

1 [Prohibition on Receipt of Gifts.]

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3 **Ordinance amending San Francisco Campaign and Governmental Conduct Code,**
4 **Article III: Conduct of Government Officials and Employees, by adding a new Chapter**
5 **8: Gifts, and a new section 3.800 to prohibit elected City officials from receiving any**
6 **gifts, as defined in State law.**

7 Note: Additions are *single-underline italics Times New Roman*;
8 deletions are *strikethrough italics Times New Roman*.
9 Board amendment additions are double underlined.
Board amendment deletions are ~~strikethrough normal~~.

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

11 Section 1. The San Francisco Campaign and Governmental Conduct Code is hereby
12 amended by adding new Section 3.800, to read as follows:

13 Sec. 3.800. Prohibition on Receipt of Gifts by Elected City Officials

14 (a) Gift Ban. No person holding a City elective office, as defined in section 1.104 of
15 the San Francisco Campaign and Governmental Code and any subsequent amendments
16 thereto, may receive or accept any gift, as defined in California Government Code sections
17 82028 and 89503 and any subsequent amendments thereto. Gifts of less than the amount
18 permitted under California Government Code section 89503, which are not used and which,
19 within 90 days after receipt are paid for, returned to the donor, or delivered to a federal, state
20 or local government or to a nonprofit entity exempt from taxation under Section 501(c)(3) of
21 the Internal Revenue Code without being claimed as a charitable contribution for tax
22 purposes, shall not be deemed received or accepted.

23 (b) Penalties. Any person who violates this section shall be subject, in an
24 administrative proceeding before the Ethics Commission under Charter section C3.699-13, to

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1 a civil penalty of \$5000 or three times the amount improperly received or accepted, whichever
2 is greater.

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

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6 By: _____
7 CLAIRE M. SYLVIA
8 Deputy City Attorney

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