

File No. 080272

Committee Item No. 8
Board Item No. 48

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee Rules

Date 8-7-08

Board of Supervisors Meeting

Date 8-12-08

Cmte Board

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| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input type="checkbox"/> | <input type="checkbox"/> | Resolution |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Ordinance |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Introduction Form (for hearings) |
| <input type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
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OTHER

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Completed by: Mr Red
Completed by: Mr Red

Date 8-4-08
Date 8-11-08

An asterisked item represents the cover sheet to a document that exceeds 20 pages. The complete document is in the file.

1 [Requiring registered lobbyists to wear identification badges when making lobbying contacts.]

2
3 **Ordinance amending Chapter 1 of Article II of the Campaign and Governmental**
4 **Conduct Code by adding section 2.113 to require registered lobbyists to wear**
5 **identification badges distributed by the Ethics Commission when making lobbying**
6 **contacts.**

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.
Board amendment deletions are ~~strikethrough-normal~~.

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

11 Section 1. The San Francisco Campaign and Governmental Conduct Code is hereby
12 amended by adding Section 2.113, to read as follows:

13 **SEC. 2.113. LOBBYIST BADGE REQUIREMENT.**

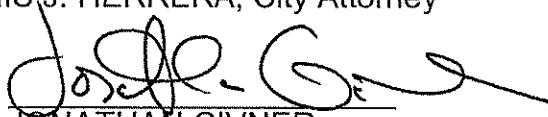
14 (a) Badge Required. Every lobbyist or person who is acting on behalf of a lobbyist shall wear a
15 badge displaying his or her name that shall be visible at all times when the person is making a lobbying
16 contact with any officer of the City and County.

17 (b) Ethics Commission Distribution of Badges. The badges required by this Section shall be
18 provided by the Ethics Commission to each registered lobbyist within 60 days of the effective date of
19 this Section, and to each subsequent filer within five business days of the filer's initial registration
20 under Section 2.110. When the Ethics Commission provides badges to any person pursuant to this
21 Section, the Ethics Commission also shall provide either a copy of this Section or written notice
22 describing the requirements of this Section. Any filer who has received a badge from the Ethics
23 Commission may purchase a replacement badge at a price determined by the Commission based on the
24 cost of producing the badge.

1 (c) Contents of Badges. Each badge shall display the following information: (i) the word
2 "Lobbyist"; (ii) the name of the filer; and (iii) if applicable, the name of the person authorized to act on
3 behalf of the filer. By regulation, the Ethics Commission may require that additional information be
4 included and may prescribe the size, color, material and other requirements of the badge.

5
6 APPROVED AS TO FORM:
7 DENNIS J. HERRERA, City Attorney

8 By:


9 JONATHAN GIVNER
10 Deputy City Attorney

LEGISLATIVE DIGEST

[Requiring registered lobbyists to wear identification badges when making lobbying contacts.]

Ordinance amending Chapter 1 of Article II of the Campaign and Governmental Conduct Code by adding section 2.113 to require registered lobbyists to wear identification badges distributed by the Ethics Commission when making lobbying contacts.

Existing Law

The Lobbyist Ordinance, Article II, Chapter 1 of the Campaign and Governmental Conduct Code, currently regulates lobbyists who make contacts with City officers for the purpose of influencing or attempting to influence local legislative or administrative action. Every individual or firm that qualifies as a lobbyist must register with the Ethics Commission. At the time of initial registration, the lobbyist must disclose the name, address and phone number of the filer; the names of the filer's officers and employees; the nature or purpose of the lobbying; the decisions to be influenced; the outcome sought; the compensation received by the filer within the past two months; campaign contributions of over \$100 made or delivered by the filer within the past two months; and other information. Thereafter, lobbyists must file quarterly reports with the Ethics Commission until the lobbyist ceases lobbying.

Existing law does not require registered lobbyists to wear badges or any other form of special identification when engaged in lobbying activities.

Amendments to Current Law

This legislation would amend the Lobbyist Ordinance to require registered lobbyists and persons acting on behalf of registered lobbyists to wear visible identification badges when making lobbying contacts with officers of the City and County. The legislation would require the badges to display the word "Lobbyist," the name of the lobbyist on whose behalf the contact is being made; and, if the contact is made by a person authorized to act on behalf of the filer, that person's name. The legislation would allow the Ethics Commission to prescribe the size, color, material, additional content and other requirements for the badge.

The legislation would require the Ethics Commission to provide badges to lobbyists within sixty days of the effective date of the legislation and, thereafter, within five business days of any lobbyist's initial registration under the Lobbyist Ordinance. The legislation would also require the Ethics Commission to notify lobbyists of their duty to wear badges when making lobbying contacts.

Background Information

Under existing law, a person or entity qualifies as a lobbyist in one of three ways. First, a person or entity is deemed a "contract lobbyist" if that person or entity (a) contracts for economic consideration to contact officers of the City and County on behalf of another and (b) receives or becomes entitled to receive \$3,200 within any three consecutive calendar

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months or has at least 25 separate contacts with officers of the City and County within any two consecutive calendar months. Second, an entity is deemed a "business and organization lobbyist" if (a) members or employees of the business or organization are compensated to contact City and County officers as a regular part of their duties and (b) the members or employees have a combined total of at least 25 contacts with officers of the City and County within any two consecutive calendar months. Finally, a person or entity is deemed an "expenditure lobbyist" if the person or entity makes payments to influence local legislative or administrative action totaling \$3,200 or more within any three consecutive calendar months.