subsections.

17 **SEC. 13.101.5. VACANCIES.**

18 (a) (1) If the office of Assessor-Recorder, City Attorney, District Attorney, Public  
19 Defender, Sheriff, Treasurer, or Member of the Board of Supervisors, Board of Education, or  
20 Governing Board of the Community College District becomes vacant because of death,  
21 resignation, recall, permanent disability, or the inability *otherwise* of the respective officer to  
22 ~~otherwise~~ carry out the responsibilities of the office, the Mayor shall appoint an individual  
23 qualified to fill the vacancy under this Charter and state laws.

24 (2) If an election for the vacated office is scheduled to occur less than 90 days  
after the date of the vacancy:

25 (A) the Mayor may not appoint a person under subsection (a)(1) if that  
person is a candidate for the office at that election, and



1 ~~offices enumerated in this Section, that process shall apply to any election required by this~~  
2 ~~Section.~~

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

6 By: \_\_\_\_\_  
7 JON GIVNER  
8 Deputy City Attorney

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