

2009 JUL 17 PM 3:05

ACKNOWLEDGEMENT OF RECEIPT

Submission of Measure: Charter Amendment

Charter Amendment - Requirements for Commission Membership  
(Unofficial Title of Measure)

- 1)  Board of Supervisors
- 2)  Tails
- 3)  Legislative Digest

4) ELECTRONIC COPY OF TEXT

EMAIL- [publications@sfgov.org](mailto:publications@sfgov.org)

5) Contact Person: Victor Young

Address: 1 Dr. Carlton B. Goodlett Place, Room 244

San Francisco, CA 94102

Phone: (415) 554-7723

Date: 07/17/20

Submitted By: Victor Young (print)  (sign)

6) COPIES

- John Arntz- Director of Elections, in consultation with the City Attorney, shall forward the measure (within two working days after receipt of the petition) to departments that are effected by the measure.
- Publications
- Public- copy
- Office- original

BOARD of SUPERVISORS



City Hall  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco 94102-4689  
Tel. No. 554-5184  
Fax No. 554-5163  
TDD/TTY No. 544-5227

July 17, 2020

John Arntz, Director of Elections  
Department of Elections  
1 Dr. Carlton B. Goodlett Place, Room 48  
San Francisco, CA 94102

**HAND DELIVERED**

Dear Mr. Arntz:

Please find attached four (4) certified copies each of the following Charter Amendment for the November 3, 2020, Ballot as follows:

**File No. 200452 Charter Amendment - Requirements for Commission Membership**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to require that members of boards, commissions, and advisory bodies be residents of the City and of legal voting age, replacing the requirement that members of boards, commissions, and advisory bodies be United States citizens and registered voters; at an election to be held on November 3, 2020.

The Board of Supervisors Order Submitted the above listed Charter Amendment on June 23, 2020.

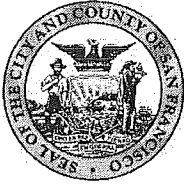
The electronic version of this Charter Amendment is being e-mailed to your office at [publications@sfgov.org](mailto:publications@sfgov.org).

Sincerely,

A handwritten signature in black ink that reads "Angela Calvillo".

Angela Calvillo  
Clerk of the Board of Supervisors  
City and County of San Francisco

(Attachments)



City and County of San Francisco

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

Certified Copy  
Charter Amendment

2020 JUL 17 PM 3:05

200452

[ Charter Amendment - Requirements for Commission Membership ]

**Sponsors:** Walton, Yee, Mar, Fewer, Ronen, Safai, Peskin, Mandelman, Preston, Stefani and Haney

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to require that members of boards, commissions, and advisory bodies be residents of the City and of legal voting age, replacing the requirement that members of boards, commissions, and advisory bodies be United States citizens and registered voters; at an election to be held on November 3, 2020.

6/16/2020 Board of Supervisors - CONTINUED

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton and Yee

6/23/2020 Board of Supervisors - ORDERED SUBMITTED

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton and Yee

STATE OF CALIFORNIA  
CITY AND COUNTY OF SAN FRANCISCO

CLERK'S CERTIFICATE

I do hereby certify that the foregoing Charter Amendment is a full, true, and correct copy of the original thereof on file in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City and County of San Francisco.

July 09, 2020

Date

Angela Calvillo  
Clerk of the Board

1 [Charter Amendment - Requirements for Commission Membership]

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 require that**  
5 **members of boards, commissions, and advisory bodies be residents of the City and of legal**  
6 **voting age, replacing the requirement that members of boards, commissions, and advisory**  
7 **bodies be United States citizens and registered voters.**

8  
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 4.101, 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. 4.101. BOARDS AND COMMISSIONS – COMPOSITION**

18 (a) Unless otherwise provided in this Charter, the composition of each appointive  
19 board, commission, or advisory body of any kind established by this Charter or legislative act of  
20 the United States of America, the State of California, or the Board of Supervisors shall:

21 ~~1. Be~~ *be* broadly representative of the communities of interest,  
22 neighborhoods, and the diversity *of the City and County* in ethnicity, race, age, *sex, gender*  
23 *identity, and* sexual orientation, and types of disabilities, ~~of the City and County and have~~  
~~representation of both sexes; and~~

24 (b) ~~2. Consist of electors~~ *All members of such bodies as described in subsection*  
25 *(a) shall be residents* of the City and County *and the minimum age required to vote in municipal*

1 elections in the City and County, at all times during the term of their respective offices, unless  
2 otherwise specifically provided in this Charter, ~~or in the case of~~ Either or both of the  
3 requirements set forth in the first sentence of this subsection (b) shall not apply to boards,  
4 commissions, or advisory bodies established by legislative act if the legislation specifically  
5 exempts the position is (a) designated by ordinance for a person under legal voting age, or (b)  
6 unless specifically exempt from either or both requirements the provisions, or waived by if the  
7 appointing officer or entity ~~upon a finding that an elector~~ makes a finding that a person meeting  
8 both requirements with specific experience, skills or qualifications, and willing to serve, could  
9 not be located ~~within the City and County~~.

10 (c) It shall be the official City policy that the composition of each appointive board,  
11 commission, or advisory body of any kind established by this Charter or legislative act of the  
12 United States of America, the State of California, or the Board of Supervisors shall reflect the  
13 interests and contributions of ~~both men and women~~ people of all races, ethnicities, ages, sexes,  
14 gender identities, sexual orientations, and types of disabilities. The voters therefore urge in the  
15 strongest terms all City officers and agencies involved in nominating, appointing, or confirming  
16 members of those appointive boards, commissions, or advisory bodies to consider and as  
17 appropriate support the nomination, appointment, or confirmation of ~~female, minority, and~~  
18 ~~disabled candidates~~ women, people of color, seniors, people with disabilities, and people that  
19 reflect a range of sexual orientations and gender identities to fill seats on those bodies.

20 (d) The Commission on the Status of Women shall conduct an analysis of  
21 appointments to appointive boards, commissions, and advisory bodies established in the Charter  
22 or by legislative act, in the second and fourth year of each mayoral ~~administration~~ term to track  
23 the diversity of appointments to such bodies. This analysis, to be based only on voluntary  
24 disclosures, shall include ~~gender,~~ ethnicity, sex, gender identity, sexual orientation, disability  
25 status, and any other relevant demographic qualities.





**City and County of San Francisco**  
**Tails**  
**Charter Amendment**

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

**File Number:** 200452

**Date Passed:** June 23, 2020

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to require that members of boards, commissions, and advisory bodies be residents of the City and of legal voting age, replacing the requirement that members of boards, commissions, and advisory bodies be United States citizens and registered voters; at an election to be held on November 3, 2020.

June 08, 2020 Rules Committee - RECOMMENDED

June 16, 2020 Board of Supervisors - CONTINUED

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton and Yee

June 23, 2020 Board of Supervisors - ORDERED SUBMITTED

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton and Yee

File No. 200452

**I hereby certify that the foregoing Charter Amendment was ORDERED SUBMITTED on 6/23/2020 by the Board of Supervisors of the City and County of San Francisco.**

A handwritten signature in black ink, appearing to read "Angela Calvillo", written over a horizontal line.

**Angela Calvillo**  
**Clerk of the Board**

## LEGISLATIVE DIGEST

[Charter Amendment - Requirements for Commission Membership]

**Describing and setting forth a proposal to the voters at an election to be held on November 3, 2020, to amend the Charter of the City and County of San Francisco to require that members of boards, commissions, and advisory bodies be residents of the City and of legal voting age, replacing the requirement that members of boards, commissions, and advisory bodies be United States citizens and registered voters.**

### Existing Law

City government includes many boards, commissions, and advisory bodies (“Policy Bodies”). The Charter establishes many Policy Bodies, and the Board of Supervisors and the voters have also established other Policy Bodies in legislation.

Under the Charter, members of Policy Bodies must be registered to vote in San Francisco. This means they must be voting age (currently 18 years old), U.S. citizens, and San Francisco residents. There are three exceptions to this rule:

- If the Policy Body was established in the Charter, the Charter may include exceptions to the age, citizenship, and residency requirements. For example, the Charter allows people under voting age to serve on the Youth Commission. But the Charter does not allow non-citizens to serve on any Policy Body.
- If the Policy Body was established by legislation, the legislation can create exceptions to the age and residency requirements but not the U.S. citizenship requirement.
- If the Policy Body was established by legislation, the appointing officer or entity may waive the residency requirement based on a finding that a qualified resident could not be located. But appointing officers or entities cannot waive the age or U.S. citizenship requirement.

### Amendments to Current Law

The proposed Charter amendment would allow non-citizens to serve on Policy Bodies. The proposed Charter amendment would require members of Policy Bodies to be City residents and voting age, with three exceptions:

- If the Policy Body was established in the Charter, the Charter could include exceptions to the age and residency requirements.



FILE NO. 200452

- If the Policy Body was established by legislation, the legislation could create exceptions to the age and residency requirements.
- If the Policy Body was established by legislation, the appointing officer or entity could waive the age or residency requirements based on a finding that a qualified person could not be located.

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