

FILE NO. 011847

ORDINANCE NO. 246-01

1 [Ordinance prohibiting former members of the Board of Supervisors from lobbying any
2 governmental body, officer, employee, appointee or representative of the city and county for
3 two years after leaving office.]

4 **Ordinance amending San Francisco Campaign and Government Conduct Code by**
5 **adding section 3.545 to prohibit former members of the Board of Supervisors from**
6 **lobbying any governmental body, officer, employee, appointee or representative of the**
7 **city and county for two years after leaving office.**

8 Note: Additions are *single-underline italics Times New Roman*;
9 deletions are *strikethrough italics Times New Roman*.
10 Board amendment additions are double underlined.
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 Campaign and Government Conduct Code is hereby
13 amended by adding Section 3.545, to read as follows:

14 **Sec. 3.545 Lobbying by Former Members of the Board of Supervisors**

15 **(a) Findings and Purpose.**

16 (1) The City and County of San Francisco has an interest in ensuring that City
17 government operates in a fair and impartial manner and that the public has ~~has~~ have confidence
18 that governmental operations and decisions are fair and impartial.

19 (2) Former members of the Board of Supervisors who become lobbyists may have ~~or~~
20 appear to have ~~undue~~ special influence on City government as a result of their contacts, ~~and~~
21 special knowledge, and prior positions of authority. As a result, ~~L~~obbying by former
22 members of the Board of Supervisors on behalf of private interests may erode public confidence
23 in the fairness and impartiality of City governmental decisions affecting those private
24 interests.

1 (3) Section C8.105(e) of the Charter prohibits certain lobbying by officers and
2 employees of the City and County of San Francisco for two years after terminating service or
3 employment. These prohibitions do not provide adequate protection against the
4 deleterious effects of lobbying by former members of the Board of Supervisors.

5 (4) Expanding the prohibition on lobbying by former members of the Board of
6 Supervisors ~~would~~ will help to redress this deficiency and ensure the fairness and
7 impartiality of City governmental operations and decisions and foster public trust in City
8 government.

9 **(b) Prohibitions.**

10 In addition to the prohibition imposed by section C8.105(e) of the Charter, the following
11 prohibitions shall apply to former members of the Board of Supervisors. For a period of two years
12 after the termination of service with the Board of Supervisors, no former supervisor shall communicate
13 in person, in writing or by telephone with any of the following for the purpose of representing any
14 private interest in exchange for economic consideration:

15 (1) a board, department, commission or agency of the city and county;

16 (2) an officer or employee of the city and county;

17 (3) an appointee of a board, department, commission, agency, officer, or employee of
18 the city and county; or

19 (4) a representative of the city and county.


20 **(c) Penalties.**

21 Any person violating the terms of this Section shall be subject to the penalties set forth in San
22 Francisco Charter Section C8.105.

1 **(d) Permissible Conduct.**

2 Nothing in this section shall prohibit a former member of the Board of Supervisors from
3 communicating with any of the individuals or governmental bodies enumerated in subsection (b) for the
4 purpose of representing himself or herself or expressing his or her own personal views.

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9 APPROVED AS TO FORM:
10 LOUISE H. RENNE, City Attorney

11 By: 
12 _____
13 MAXWELL S. PELTZ
14 Deputy City Attorney



City and County of San Francisco

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

Tails Ordinance

File Number: 011847

Date Passed:

Ordinance amending San Francisco Campaign and Governmental Conduct Code by adding Section 3.545 to prohibit former members of the Board of Supervisors from lobbying any governmental body, officer, employee, appointee or representative of the City and County for two years after leaving office.

December 3, 2001 Board of Supervisors — AMENDED, AN AMENDMENT OF THE WHOLE
BEARING SAME TITLE

December 3, 2001 Board of Supervisors — PASSED ON FIRST READING AS AMENDED

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

December 10, 2001 Board of Supervisors — FINALLY PASSED

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

Absent: 1 - Newsom

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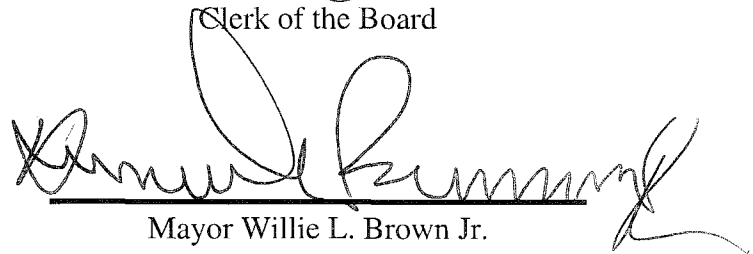
I hereby certify that the foregoing Ordinance
was FINALLY PASSED on December 10,
2001 by the Board of Supervisors of the City
and County of San Francisco.



Gloria L. Young
Clerk of the Board

DEC 20 2001

Date Approved



Mayor Willie L. Brown Jr.