

ORDINANCE NO. 2019-07

AN ORDINANCE OF THE CITY COUNCIL OF  
THE CITY OF ESCONDIDO, CALIFORNIA,  
AMENDING CHAPTER TWO, ARTICLE VII  
OF THE ESCONDIDO MUNICIPAL CODE BY  
THE ADDITION OF SECTIONS 2-109.1 TO  
REQUIRE ONLINE OR ELECTRONIC FILING  
OF CAMPAIGN CONTRIBUTIONS AND  
EXPENDITURES AND STATEMENTS OF  
ECONOMIC INTEREST REPORTS

The City Council of the City of Escondido ("City"), California, DOES HEREBY  
ORDAIN as follows:

SECTION 1. That California Government Code Section 84615 provides that a legislative body of a local government agency may adopt an ordinance that requires an elected officer, candidate, or committee, required to file statements, reports, or other documents required by Chapter 4 of the Political Reform Act to file such statements, reports or other documents online or electronically with the City Clerk.

SECTION 2. That in any instance in which the original statement is required to be filed with the Secretary of State and a copy of that statement is required to be filed with the local government agency, the ordinance requires that the copy be filed online or electronically.

SECTION 3. That the City Council expressly finds and determines that the City Clerk's web-based system contains multiple safeguards to protect the integrity and security of the data, and will operate securely and effectively and will not unduly burden filers; and the City Clerk will operate the electronic filing system in compliance with the requirements of California Government Code Section 84615 and any other applicable laws.

SECTION 4. That Chapter Two, Article VII of the Escondido Municipal Code is amended to add Sections 2-109.1 added to read as follows:

“2-109.1 Online or Electronic Filing of Campaign Disclosure Statements of Economic Interest Filings.

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

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

(a) Definitions.

(1) Statement of Economic Interest (SEI) Filer. Any person holding a position that is listed in California Government Code Section 87200 or any person holding a position listed in the current City of Escondido Conflict of Interest resolutions and appendices.

(b) Electronic Filings.

(1) Each Elected Official, Candidate, Candidate Controlled Committee and Independent Committee that is required to file a semi-annual campaign statement, a pre-election campaign statement or an amended campaign statement with the City

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

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

(c) Exemption from Filing Paper Copy. A Candidate or Committee or Statement of Economic Interest Filer that has filed an electronic statement or report is not required to file a paper copy.

(d) Option to File Electronically. Any candidate or Committee not required to file an electronic statement of report under section 2-109.1 may voluntarily opt to file an electronic statement or report by submitting written notice to the City Clerk. A Candidate or Committee that opts to file an electronic statement of report is not required to file a paper copy.”

SECTION 5. SEPARABILITY. If any section, subsection sentence, clause, phrase or portion of this ordinance is held invalid or unconstitutional for any reason by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions.

SECTION 6. That as of the effective date of this ordinance, all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 7. That the City Clerk is hereby directed to certify to the passage of this ordinance and to cause the same or a summary to be published one time within 15 days of its passage in a newspaper of general circulation, printed and published in the County and circulated in the City.

SECTION 8. That this ordinance shall take effect and be in force on the thirtieth (30<sup>th</sup>) day from and after its final passage.

PASSED, ADOPTED AND APPROVED by the City Council of the City of Escondido at a regular meeting thereof this 17<sup>th</sup> day of July, 2019 by the following vote to wit:

AYES : Councilmembers: DIAZ, MARTINEZ, MASSON, MORASCO, MCNAMARA

NOES : Councilmembers: NONE

ABSENT : Councilmembers: NONE

APPROVED:

DocuSigned by:  
*Paul McNamara*  
CAACE20782954D3...

PAUL MCNAMARA, Mayor of the  
City of Escondido, California

ATTEST:

DocuSigned by:  
*Zack Beck*  
A58535D0BDC1430...

ZACK BECK, City Clerk of the  
City of Escondido, California

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STATE OF CALIFORNIA )  
COUNTY OF SAN DIEGO : ss.  
CITY OF ESCONDIDO )

I, Zack Beck, City Clerk of the City of Escondido, hereby certify that the foregoing ORDINANCE NO. 2019-07 passed at a regular meeting of the City Council of the City of Escondido held on the 17<sup>th</sup> day of July, 2019, after having been read at the regular meeting of said City Council held on the 19<sup>th</sup> day of June, 2019.

DocuSigned by:  
*Zack Beck*  
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ZACK BECK, City Clerk of the  
City of Escondido, California

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