

## ORDINANCE NO. \_\_\_\_\_

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2 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
3 OCEANSIDE AMENDING CHAPTER TWO, ARTICLE XII OF  
4 THE OCEANSIDE CITY CODE BY THE ADDITION OF  
5 SECTIONS 2.75 - 2.79 TO REQUIRE ONLINE OR  
ELECTRONIC FILING OF CAMPAIGN CONTRIBUTIONS AND  
EXPENDITURES AND STATEMENT OF ECONOMIC  
INTEREST REPORTS

6 WHEREAS, public access to campaign and Statement of Economic Interest disclosure  
7 information is an integral component of a fully informed electorate; and transparency is critical  
8 in order to maintain public trust and support of the political process;

9 WHEREAS, since the enactment of the Political Reform Act, candidates and committees  
10 have complied with filing requirements by filing paper copies of campaign statements and  
11 reports, and, in accordance with the City's current Conflict of Interest resolutions and  
12 appendices and Government Code Section 87200, designated persons have filed Statements of  
13 Economic Interest reports;

14 WHEREAS, the City Clerk is the Local Filing Officer for both types of filings, and the  
15 City Clerk Department has expended a significant amount of staff time to make such paper  
16 filings readily available to the public;

17 WHEREAS, in July 2012, the California Legislature approved Assembly Bill 2452,  
18 which authorizes local jurisdictions to require the filing of campaign statements and reports  
19 solely in an electronic format;

20 WHEREAS, the elimination of manual processing of filings through electronic filing  
21 requirements will conserve resources and ensure the public has access to information disclosed  
22 in campaign statements and Statement of Economic Interest reports in a more timely manner;  
23 and

24 WHEREAS, the City Council finds that the electronic filing system will operate securely  
25 and effectively and will not unduly burden filers.

26 NOW, THEREFORE, the City Council of the City of Oceanside does ordain as follows:

27 SECTION 1. Chapter 2, Article XII is amended to add Sections 2.75 through 2.79 to read  
28 as follows:

1 “2.75. Online or Electronic Filing of Campaign Disclosure Statements of Economic Interest  
2 Filings.

3 The purpose of this section is to require online or electronic filing of campaign  
4 statements and require online or electronic reporting of contributions and independent  
5 expenditures regarding elections of candidates to city offices and the qualification or passage of  
6 local ballot measures within the City of Oceanside as currently required under the Political  
7 Reform Act, commencing with California Government Code Section 84200 et seq., in order to  
8 facilitate review and maximize the availability of this information to the public.

9 Additionally, this section also requires online or electronic filing of Statement of  
10 Economic Interest reports as required by the City’s current Conflict of Interest resolutions and  
11 Appendices and Government Code Section 87200.

12 “2.76. Definitions

13 Committee. Any person or combination of persons who, directly or indirectly, does any  
14 of the following:

- 15 1) Receives contributions totaling one thousand dollars (\$1,000) or more in any calendar  
16 year; or
- 17 2) Makes independent expenditures totaling one thousand dollars (\$1,000) or more in  
18 any calendar year;

19 A person or combination of persons that becomes a committee shall retain its status as a  
20 committee until such time as that status is terminated pursuant to California Government Code  
21 Section 84214. A committee includes, but is not limited to, “Controlled Committee,”  
22 “Independent Committee,” and “General Purpose Committee.”

23 Statement of Economic Interest (SEI) Filer. Any person holding a position that is listed  
24 in California Government Code Section 87200 or any person holding a position listed in the  
25 current City of Oceanside Conflict of Interest resolutions and Appendices.

26 “2.77. Electronic Filings.

27 A) Each Elected Official, Candidate, Candidate Controlled Committee and Independent  
28 Committee that is required to file a semi-annual campaign statement, a pre-election campaign

1 statement or an amended campaign statement with the City Clerk of the City of Oceanside  
2 pursuant to Chapter 4 of the Government Code (commencing with Section 84100) and that  
3 receives a total of one thousand dollars (\$1,000) or more in Contributions or makes a total of  
4 one thousand dollars (\$1,000) or more in Independent Expenditures, shall file the statement  
5 with the City Clerk of the City of Oceanside in an electronic format.

6 B) Each person listed as a Statement of Economic Interest Filer that is required to file an  
7 assuming office, annual or leaving office statement with the City Clerk of the City of Oceanside  
8 pursuant to Government Code Section 87200 or the current City of Oceanside Conflict of  
9 Interest resolutions and appendices shall file the statement with the City Clerk of the City of  
10 Oceanside in an electronic format.

11 "2.78. Exemption from filing paper copy

12 A Candidate or Committee or Statement of Economic Interest Filer that has filed an  
13 electronic statement or report is not required to file a paper copy.

14 "2.79. Option to file electronically

15 Any Candidate or Committee not required to file an electronic statement or report under  
16 Section 2.77 may voluntarily opt to file an electronic statement or report by submitting written  
17 notice to the City Clerk. A Candidate or Committee that opts to file an electronic statement of  
18 report is not required to file a paper copy."

19 SECTION 2. Severability.

20 If any section, sentence, clause or phrase of this Ordinance is for any reason held to be  
21 invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision  
22 shall not affect the validity of the remaining portions of this Ordinance. The City Council  
23 hereby declares that it would have passed this ordinance and adopted this Ordinance and each  
24 section, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections,  
25 subsections, sentences, clauses or phrases be declared invalid or unconstitutional.

26 SECTION 3. The City Clerk of the City of Oceanside is hereby directed to publish this  
27 ordinance, or the title hereof as a summary, pursuant to state statute, once within fifteen (15)

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1 days after its passage in the *Union Tribune*, a newspaper of general circulation published in the  
2 City of Oceanside.

3 SECTION 4. This ordinance shall take effect and be in force on the thirtieth (30<sup>th</sup>) day  
4 from and after its final passage.

5 INTRODUCED at a regular meeting of the City Council of the City of Oceanside,  
6 California, held on the \_\_\_\_\_ day of \_\_\_\_\_, 2014, and, thereafter,

7 PASSED AND ADOPTED at a regular meeting of the City Council of the City of  
8 Oceanside California, held on the \_\_\_\_\_ day of \_\_\_\_\_, 2014, by the following vote:

9 AYES:

10 NAYS:

11 ABSENT:

12 ABSTAIN:

13

14

MAYOR OF THE CITY OF OCEANSIDE

15 ATTEST:

APPROVED AS TO FORM:

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17

  
CITY ATTORNEY

18 \_\_\_\_\_  
CITY CLERK

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[Ordinance to require for online of electronic filing of campaign contributions and expenditures  
and Statement of Economic Interest reports]