

BOARD of SUPERVISORS



City Hall
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MEMORANDUM

TO: Sophia Kittler, Liaison to the Board of Supervisors, Mayor's Office
Jon Givner, Deputy City Attorney, Office of the City Attorney
John Arntz, Director, Department of Elections
LeeAnn Pelham, Executive Director, Ethics Commission
Douglas Legg, Acting Assessor-Recorder
George Gascon, District Attorney
Manohar Raju, Public Defender
Vicki Hennessy, Sheriff, Sheriff's Department
Jose Cisneros, Treasurer, Office of the Treasurer and Tax Collector
Dr. Vincent Matthews, Superintendent, SFUSD
Steve Bruckman, SF Community College District (sbruckman@ccsf.edu)

FROM: Victor Young, Assistant Clerk, Rules Committee
Board of Supervisors

A handwritten signature in black ink that reads "Victor Young".

DATE: November 6, 2019

SUBJECT: CHARTER AMENDMENT INTRODUCED
November 3, 2020 Election

The Board of Supervisors' Rules Committee has received the following Charter Amendment for the November 3, 2020, Election. This matter is being referred to you in accordance with Rules of Order 2.22.4.

File No. 191104

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to provide that when the Mayor appoints a person to fill a vacancy in local elective office less than 90 days before a scheduled election for that office, the appointee may not be a candidate for the office at that election; at an election to be held on November 3, 2020.

Please review and submit any reports or comments you wish to be included with the legislative file.

If you have any questions or concerns, please call me at (415) 554-7723 or email: victor.young@sfgov.org. To submit documentation, please forward to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c: Andres Power, Mayor's Office
 Rebecca Peacock, Mayor's Office
 Patrick Ford, Ethics Commission
 Johanna Saenz, Sheriff's Office
 Katherine Johnson, Sheriff's Office
 Nancy Crowley, Sheriff's Office
 Amanda Kahn Fried, Office of the Treasurer and Tax Collector
 Holly Lung, Office of the Assessor-Recorder
 Ronald Gerhard, Community College District (rgerhard@ccsf.edu)
 Esther Casco, SFUSD (CascoE@sfusd.edu)

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

2
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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