

1 [Municipal Elections Code - Voter Information Pamphlets]

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3 **Ordinance amending the Municipal Elections Code to remove the requirement that the**
4 **Department of Elections publish the legal text of ballot measures in the Voter**
5 **Information Pamphlet sent to voters before each election, and to allow the Director of**
6 **Elections to determine the format of the Voter Information Pamphlet without the Ballot**
7 **Simplification Committee’s approval.**

8 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
9 **Additions to Codes** are in *single-underline italics Times New Roman font*.
10 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.
11 **Board amendment additions** are in double-underlined Arial font.
12 **Board amendment deletions** are in ~~strikethrough Arial font~~.
13 **Asterisks (* * * *)** indicate the omission of unchanged Code
14 subsections or parts of tables.

12

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

14 Section 1. Article V of the Municipal Elections Code is hereby amended by revising
15 Sections 500 and 501 to read as follows:

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

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

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* * * *

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

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

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

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

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

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

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

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

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

16 (6) The opponent, proponent, rebuttal and paid arguments, if any, for or against
17 each measure;

18 (7) ~~For each measure, the Department of Elections shall full legal text of each Charter~~
19 ~~amendment to be voted upon at the election. For each Charter amendment, the Department of Elections~~
20 ~~shall cause to be printed immediately below the Ballot Simplification Committee digest, in no less than~~
21 ~~10-point bold type, a statement substantially as follows: "The above statement is an impartial analysis~~
22 ~~of Measure _____. The full text of this measure appears at page (insert page number)."~~

23 ~~—(8) The full legal text of each measure other than a Charter amendment to be voted upon at~~
24 ~~the election, unless the legal text of the measure as submitted to the Department of Elections exceeds~~
25 ~~100 pages. In that event, the voter information pamphlet shall contain the first 20 pages of the legal text~~

1 ~~of the measure as submitted to the Department of Elections, provided that the Board of Supervisors~~
2 ~~may adopt a resolution, effective no later than the 94th day prior to the date of the election, requiring~~
3 ~~the Director of Elections to include the full legal text of a measure in the voter information pamphlet.~~

4 ~~——(A) If the full legal text of a measure is printed in the voter information pamphlet, the~~
5 ~~Department of Elections shall cause to be printed immediately below the Ballot Simplification~~
6 ~~Committee digest, in no less than 10-point bold type, a statement substantially as follows: "The above~~
7 ~~statement is an impartial analysis of Measure _____. The full text of this measure appears at page~~
8 ~~(insert page number)."~~

9 ~~——(B) If less than the full legal text of a measure is printed in the voter information~~
10 ~~pamphlet, the Department of Elections shall:~~

11 ~~——(i) cause the full legal text to be posted on the Department's website, provided to the~~
12 ~~Main Library and every branch library of the San Francisco Public Library, and mailed to any voter~~
13 ~~upon request;~~

14 ~~——(ii) cause to be printed immediately below the Ballot Simplification Committee~~
15 ~~digest, in no less than 10-point bold type, a statement substantially as follows: "The above~~
16 ~~statement is an impartial analysis of Measure _____. An excerpt of the text of this measure appears~~
17 ~~at page (insert page number). The full text of this measure is available online at (insert website~~
18 ~~address), and in at every public library branch, and in person at the Department of Elections. If you~~
19 ~~desire a copy of the full text of the measure to be mailed to you, please contact the~~
20 ~~Department of Elections at (insert telephone number and email address) and a copy will be~~
21 ~~mailed at no cost to you. "; and~~

22 ~~(iii) cause to be printed immediately below the excerpt of legal text in the voter~~
23 ~~information pamphlet, in no less than 10-point bold type, a statement substantially as follows: "The text~~
24 ~~above contains the first 20 pages of Measure _____ but does not include the remaining pages of the~~
25 ~~measure. The pages that have been excluded may include important information that could be useful to~~

1 ~~voters, and the Department of Elections encourages voters to review those pages as well. The full text~~
2 ~~of this measure is available online at (insert website address) and in every public library. If you desire~~
3 ~~a copy of the full text of the measure to be mailed to you, please contact the Department of Elections at~~
4 ~~(insert telephone number and email address) and a copy will be mailed at no cost to you."~~

5 (98) The following statement for each measure that would approve a development
6 project or substantial land use or zoning changes on land transferred in trust to the City,
7 acting by and through the Port Commission, under the Burton Act, Chapter 1333 of the
8 Statutes of 1968, as it has been amended and may be amended in the future: "Measure
9 _____ involves the San Francisco waterfront, which includes sovereign lands that the State
10 of California has legislatively granted to the City. These waterfront lands and their resources
11 are protected by the common law public trust doctrine and the City holds them in trust on
12 behalf of all the People of California."

13 ~~Measures, and~~ The material specified in this Section relating to ~~said~~ measures, shall
14 be printed in the voter information pamphlet in the same order in which designated upon the
15 ballot.

16 If space allows, the items specified in subsections (c)(1) to (c)(5) shall be printed
17 together on the same page of the voter information pamphlet. This page shall be known as
18 the "ballot measure title page." The ballot measure title page shall also indicate: the page
19 number at which the arguments for or against the measure are printed; and, if applicable the
20 page number at which the definitions of terms appearing on ballot measure title page are
21 printed.

22 ~~The item specified in subsection (c)(9) shall be printed immediately preceding the legal text~~
23 ~~for the measure.~~

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

1 **SEC. 501. PUBLISHING CHARTER AMENDMENT PROPOSALS ~~FORMAT OF~~**
2 **~~PROPOSED MEASURES.~~**

3 ~~Whenever the text of any proposed measure, including a Charter amendment, is printed in the~~
4 ~~voter information pamphlet pursuant to Section 500(c)(6), the Director of Elections shall distinguish~~
5 ~~additions to or deletions from existing legislation in the printed text of the measure by underlining, bold~~
6 ~~type, strike-outs or other appropriate means. An explanation of the method used to distinguish the~~
7 ~~proposed changes shall immediately precede the text of the measure.~~

8 ~~Any~~ The statement or question for each proposal ~~for~~ amendment of the Charter which is
9 ordered submitted to the electors by the Board of Supervisors shall ~~also~~ be published in the
10 official newspaper.

11
12 Section 2. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors
13 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,
14 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal
15 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment
16 additions, and Board amendment deletions in accordance with the “Note” that appears under
17 the official title of the ordinance.

1 Section 3. Effective Date. This ordinance shall become effective on the 31st day after
2 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
3 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
4 of Supervisors overrides the Mayor's veto of the ordinance.

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6 APPROVED AS TO FORM:
7 DAVID CHIU, City Attorney

8 By: /s/ Ana I. Flores
9 ANA I. FLORES
Deputy City Attorney

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11 4932-0467-2943, v. 2

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