

1 [Transfer of Unexpended Mayoral Election Funds For 2007 Election To SF Promise Fund.]

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3 **Ordinance amending Campaign and Governmental Conduct Code Section 1.138.5 to**
4 **provide that funds in the Mayoral Election Campaign Fund not used in the November 6,**
5 **2007 municipal election shall be transferred to the SF Promise Fund.**

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

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

10 Section 1. The San Francisco Campaign and Governmental Conduct Code Section
11 1.138.5 is hereby amended as follows:

12 SEC. 1.138.5. MAYORAL ELECTION CAMPAIGN FUND; APPROPRIATION OF FUNDS.

13 (a) ESTABLISHMENT OF MAYORAL ELECTION CAMPAIGN FUND. There is established
14 a special fund of the City and County of San Francisco called the Mayoral Election Campaign
15 Fund. All money deposited in the Fund is appropriated for use as specified in this Chapter and
16 the implementing regulations. This special fund is separate from the Election Campaign Fund
17 established in Section 1.138(a) of this Chapter.

18 (b) APPROPRIATION TO MAYORAL ELECTION CAMPAIGN FUND. Except as provided
19 in subsections (b)(3) and (b)(4), each fiscal year the City and County of San Francisco shall
20 appropriate \$2.00 per resident of the City and County of San Francisco to the Mayoral
21 Election Campaign Fund to provide funding for election campaigns as authorized by this
22 Chapter for all candidates for Mayor who may be eligible to receive such funds. At the request
23 of the Ethics Commission, the Controller shall estimate the number of residents of the City
24 and County of San Francisco for purposes of this subsection.

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1 (1) Any funds in the Mayoral Election Campaign Fund not used in one election shall be
2 carried over for use in the following election, provided that at no time shall the total amount in
3 the Mayoral Election Campaign Fund exceed \$12 million. Any funds in the Mayoral Election
4 Campaign Fund in excess of \$12 million shall be returned to the General Fund.

5 (2) Funds necessary for the Ethics Commission to administer the public financing program
6 for candidates for Mayor authorized under section 1.136 of this Chapter shall be taken from
7 the Mayoral Election Campaign Fund. The Commission's administrative expenses for such
8 public financing program for any election shall not exceed 15% of the total amount of funds in
9 the Mayoral Election Campaign Fund for that election.

10 (3) In order to ensure that four years worth of appropriations under this subsection are
11 available to provide public financing to candidates seeking election at the next mayoral
12 election, the City and County of San Francisco shall appropriate \$8.00 per resident of the City
13 and County of San Francisco to the Mayoral Election Campaign Fund by July 1, 2006.

14 (4) If the Office of Mayor becomes vacant and an election is held to fill the vacancy for the
15 remainder of the term, the City and County of San Francisco shall appropriate additional funds
16 to the Mayoral Election Campaign Fund in an amount that ensures that at least \$8.00 per
17 resident is available in the Mayoral Election Campaign Fund for that election and the next
18 regularly scheduled Mayoral election.

19 (c) Notwithstanding Section (b)(1), on December 31, 2007, any funds in the Mayoral Election
20 Campaign Fund not used in the municipal election dated November 6, 2007, shall be appropriated and
21 transferred to the SF Promise Fund established in Administrative Code Section 10.100-370.

22 APPROVED AS TO FORM:
23 DENNIS J. HERRERA, City Attorney

24 By: _____
25 LINDA M. ROSS
Deputy City Attorney