

File No. 100826

Committee Item No. 5

Board Item No. \_\_\_\_\_

### COMMITTEE/BOARD OF SUPERVISORS

#### AGENDA PACKET CONTENTS LIST

Committee: Rules

Date July 15, 2010

Board of Supervisors Meeting

Date \_\_\_\_\_

#### Cmte Board

- Motion
- Resolution
- Ordinance
- Legislative Digest
- Budget Analyst Report
- Legislative Analyst Report
- Youth Commission Report
- Introduction Form (for hearings)
- Department/Agency Cover Letter and/or Report
- MOU
- Grant Information Form
- Grant Budget
- Subcontract Budget
- Contract/Agreement
- Award Letter
- Application
- Public Correspondence

#### OTHER

(Use back side if additional space is needed)

- Proposed initiative ordinance
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

Completed by: Linda Wong

Date July 9, 2010

Completed by: \_\_\_\_\_

Date \_\_\_\_\_

An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is in the file.



**PROPOSED INITIATIVE ORDINANCE TO BE SUBMITTED  
BY THE MAYOR TO THE VOTERS AT THE NOVEMBER 2, 2010 ELECTION.**

[Under Charter Sections 3.100(15) and 2.113(b), this measure must be submitted to the Board of Supervisors and filed with the Department of Elections no fewer than *45 days prior* to the deadline for submission of such initiatives to the Department of Elections set in Municipal Elections Code Section 300(b).]

[Promoting good government by prohibiting dual office holding in a City elective office and an elected board of a political party county central committee]

**Ordinance amending Chapter 2 of Article III of the San Francisco Campaign and Governmental Conduct Code by adding Section 3.221 to prohibit dual office holding in a City elective office and an elected board of a political party county central committee.**

Note: Additions are *single-underline italics Times New Roman*;  
deletions are *strikethrough-italics Times New Roman*.

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

Section 1. The San Francisco Campaign and Governmental Conduct Code is hereby amended by adding Section 3.221, to read as follows:

**SEC. 3.221. PROHIBITION OF DUAL OFFICE HOLDING IN A CITY ELECTIVE OFFICE AND AN ELECTED BOARD OF A POLITICAL PARTY COUNTY CENTRAL COMMITTEE.**

**(a) Findings.**

(1) Holding public office requires the subordination of personal and political concerns to the faithful discharge of duties on behalf of the City and County of San Francisco.

(2) Fairness and integrity are critical to the operation of government in the City and County of San Francisco, and therefore any perceived or actual division of loyalties caused by local elected officials' service on political party county central committees is contrary to good government.

(3) This prohibition on dual office holding furthers good government by ensuring that elected officials never act when the responsibilities and constituencies of one office may conflict with those of another office. It also prevents undue political influence on government decision-making.

(4) Allowing local elected officials to seek election to political party county central committees provides an opportunity for the subversion of local campaign finance laws. This prohibition on dual office holding closes that loophole, and thus addresses the appearance of corruption that arises when large campaign contributions are made to local elected officials or the political party county central committees on which they sit.

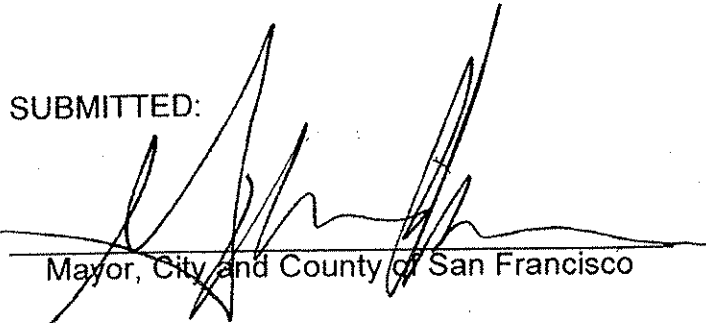
(b) Definition. For purposes of this section, "political party county central committee" means any county central committee of a political party recognized by the California Elections Code that performs political activities for the benefit of the party and on behalf of the party's candidates.

(c) Prohibition. A person holding City elective office may not be a member of a political party county central committee in the City and County of San Francisco including, but not limited to, the San Francisco Democratic County Central Committee or the San Francisco Republican County Central Committee.

(d) Penalty. In addition to the penalties provided in this Chapter, any violation of this section shall constitute official misconduct, and shall render the elected official subject to suspension and removal under Charter Section 15.105.

Section 2. Operative Date. The operative date of this ordinance shall be January 31, 2011.

SUBMITTED:

  
Mayor, City and County of San Francisco

Date: June 15, 2010

**Submittal Form**  
**For Proposed Initiative Measure(s)**  
**Prior to the Submittal**  
**to the**  
**Department of Elections**  
By 4 or more Board of Supervisors or the Mayor

I, hereby submit the following proposed initiative measure(s) for hearing before the Board of Supervisors, Rules Committee prior to the submittal of the proposed initiative measure to the Department of Elections. (Prop C. Nov. 2007)

This matter is for the November 2, 2010 Election.

Sponsor(s): Mayor Gavin Newsom

**SUBJECT: Initiative Ordinance amending Chapter 2 of Article III of the San Francisco Campaign and Governmental Conduct Code by adding Section 3.221 to prohibit dual office holding in a City elective office and an elected board of a political party county central committee.**

The text is listed below of attached:

Signature of Mayor

Time Stamp by Clerk's Office:

BY AK

2010 JUN 15 PM 4: 37

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

100826



**ACKNOWLEDGEMENT OF RECEIPT  
ORDINANCE**

The following four or more members of the Board of Supervisors and/or the Mayor have submitted this Initiative Measure for the proposed:

**Promoting Good Government by Prohibiting Dual Office Holding in a City Elective Office and an Elected Board of a Political Party County Central Committee**

**SUPERVISORS SUBMITTING INITIATIVE MEASURE:**

(check boxes)

- ALIOTO-PIER, Michela
- AVALOS, John
- CAMPOS, David
- CHIU, David
- CHU, Carmen
- DALY, Chris
- DUFTY, Bevan
- ELSBERND, Sean
- MAR, Eric
- MAXWELL, Sophie
- MIRKARIMI, Ross

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DEPARTMENT OF ELECTIONS

**MAYOR SUBMITTING INITIATIVE MEASURE:**

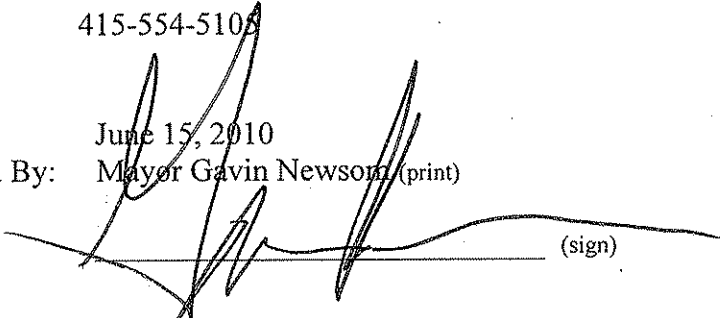
- NEWSOM, Gavin

Contact Person: Jason Elliott

Address: 1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102

Phone: 415-554-5105

Date: June 15, 2010  
Submitted By: Mayor Gavin Newsom (print)

  
(sign)

**FOR OFFICE USE ONLY**

Auth. Letter	Signed	Text	Initials