

ORDINANCE NO. 14-OR0050-1

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

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

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

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

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

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

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

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

SECTION 1. Chapter 2, Article XII is amended to add Sections 2.75 through 2.79 to read 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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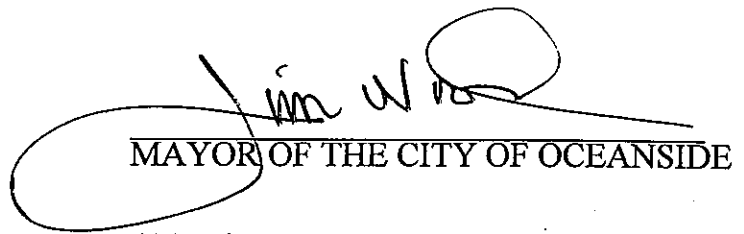
1 days after its passage in the *Union Tribune*, a newspaper of general circulation published in the  
2 City of Oceanside.

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 22nd day of January, 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 5th day of February, 2014, by the following vote:

- 9 AYES: WOOD, FELIEN, FELLER, KERN, SANCHEZ
- 10 NAYS: NONE
- 11 ABSENT: NONE
- 12 ABSTAIN: NONE

13  
14   
MAYOR OF THE CITY OF OCEANSIDE

15 ATTEST:

APPROVED AS TO FORM:

16  
17   
18 CITY CLERK

19  
20  
21  
22  
23  
24  
25  
26   
27 CITY ATTORNEY

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