

**DRAFT**

ORDINANCE NO.

**AN ORDINANCE OF THE CITY OF SAN JOSE AMENDING SECTION 12.16.040 OF CHAPTER 12.16 OF TITLE 12 OF THE SAN JOSE MUNICIPAL CODE TO REQUIRE THAT DISCLOSURE REPORTS FOR FUNDRAISING SOLICITATIONS BE FILED BY CANDIDATES IN ACCORDANCE WITH THE DEADLINES FOR CAMPAIGN STATEMENTS**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SAN JOSE:

Section 12.16.040 of Chapter 12.16 of Title 12 of the San José Municipal Code is hereby amended to read as follows:

**12.16.040 Reporting Requirements**

- A. Elected Officials shall file fundraising disclosure reports which include the information specified in this Section with the City Clerk. Reports filed pursuant to this Section shall be public records.
  
- B. The disclosure reports shall include the following information:
  - 1. Name of the elected City Official;
  
  - 2. Name, address, occupation and employer of the contributor or donor;
  
  - 3. Date(s) of the direct fundraising solicitation (s);
  
  - 4. Brief description of the solicitation(s), behest(s) or request(s) including the dollar value or fair market value of goods or services solicited or requested and;

5. Date(s) and amount(s) of the reportable contribution(s), or donation(s) that resulted from the City official's direct request(s) as set forth in Section 12.16.030 A. 1.
- C. Reports shall be filed as follows by Elected Officials who are not candidates in a regular municipal election, general election, special municipal election, run-off municipal election or who are not subject to a recall election:
1. No later than July 31 for fundraising solicitations made and reportable contributions or donations that resulted from fundraising solicitations during the period from January 1 through June 30; and
  2. No later than January 31 for fundraising solicitations made and reportable contributions or donations that resulted from fundraising solicitations during the period from July 1 through December 31.
- D. Elected Officials who are candidates in a regular municipal election, general election, special municipal election, run-off municipal election or who are subject to a recall election shall file the fundraising disclosure reports which are required in this Chapter in accordance with the dates and deadlines required for campaign statements under the California Political Reform Act of 1974, as amended and Chapter 12.06 of the San Jose Municipal Code.
- ED. The City Clerk shall be the filing officer for the reports and will be responsible for the preparation of forms and explanatory materials.

RD:NKS:NKS  
2/26/2008

PASSED FOR PUBLICATION of title this \_\_\_\_\_ day of \_\_\_\_\_, 2008, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

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CHUCK REED  
Mayor

ATTEST:

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LEE PRICE, MMC  
City Clerk