

RESOLUTION NO. 210117 MAR 12 1974

WHEREAS, Senate Bill 703 of the 1973 California Legislature enacted the Waxman-Dymally Campaign Disclosure Act (Stats. 1973, ch. 1186, Elections Code, Section 11500 et seq.) to govern public disclosure of election campaign contributions received and campaign expenditures made by candidates for elected public office in California; and

WHEREAS, in paragraph (g) of Section 3610 of the Act, the Legislature purported to make its terms applicable to charter cities; and

WHEREAS, the Municipal Affairs clause (Art. XI, Sec. 5) of the California Constitution declares that municipal elections are municipal affairs subject to the exclusive right of charter cities to legislate thereon and renders State law on such municipal elections inapplicable to charter cities; and

WHEREAS, this Council has enacted the San Diego Municipal Election Campaign Contribution and Expenditure Control Ordinance (San Diego Municipal Code, Section 27.2901 et seq.), a scheme for the control and disclosure of election campaign contributions and expenditures much more comprehensive than Senate Bill 703; and

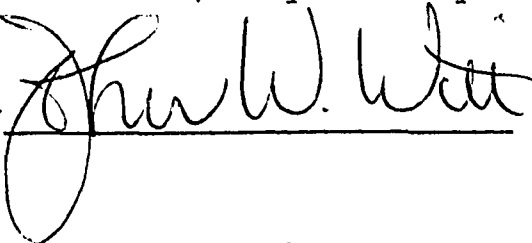
WHEREAS, the provision in Senate Bill 703 purporting to make it applicable to charter cities raises an ostensible conflict between that bill and the Constitution, which conflict could be removed by appropriate amendment of State law; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego,
as follows:

That the members of the San Diego delegation in the
California Legislature are requested to introduce and support
adoption of legislation amending the Waxman-Dymally Campaign
Disclosure Act to remove language making that act applicable
to a charter city in those cases where such charter city
has legislation regulating municipal election campaign
financing.

APPROVED: JOHN W. WITT, City Attorney

By

A handwritten signature in cursive script, appearing to read "John W. Witt", is written over a horizontal line. The signature is positioned to the right of the word "By".

210117

JWW:as
REVISED 3/12/74

Passed and adopted by the Council of The City of San Diego on MAR 12 1974,
 by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lee Hubbard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Martinet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Ellis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Bates	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON
 Mayor of The City of San Diego, California.

EDWARD NIELSEN
 City Clerk of The City of San Diego, California.

By Linda Limon, Deputy.

(Seal)

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Resolution Number 210117 Adopted MAR 12 1974
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