Amendment of the Whole
in Committee. 2-20-02

Motion directing the Clerk of the Board of Supervisors, in consultation with the Elections Commission and California Secretary of State and subject to approval by the Board of Supervisors, to select an auditor to recanvass ballots cast in the November 7, 2000 Consolidated Municipal Election and recanvass ballots cast in a random sample of precincts in the November 6, 2001 Consolidated Municipal Election.

WHEREAS, The California Secretary of State reviewed the ballots cast in 21 precincts in the November 7, 2000 Consolidated Municipal Election conducted in San Francisco and found significant discrepancies between the actual ballots and the results reported by the Department of Elections; and,

WHEREAS, The Secretary of State urged San Francisco to perform a more thorough inquiry into the discrepancies in the November 7, 2000 Consolidated Municipal Election and publicly report the results; and,

WHEREAS, The Secretary of State also urged San Francisco to examine the results of the November 6, 2001 Consolidated Municipal Election to determine how best to improve San Francisco elections; and,

WHEREAS, There is concern regarding the integrity of elections in San Francisco, particularly in light of the Secretary of State’s investigation and the well-publicized reports of irregularities in recent elections; now, therefore, be it

Moved, The Clerk of the Board of Supervisors shall, in consultation with the Secretary of State and subject to approval by the Board of Supervisors, select an auditor to perform an
independent review of the November 7, 2000 and November 6, 2001 election results; and, be it

FURTHER MOVED, That the auditor shall conduct a complete retally of ballots cast in the November 7, 2000 election, using methodology developed in consultation with the Secretary of State pursuant to Government Code Section 12172.5, and report the results to the Board of Supervisors; and, be it

FURTHER MOVED, That the auditor shall select a random sample of no fewer than 22 and no more than 44 precincts in the November 6, 2001 election and, using methodology developed in consultation with the Secretary of State pursuant to Government Code Section 12172.5, compare the actual ballots cast in those precincts with the results reported by the Department of Elections, and report any discrepancies or irregularities to the Board of Supervisors; and, be it

FURTHER MOVED, That the Board of Supervisors and Elections Commission shall consider the findings of the auditor when considering whether to conduct, in consultation with the California Secretary of State, a complete retally of ballots cast in the November 6, 2001 election.

FURTHER MOVED, That before any other actions may be taken under the provisions of this motion, the Clerk, in consultation with the Secretary of State, shall submit to the Board of Supervisors for approval RFPs submitted by potential auditors that would define the scope of duties to be performed, and the costs for performing the work, specifying the scope of duties and costs for both the November 2000 and November 2001 elections.
Motion directing the Clerk of the Board of Supervisors, in consultation with the Elections Commission and California Secretary of State and subject to approval by the Board of Supervisors, to select an auditor to retally ballots cast in the November 7, 2000 Consolidated Municipal Election and recanvass ballots cast in a random sample of precincts in the November 6, 2001 Consolidated Municipal Election.

February 25, 2002 Board of Supervisors — APPROVED
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Noes: 2 - Leno, Newsom

I hereby certify that the foregoing Motion was APPROVED on February 25, 2002 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board