

1 Proposed Amendments - Commissioner Chiu

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3 **AMENDMENT #1 – OPERATIVE DATE**

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5 Section 4. Effective and Operative Dates. This ordinance shall become effective 30
6 days after enactment. This ordinance shall become operative on January 1, 2019.

7 Enactment occurs when the Mayor signs the ordinance, the Mayor returns the ordinance
8 unsigned or does not sign the ordinance within ten days of receiving it, or the Board of
9 Supervisors overrides the Mayor's veto of the ordinance. [File No. 180280 - page 37, lines
10 16-19]

1 **AMENDMENT #2 – DELETING MAJOR DONOR DISCLOSURE PROVISION**

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3 **SEC. 1.158. MAJOR DONORS – FINANCIAL DISCLOSURES.** [File No. 180280 –
4 page 16, line 11]

5 (a) **Definitions.** Whenever in this Section 1.158 the following words or phrases are
6 used, they shall mean:

7 “Business entity” shall mean any corporation, partnership, or other legal entity that is
8 not a natural person, but shall not include any nonprofit organization that is exempt from
9 taxation under Section 501(c) of the United States Internal Revenue Code.

10 “Committee” shall mean any committee that: (1) qualifies as committee pursuant to
11 Section 82013 of the California Government Code, including as that Section may be amended
12 in the future; and (2) is required to file campaign statements with the Ethics Commission.

13 “Doing business” shall be defined as set forth in Title 2, Section 18230 of the California
14 Code of Regulations.

15 “Immediate family” shall be defined as spouse, registered domestic partner, and any
16 dependent children; “dependent child” shall be defined as set forth in Title 2, Section 18229.1
17 of the California Code of Regulations.

18 “Investment” shall be defined as set forth in Section 82034 of the California
19 Government Code and Title 2, Section 18237 of the California Code of Regulations.

20 (b) **Financial disclosures.**

21 (1) **Required disclosures.** Any entity or person who during a calendar year
22 contributes \$10,000 or more to a single committee, must disclose the following financial
23 interests, within 24 hours of meeting the \$10,000 threshold:

1 (A) All investments worth \$10,000 or more in any business entity located
2 in or doing business in San Francisco held by the contributor or a member of the contributor's
3 immediate family; provided that the following investments do not need to be disclosed:

4 (i) government bonds (including municipal bonds), diversified
5 mutual funds, or exchange traded funds;

6 (ii) bank accounts, savings accounts, money market funds, or
7 certificates of deposit;

8 (iii) insurance policies;

9 (iv) annuities;

10 (v) commodities;

11 (vi) shares in a credit union;

12 (vii) investments in defined benefit pension funds through a
13 government employer; and

14 (viii) investments held in a blind trust.

15 (B) All business entities located in or doing business in San Francisco in
16 which the contributor holds the position of and receives compensation as director, officer,
17 partner, trustee, employee, or any position of management.

18 (2) **Filing.** Persons required to make the disclosures required by subsection
19 (b)(1) shall disclose such information by filing a form, to be specified by the Ethics
20 Commission, with that agency.

21 (A) For any disclosure required by subsection (b)(1)(A), the disclosure
22 shall include the name of business entity, a general description of the business entity, the
23 nature of the investment, the date on which the investment was acquired, and the fair market
24 value of the investment. The fair market value of the investment shall be disclosed according
25 to the following ranges: \$10,000-\$100,000, \$100,000-\$1,000,000 or \$1,000,000 or more.

1 (B) For any disclosure required by subsection (b)(1)(B), the disclosure
2 shall include the name of the business and a general description of the business entity.
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1 **AMENDMENT #3 - CLARIFYING CONTRIBUTION DISCLOSURE REQUIREMENT**

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3 SEC. 1.114.5. CONTRIBUTIONS - DISCLOSURES. [File No. 180280 - page 5, line 16]

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5 (b) DISCLOSURE REQUIREMENTS FOR CONTRIBUTIONS TO BALLOT MEASURE
6 COMMITTEES AND COMMITTEES MAKING INDEPENDENT EXPENDITURES.

7 (1) In addition to the requirements in subsection (a), any person making contributions
8 that total \$5,000 or more in a single calendar year at the behest of a City elective officer, to a ballot
9 measure committee or committee making independent expenditures at the behest of a City elective
10 officer must disclose to the committee receiving the contribution the name of the City elective officer
11 who requested the contribution.

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14 APPROVED AS TO FORM:
15 DENNIS J. HERRERA, City Attorney

16 By: _____
17 ATTORNEY'S NAME
18 Deputy City Attorney

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