

7/16/01

FILE NO. 011165

As Amended in Board  
7/23/01

ORDINANCE NO. 169-01

1 [Reconstitution of Citizens Advisory Committee on Elections and prohibition on certain office-  
2 holding and campaign and lobbying activities by its members.]

3 Ordinance reconstituting the Citizens Advisory Committee on Elections by changing  
4 procedures and requirements for appointment of its members and prohibiting certain  
5 office-holding and campaign and lobbying activities by its members.  
6

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

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

12 Section 1. The San Francisco Municipal Elections Code is hereby amended by amending  
13 Section 700 thereof, to read as follows:

14 SEC. 700. ESTABLISHMENT; COMPOSITION.

15 The Citizens Advisory Committee on Elections (hereinafter called "CACE") shall consist  
16 of 11 voting members ~~appointed by the Mayor, six of whom shall be nominated by the Board of~~  
17 ~~Supervisors, 5 of whom shall be appointed by the Mayor and 6 of whom shall be appointed by the~~  
18 ~~Board of Supervisors. One of the members appointed by the Mayor and two of the members appointed~~  
19 ~~by the Board of Supervisors shall be nominated by a citizens' group interested in civic participation~~  
20 ~~and/or fair elections.~~ The appointive members shall be registered San Francisco voters, ~~and~~  
21 ~~shall represent political organizations, political parties, labor organizations, neighborhood~~  
22 ~~organizations, business organizations, and other citizens groups interested in the political process~~  
23 ~~demonstrate an interest and knowledge in the elections process, and show a commitment to fair and~~  
24 ~~impartial elections.~~ The City Attorney or his or her designated representative, and the Director  
25

1 of Elections or his or her designated representative shall be ex officio members and shall  
2 have a voice but no vote in CACE proceedings.

3 The term of each voting member shall be four years. The terms of each voting member  
4 will be staggered. Upon enactment of this ordinance, each voting member will draw a lot to  
5 determine the expiration of his or her initial term. Two voting members' initial terms will expire  
6 on July 1, 2002; three voting members' initial terms will expire on July 1, 2003; three voting  
7 members' initial terms will expire on July 1, 2004; and three voting members' initial terms will  
8 expire on July 1, 2005. No person may serve more than one term as a member of the CACE,  
9 provided that persons appointed to less than four-year terms shall be eligible to be appointed to one  
10 additional four-year term.

11 The CACE shall elect a chairperson from among its appointed members. The term of  
12 office as chairperson shall be for the calendar year or for that portion thereof remaining after  
13 each such chairperson is elected.

14 If a member is unable to attend a meeting of the CACE, he or she shall so notify all  
15 other members at least forty-eight hours before the meeting. If a member is absent from four  
16 consecutive meetings without providing such notice, the member shall be deemed to have  
17 resigned by operation of law.

18 In the event a vacancy occurs during the term of office of any members, a successor  
19 shall be appointed for the unexpired term of the office vacated in a manner similar to that  
20 described herein for the initial members. Members of the CACE shall serve without compensation.  
21 Members may be removed by the Mayor only pursuant to San Francisco Charter Section 15.105.

1 Section 2. The San Francisco Municipal Elections Code is hereby amended by amending  
2 Section 720 thereof, to read as follows:

3 SEC. 720. REPORTS.

4 The CACE shall render annually ~~a~~ two written reports of its activities to the Mayor, the  
5 ~~Director of Administrative Services~~ City Administrator, the Director of Elections, and to the Board of  
6 Supervisors. All reports for the previous three years shall be accessible through the World Wide Web  
7 site of the Department of Elections. Each report shall contain the following:

8 (a) a discussion of the Department of Elections' efforts to improve voter participation, improve  
9 the quality of poll workers, and update voter rolls;

10 (b) recommendations for the modernization of election laws and practices;

11 (c) recommendations for ensuring fair and impartial elections; and

12 (d) discussion and/or recommendations for complying with federal and state laws  
13 protecting the rights of voters.

14 The CACE may from time to time initiate reports to the various officers of the City and  
15 County on specific election matters.

17 Section 3. The San Francisco Municipal Elections Code is hereby amended by amending  
18 Section 730 thereof, to read as follows:

19 SEC. 730. MEETINGS.

20 The place, date and time of meetings of the CACE shall be prescribed by rule of the  
21 CACE; provided, however, that the CACE shall hold a regular meeting not less than once  
22 every ~~two~~ three months. The Chairperson may call special meetings, subject to the public notice  
23 requirements imposed by state and local law.

1 Section 4. The San Francisco Municipal Elections Code is hereby amended by adding  
2 Section 750 thereof, to read as follows:

3 Sec. 750. PROHIBITED ACTIVITIES

4 During his or her tenure, no member of the CACE may: hold any other public office or any employment  
5 with the City or any City officer; provide services, on a volunteer or compensatory basis, individually  
6 endorse or oppose, or contribute to a campaign involving a candidate for City office, a City ballot  
7 measure or a City official seeking any elective office; employ or be employed by, or receive any gifts or  
8 other compensation from, a person required to register as a lobbyist under the City's lobbyist  
9 ordinance or a person who employs someone required to register as a lobbyist under the City's lobbyist  
10 ordinance; or employ or be employed by, or receive any gifts or other compensation from, a person  
11 required to register as a campaign consultant under the City's campaign consultant ordinance or a  
12 person who employs someone required to register as a campaign consultant under the City's campaign  
13 consultant ordinance.

14  
15 Section 5. The San Francisco Municipal Elections Code is hereby amended by adding  
16 Section 760 thereof, to read as follows:

17 SEC. 760. ELECTIONS COMMISSION REPORT

18 If the voters approve an amendment to the Charter creating an Elections Commission, the Elections  
19 Commission shall within seven months after the effective date of such Charter Amendment submit a  
20 report to the Board of Supervisors containing the Commission's recommendations regarding (1)  
21 whether the CACE should continue to exist and (2) if so, what its role should be.

22  
23 Section 6. This Ordinance shall take effect on the first day of September, 2001.

24 Notwithstanding any provisions of this section or any other section of the Municipal Elections  
25 Code to the contrary, the respective terms of office of the members of the CACE who shall

1 hold office on the first day of September, 2001, shall expire at 12 o'clock noon on said date,  
2 and the eleven persons appointed as members of the CACE as provided in Section 700 shall  
3 succeed to said offices on said first day of September, 2001, at 12 o'clock noon.  
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5 APPROVED AS TO FORM:  
6 LOUISE H. RENNE, City Attorney

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8 By:   
9 MAXWELL SUPELTZ  
Deputy City Attorney

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# City and County of San Francisco

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

## Tails

## Ordinance

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**File Number:** 011165

**Date Passed:**

Ordinance reconstituting the Citizens Advisory Committee on Elections by changing procedures and requirements for appointment of its members and prohibiting certain office-holding and campaign and lobbying activities by its members.

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July 9, 2001 Board of Supervisors — CONTINUED

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick,  
Newsom, Peskin, Sandoval, Yee

July 16, 2001 Board of Supervisors — AMENDED, AN AMENDMENT OF THE WHOLE  
BEARING SAME TITLE

July 16, 2001 Board of Supervisors — PASSED ON FIRST READING AS AMENDED

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick,  
Newsom, Peskin, Sandoval, Yee

July 23, 2001 Board of Supervisors — AMENDED

July 23, 2001 Board of Supervisors — PASSED ON FIRST READING AS AMENDED

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick,  
Newsom, Peskin, Sandoval, Yee


July 30, 2001 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin,  
Sandoval, Yee

Absent: 1 - Maxwell

File No. 011165

I hereby certify that the foregoing Ordinance  
was FINALLY PASSED on July 30, 2001 by  
the Board of Supervisors of the City and  
County of San Francisco.




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Gloria L. Young  
Clerk of the Board

AUG 03 2001

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Date Approved



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Mayor Willie L. Brown Jr.