

(O-2000-9 COR.)

ORDINANCE NUMBER O- 18665 (NEW SERIES)

ADOPTED ON JUL 26 1999

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AMENDING CHAPTER II, ARTICLE 7, BY RENUMBERING DIVISION 21 TO DIVISION 2 [NO CHANGE IN TITLE]; AND BY AMENDING AND RENUMBERING SECTION 27.2101 TO 27.0201; ADDING NEW SECTION 27.0202; AMENDING AND RENUMBERING SECTIONS 27.2102 AND 27.2110 TO 27.0203 AND 27.0204; ADDING NEW SECTION 27.0205; AMENDING AND RENUMBERING SECTIONS 27.2103 AND 27.2104 TO 27.0206 AND 27.0207; REPEALING SECTION 27.2109; ADDING NEW SECTIONS 27.0208 AND 27.0209; AMENDING AND RENUMBERING SECTIONS 27.2106, 27.2105, 27.2107, 27.2108, 27.2111 AND 27.2117 TO 27.0210, 27.0211, 27.0212, 27.0213, 27.0214 AND 27.0215; ADDING NEW SECTION 27.0216; AMENDING AND RENUMBERING SECTIONS 27.2112, 27.2113, 27.2114, 27.2119, 27.2120 AND 27.2118 TO 27.0217, 27.0218, 27.0219, 27.0220, 27.0221 AND 27.0222; REPEALING SECTIONS 27.2121, 27.2122, 27.2123, 27.2124, 27.2125, 27.2126, AND 27.2127, RELATING TO NOMINATION PROCEDURES.

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

Section 1. That the San Diego Municipal Code is hereby amended by renumbering Division 21 to Division 2 [no change in title].

Section 2. That Chapter II, Article 7, Division 2, of the San Diego Municipal Code is hereby amended by amending and renumbering section 27.2101 to 27.0201, to read as follows:

### **27.0201 Nomination Procedure**

Nominations of *candidates* for all *elective offices* shall be made by submitting nomination papers for filing in the Office of the City *Clerk* on forms provided by that office.

Section 3. That Chapter II, Article 7, Division 2, of the San Diego Municipal Code is hereby amended by adding new section 27.0202, to read as follows:

### **27.0202 Nomination Papers**

Nomination papers required of *candidates* seeking nomination to municipal *elective office* are the Statement and Affidavit of Nominee and the nominating *petition*. Nomination papers may also include the *candidate's* designation of principal profession, vocation or occupation; statement of qualifications; and photograph, as provided for by Division 6 of this article.

Section 4. That Chapter II, Article 7, Division 2, of the San Diego Municipal Code is hereby amended by amending and renumbering sections 27.2102 and 27.2110 to 27.0203 and 27.0204, to read as follows:

### **27.0203 Personal Appearance of Candidates**

*Candidates* seeking nomination either by *election* or appointment shall appear personally before the City *Clerk* to obtain the nomination papers for filing, unless service with the United States Armed Forces or a physical disability prevents such an appearance.

**27.0204 Time to Obtain Nomination Papers**

(a) Nomination papers in connection with candidacy in *District* or *City-wide Primary Elections* that are consolidated with statewide primary *elections* may be obtained from the *City Clerk* not earlier than thirty calendar days prior to the date after which the *Registrar of Voters* may not accept nomination documents for the statewide primary *election* pursuant to California Elections Code Section 8020.

(b) In the case of a *special election* called to fill a vacated *elective office*, nomination papers may be obtained from the *City Clerk* and circulated not earlier than seventy-four calendar days prior to the *election*; except that for *special elections* that would be consolidated with other statewide *elections*, the *City Council* shall adopt a schedule consistent with the filing of nomination documents for the statewide *election*.

Section 5. That Chapter II, Article 7, Division 2, of the San Diego Municipal Code is hereby amended by adding new section 27.0205, to read as follows:

**27.0205 Statement and Affidavit of Nominee**

*Candidates* seeking nomination shall complete and sign under California perjury laws a Statement and Affidavit of Nominee at the time of obtaining nomination papers from the *City Clerk* pursuant to Section 27.0203. The Statement and Affidavit shall be countersigned by the *City Clerk* or an authorized deputy of the *City Clerk*, and shall be considered filed at the time of signing.

Section 6. That Chapter II, Article 7, Division 2 of the San Diego Municipal Code is hereby amended by amending and renumbering sections 27.2103 and 27.2104 to 27.0206 and 27.0207, to read as follows:

**27.0206 Form of Statement and Affidavit of Nominee**

The Statement and Affidavit of Nominee shall state the name of the *candidate*, the *candidate's* current residence, past residences for a period of four years, date and place of birth, the office for which he or she seeks nomination, the term for which he or she is running, occupation, a written acceptance of the nomination and the manner in which the *candidate* wishes his or her name to appear. The completed and signed Statement and Affidavit of Nominee shall be substantially in the following form:

STATEMENT AND AFFIDAVIT OF NOMINEE

STATE OF CALIFORNIA )

COUNTY OF SAN DIEGO) ss.

Under penalty of perjury, I, \_\_\_\_\_, say that I reside at \_\_\_\_\_ in the City of San Diego, County of San Diego, State of California; that I am a resident and registered voter of the political district for which I seek nomination and shall have been such for at least thirty calendar days immediately preceding the submittal of my nominating petition for filing; that I am a candidate for the office of \_\_\_\_\_ (include district designation, if appropriate) to be voted upon at the municipal primary election to be held \_\_\_\_\_ (insert date); that I request my name be printed upon the official ballot for nomination by such primary election for such office; that I will accept such nomination; and that I will serve in such office if elected. I am a

candidate for the \_\_\_ full/\_\_\_ unexpired term. I desire to have my name printed on the ballot as follows: \_\_\_\_\_

(Print)

Date of Birth \_\_\_\_\_ Place of Birth \_\_\_\_\_

My occupation is \_\_\_\_\_

All other places where I have resided in the past four years:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(Signature)

Subscribed on: \_\_\_\_\_

(Date)

(SEAL)

\_\_\_\_\_  
(Signature of Clerk or Deputy)

\_\_\_\_\_  
(Official Title)

**27.0207 Contents of Nominating Petition**

(a) Nominating *petition* pages shall be furnished by the Office of the City Clerk.

(b) Nominating *petition* pages shall be printed on white paper, 8 ½ by 11 inches in size.

(c) Each nominating *petition* page shall contain items (1) through (3) in the order specified:

(1) A statement which includes the name of the *candidate*, the office for which he or she seeks nomination, and the date of the *pertinent District or City-wide Primary Election*.

(2) Space for signing *voters'* information prepared in accordance with Sections 27.0208 and 27.0209.

(3) A *circulator's* affidavit of authenticity prepared and signed in accordance with Sections 27.0208 and 27.0212.

(d) The nominating *petition* may consist of any number of *petition* pages.

Section 7. That Chapter II, Article 7, Division 2 of the San Diego Municipal Code is hereby amended by repealing section 27.2109.

Section 8. That Chapter II, Article 7, Division 2 of the San Diego Municipal Code is hereby amended by adding new sections 27.0208 and 27.0209, to read as follows:

**27.0208 Form of Nominating Petition Page**

(a) The following statement shall appear at the top of each nominating *petition* page and be in substantially the following form:

NOMINATING PETITION AND SIGNATURES IN LIEU OF FILING FEE

STATE OF CALIFORNIA )  
COUNTY OF SAN DIEGO) ss.

We, the undersigned voters of \_\_\_\_\_ (The City of San Diego, or City Council District, including district designation) hereby nominate \_\_\_\_\_ for the office of \_\_\_\_\_ to be voted for at the Primary Election to be held \_\_\_\_\_.

(b) The following note shall appear on each nominating *petition* page, immediately below the statement required by Section 27.0208(a): (NOTE: Nominating petitions for Mayor and City Attorney may be signed at large

throughout the City and must contain the signatures of at least 200 qualified voters. Nominating petitions for members of the City Council may be signed only by voters residing within the home district of the candidate, and must contain the signatures of at least 100 qualified voters. Nominating petitions for appointment to City elective offices require the signatures of at least 50 qualified voters. It is unlawful for any voter to sign more than one nominating petition for any given office.)

(c) The *voter* signature portion of the nominating *petition* page shall appear immediately below the note required by Section 27.0208(b). On the right hand side of the *voter* signature portion of the *petition* page, a space at least one inch wide shall be left blank for the City *Clerk's* use in verifying the validity or invalidity of the signatures. The *voter* signature portion of the *petition* page shall be arranged and lined to provide space for each *voter's* signature, each *voter's* printed name, place of each *voter's* residence, and date of each *voter's* signature.

(d) The *voter* signature portion of the nominating *petition* page shall be in substantially the following form:

<u>Name</u>	<u>Residence</u>	<u>Date</u>	<u>Clerk's Use Only</u>
1. Sign			
Print			
2. Sign			
Print			
3. Sign			
Print			

(e) The *circulator's* affidavit of authenticity shall appear immediately below the *voter* signature portion required by Section 27.0208(c), and shall be signed by the *circulator* under California perjury laws.

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(f) The *circulator's* affidavit of authenticity shall be in substantially the following form:

AFFIDAVIT OF AUTHENTICITY

STATE OF CALIFORNIA )  
COUNTY OF SAN DIEGO) ss.

Under penalty of perjury I, (printed name of circulator), say that I am a registered voter of the City of San Diego and that all the signatures on this petition page were made in my presence and were observed by me, and that to the best of my knowledge and belief, such signatures are the genuine signatures of the individuals who signed the petition.

---

(Circulator's Residence)

---

(Circulator's Signature)

**27.0209 Signing Voter's Information for Nominating Petition**

Signatures on the *voter* signature portion of a nominating *petition* shall be executed by *voters* in their own handwriting, and each signer shall also affix his or her printed name, date of his or her signature, and place of residence, including street and house number, or other designation from which the location of the place of residence may be readily ascertained.

Section 9. That Chapter II, Article 7, Division 2 of the San Diego Municipal Code is hereby amended by amending and renumbering sections 27.2106, 27.2105, 27.2107, 27.2108, 27.2111, and 27.2117 to 27.0210, 27.0211, 27.0212, 27.0213, 27.0214, and 27.0215, to read as follows:

**27.0210 Required Number of Signatures on Nominating Petition**

(a) Only *voters* may sign the *voter* signature portion of a nominating *petition*. Signatures of individuals who are not *voters* shall be invalid.



(b) Nominating *petitions* of *candidates* for the office of City Councilmember shall be signed by at least one hundred individuals residing in the district and who at the time of signing shall have been registered *voters* for a period of at least thirty calendar days in the district from which the *candidate* seeks nomination.

(c) Nominating *petitions* for *candidates* for the offices of Mayor and City Attorney shall be signed by at least two hundred individuals residing in the City of San Diego and who at the time of signing shall have been registered *voters* of the City for a period of at least thirty calendar days.

**27.0211 Candidacy Limited to One Office**

A *candidate* may not submit for filing a nominating *petition* for more than one office at any *election*.

**27.0212 Circulation of Nominating Petitions**

It is unlawful for any individual to circulate a nominating *petition* unless he or she is a *voter*.

**27.0213 Signing Of Nominating Petitions**

(a) It is unlawful for any individual to sign a *candidate's* nominating *petition* more than one time.

(b) It is unlawful for any individual to sign more than one nominating *petition* for the same office and if he or she does so, his or her signature shall count only for the first nominating *petition* which contains his or her signature and which is filed.

**27.0214 Time for Submitting Nomination Papers to Clerk**

(a) Except for the Statement and Affidavit of Nominee filed pursuant to Section 27.0205, nomination papers for candidacy in *District* or *City-wide Primary Elections* that are consolidated with statewide primary *elections* shall be submitted for filing in the Office of the City *Clerk* not earlier than twenty-two calendar days nor later than the calendar day prior to the date after which the *Registrar* of Voters may not accept nomination documents for the statewide primary *election* pursuant to California Elections Code Section 8020.

(b) In the case of a *special election* called to fill a vacated *elective office*, nomination papers shall be submitted for filing in the Office of the City *Clerk* no earlier than the sixty-seventh calendar day prior to the *District* or *City-wide Primary Election* nor later than the close of business on the sixtieth calendar day prior to the *District* or *City-wide Primary Election*; except that for *special elections* that would be consolidated with other statewide *elections*, the City *Council* shall adopt a filing schedule consistent with the filing of nomination documents for statewide *elections*.

(c) Except for the Statement and Affidavit of Nominee filed pursuant to Section 27.0205, all nomination papers shall be submitted for filing at the same time; no supplemental filings are allowed.

**27.0215 Acceptability of Nominating Petitions**

To be acceptable for filing, a nominating *petition* must on its face purport to contain the signatures of the requisite number of *voters*.

Section 10. That Chapter II, Article 7, Division 2 of the San Diego Municipal Code is hereby amended by adding new section 27.0216, to read as follows:

**27.0216 Acceptance or Rejection of Nomination Papers as Filed**

(a) If the City *Clerk* determines that a *candidate*'s nomination papers are in substantial compliance with this division and with the provisions of Division 6, the City *Clerk* shall accept the nomination papers as filed.

(b) If the City *Clerk* determines that a *candidate*'s nomination papers are not in substantial compliance with this division and with the provisions of Division 6, the City *Clerk* shall not accept the nomination papers as filed.

Section 11. That Chapter II, Article 7, Division 2 of the San Diego Municipal Code is hereby amended by amending and renumbering sections 27.2112, 27.2113, 27.2114, 27.2119, 27.2120, and 27.2118 to 27.0217, 27.0218, 27.0219, 27.0220, 27.0221, and 27.0222, to read as follows:

**27.0217 Verification of Nominating Petition Signatures; Time**

(a) The City *Clerk* shall be allowed a period of twenty business days after a nominating *petition* has been accepted as filed to verify the validity or invalidity of signatures.

(b) To determine the sufficiency or insufficiency of a nominating *petition*, the City *Clerk* shall only count valid signatures.

(c) If the *circulator's* affidavit of authenticity for any given *petition* page has not been signed by the *circulator*, the signatures on that *petition* page shall be invalid.

**27.0218 Notice of Sufficiency of Nominating Petition**

If the City *Clerk* finds a nominating *petition* to be sufficient and in proper form, he or she shall so certify and shall send a notice of sufficiency to the *candidate* nominated.

**27.0219 Notice of Insufficiency of Nominating Petition**

If the City *Clerk* finds a nominating *petition* to be in insufficient or improper form, he or she shall so certify and shall send a notice of insufficiency to the *candidate* seeking nomination.

**27.0220 Nominating Fee**

The *election* nominating fee shall be two hundred dollars (\$200) for the office of City Councilmember and five hundred dollars (\$500) for the offices of Mayor and City Attorney. The nominating fee shall be paid when nomination papers are submitted for filing.

**27.0221 Signatures Used to Offset Nominating Fee**

(a) Notwithstanding any other provision of this division, a *candidate* may submit signatures of registered *voters* above the number required pursuant to Section 27.0210 to fully or partially offset the nominating fee.

(b) If signatures of registered *voters* above the number required pursuant to Section 27.0210 are to be used to reduce the nominating fee, the *candidate* shall give notice to the City *Clerk* at the time of submitting his or her nomination papers for filing pursuant to Section 27.0214.

(c) Signatures submitted for the purpose of reducing the nominating fee shall be executed by *voters* on the nominating *petition*, and are subject to the provisions of Section 27.0209 and Section 27.0210.

(d) No signature used to determine the sufficiency of the nominating *petition* may be used for the purpose of reducing the nominating fee.

(e) Each valid signature in excess of the number required pursuant to Section 27.0210 that is obtained and submitted for filing on the nominating *petition* within the prescribed nomination period for the purpose of reducing the nominating fee shall be valued at \$0.25 toward reduction of the nominating fee.

(f) The *candidate* shall be reimbursed at the rate prescribed in Section 27.0221(e) up to the deposited amount of the nominating fee.

**27.0222 Withdrawal of Nomination**

Not later than five calendar days after the expiration of the time for submitting nomination papers for filing, any individual for whom nomination papers have been filed may file a written withdrawal from nomination in the Office of the City *Clerk*.

Section 12. That the San Diego Municipal Code is hereby amended by repealing sections 27.2121, 27.2122, 27.2123, 27.2124, 27.2125, 27.2126, and 27.2127.

Section 13. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 14. Pursuant to Charter sections 16 and 17, because this ordinance relates to elections, it shall take effect and be in force on the day of its introduction.

APPROVED: CASEY GWINN, City Attorney

By *Cristie C McGuire*  
Cristie C. McGuire  
Deputy City Attorney

CCM:smf  
07/13/99  
07/17/99 COR.  
07/21/99 COR.  
Or.Dept:Clerk  
O-2000-9  
Form=o&t.frm

Passed and adopted by the Council of The City of San Diego on JUL 26 1999  
 by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Harry Mathis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Byron Wear	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Christine Kehoe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
George Stevens	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Barbara Warden	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Valerie Stallings **	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Juan Vargas	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Susan Golding	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

\*\* Council Member Stallings voted nay on the portion reducing the required nominating signatures from 200 - 100.

AUTHENTICATED BY:

SUSAN GOLDING  
 Mayor of The City of San Diego, California.

(Seal)

CHARLES G. ABDELNOUR  
 City Clerk of The City of San Diego, California.

By Rori A. Witzel, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on JUL 26 1999, said ordinance being of the kind and character authorized for passage on its introduction by Section 16 of the Charter.

~~I FURTHER CERTIFY that the final reading of said ordinance was in full.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

(Seal)

CHARLES G. ABDELNOUR  
 City Clerk of The City of San Diego, California.

By Rori A. Witzel, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-18665 Adopted JUL 26 1999

This information is available in alternative formats upon request.

OLD LANGUAGE - ~~STRIKEOUT~~  
NEW LANGUAGE - UNDERLINED

ORDINANCE NUMBER O-\_\_\_\_\_ (NEW SERIES)

ADOPTED ON \_\_\_\_\_

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AMENDING CHAPTER II, ARTICLE 7, BY RENUMBERING DIVISION 21 TO DIVISION 2 [NO CHANGE IN TITLE]; AND BY AMENDING AND RENUMBERING SECTION 27.2101 TO 27.0201; ADDING NEW SECTION 27.0202; AMENDING AND RENUMBERING SECTIONS 27.2102 AND 27.2110 TO 27.0203 AND 27.0204; ADDING NEW SECTION 27.0205; AMENDING AND RENUMBERING SECTIONS 27.2103 AND 27.2104 TO 27.0206 AND 27.0207; REPEALING SECTION 27.2109; ADDING NEW SECTIONS 27.0208 AND 27.0209; AMENDING AND RENUMBERING SECTIONS 27.2106, 27.2105, 27.2107, 27.2108, 27.2111 AND 27.2117 TO 27.0210, 27.0211 27.0212, 27.0213, 27.0214 AND 27.0215; ADDING NEW SECTION 27.0216; AMENDING AND RENUMBERING SECTIONS 27.2112, 27.2113, 27.2114, 27.2119, 27.2120 AND 27.2118 TO 27.0217, 27.0218, 27.0219, 27.0220, 27.0221 AND 27.0222; REPEALING SECTIONS 27.2121, 27.2122, 27.2123, 27.2124, 27.2125, 27.2126, AND 27.2127, RELATING TO NOMINATION PROCEDURES.

**DIVISION ~~21~~ 2**

**Nominations**

**27.2101 Nominating Papers 27.0201 Nomination Procedure**

Nominations of ~~Candidates~~ candidates for all elective offices elective offices shall be made by ~~filing nominating~~ submitting nomination papers for filing in the ~~Office~~ Office of the ~~City Clerk~~ Clerk on forms provided by ~~him~~ that office.

**27.0202 Nomination Papers**

Nomination papers required of candidates seeking nomination to municipal elective office are the Statement and Affidavit of Nominee and the nominating petition. Nomination papers may also include the candidate's designation of principal profession, vocation or occupation; statement of qualifications; and photograph, as provided for by Division 6 of this article.

**27.2102 27.0203 Personal Appearance of Candidates**

Candidates Candidates seeking nomination either by election election or appointment shall appear personally before the City Clerk Clerk to sign the nominating papers obtain the nomination papers for filing, unless service with the United States Armed Forces or a physical disability prevents such an appearance.

**27.2110 Obtaining Nominating Papers 27.0204 Time to Obtain Nomination Papers**

Nominating papers in connection with candidacy in regular district primary elections held in the odd-numbered years may be obtained from the Clerk not earlier than eighty-eight days prior to the district primary election.

(a) Nominating Nomination papers in connection with candidacy in City-wide primary elections District or City-wide Primary Elections that are consolidated with statewide primary



elections elections held in the ~~even-numbered~~ years may be obtained from the ~~City Clerk~~ Clerk not earlier than thirty ~~(30)~~ calendar days prior to the date after which the Registrar Registrar of Voters ~~shall~~ may not accept nomination documents for the ~~direct~~ statewide primary election election pursuant to California Elections Code Section 8020.

(b) In the case of a ~~special election~~ special election called to fill a vacated ~~elective office~~ elective office, ~~nominating~~ nomination papers may be obtained from the ~~City Clerk~~ Clerk and circulated not earlier than ~~sixty-seven days~~ seventy-four days prior to the election election; except that for ~~special elections~~ special elections that would be consolidated with other statewide elections elections, the ~~City Council~~ Council shall adopt a schedule consistent with the filing of nomination documents for the statewide election election.

#### **27.0205 Statement and Affidavit of Nominee**

Candidates seeking nomination shall complete and sign under California perjury laws a Statement and Affidavit of Nominee at the time of obtaining nomination papers from the City Clerk pursuant to Section 27.0203. The Statement and Affidavit shall be countersigned by the City Clerk or an authorized deputy of the City Clerk, and shall be considered filed at the time of signing.

**27.2103 27.0206 Form of Statement and Affidavit of  
Nominee, Nominating Petitions**

The Statement and Affidavit of Nominee forms shall state the name of the ~~candidate~~ candidate, ~~his~~ the candidate's current residence, ~~his~~ past residences for a period of four years, date and place of birth, the office for which he or she seeks nomination, the term for which he or she is running, ~~his~~ occupation, ~~previous public positions held in the City,~~ a written acceptance of the nomination and the manner in which ~~he~~ the candidate wishes his or her name to appear. The completed and signed Statement and Affidavit of the nNominee shall be attached to nominating petitions and shall be substantially in the following form:

STATEMENT AND AFFIDAVIT OF NOMINEE

STATE OF CALIFORNIA )

COUNTY OF SAN DIEGO) ss.

Under penalty of perjury, I, \_\_\_\_\_, being duly sworn, say that I  
reside at \_\_\_\_\_ in the (City of San Diego) (San Diego  
Unified School District), County of San Diego, State of California; and that I am a resident and  
registered voter of the political district for which I seek nomination and shall have been such for  
at least thirty calendar days immediately preceding the filing submittal of my nomination  
nominating petition for filing; and that I am a candidate for the office of

\_\_\_\_\_ (include District designation, if appropriate) to be voted upon at the municipal primary election to be held \_\_\_\_\_ (insert date); and that I request my name be printed upon the official ballot for nomination by such primary election for such office; that I will accept such nomination; and that I will serve in such office if elected. I am a candidate for the full/ unexpired term. I desire to have my name printed on the ballot as follows:

\_\_\_\_\_

(Print)

Date of Birth \_\_\_\_\_ Place of Birth \_\_\_\_\_

~~I am a candidate for the full/unexpired term.~~

My occupation is \_\_\_\_\_.

~~Previous public positions held by me in San Diego:~~ \_\_\_\_\_

~~My places of residence for the past four years have been~~ All other places where I have resided in the past four years:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(Residence)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(Signature)

Subscribed and sworn to before me on:

(SEAL)

\_\_\_\_\_

(Date)

\_\_\_\_\_

(Signature of Clerk or Deputy)

\_\_\_\_\_

(Official Title)

NOMINATING PETITION

We, the undersigned voters of the \_\_\_\_\_

hereby nominate \_\_\_\_\_ for the office of \_\_\_\_\_.

**27.2104 Petition Signatures and Affidavit of Authenticity 27.0207**  
**Contents of Nominating Petition**

~~Signatures shall be executed by voters in their own handwriting. Voters must also print their names and indicate place of residence, including street and house number, or other designation from which the location can be readily ascertained. The date of execution must also be indicated by voters.~~

(a) Nominating petition pages shall be furnished by the Office of the City Clerk.

(b) The petition shall consist of pages of white paper, uniform in size with dimensions no smaller than 8 ½ by 11 inches or greater than 8 ½ by 14 inches. Nominating petition pages shall be printed on white paper, 8 ½ by 11 inches in size.

(c) The petition may consist of any number of sections. Each section nominating petition page shall contain the following items (1) through (3) in the order specified:

a. First, a sheet containing the Statement and Affidavit of the nominee.

b. Second, voter signature sheets which shall be arranged and lined to provide space for the voter's signature, printed name and place of residence and date. A space at least one inch wide

shall be left blank on the right hand of the sheet, for the use of the  
Clerk in verifying the petition. Signature sheets shall be  
substantially in the following form:

NAME \_\_\_\_\_ RESIDENCE: \_\_\_\_\_ DATE \_\_\_\_\_ CLERK'S USE ONLY \_\_\_\_\_

SIGN \_\_\_\_\_ PRINT \_\_\_\_\_

SIGN \_\_\_\_\_ PRINT \_\_\_\_\_

SIGN \_\_\_\_\_ PRINT \_\_\_\_\_

Any number of voter signature sheets may be incorporated in a petition section. The following note shall appear on each signature sheet: (NOTE: Petitions for Candidacy for Mayor and City Attorney maybe signed at large throughout the City and must contain the signatures of at least 300 qualified voters. Petitions for Candidacy for Members of the Council and Board of Education may be signed only by voters within the home district of the Candidate and must contain the signatures of at least 200 qualified voters. No person shall sign petitions of nomination for elective officers for a greater number of candidates than are to be elected.)

(1) A statement which includes the name of the candidate, the office for which he or she seeks nomination, and the date of the pertinent District or City-wide Primary Election.

(2) Space for signing voters' information prepared in accordance with Sections 27.0208 and 27.0209.

e. (3) The last sheet shall contain the A circulator's affidavit of authenticity which shall be in the following forms: prepared and signed in accordance with Sections

27.0208 and 27.0212.

AFFIDAVIT OF AUTHENTICITY

~~STATE OF CALIFORNIA )~~

~~COUNTY OF SAN DIEGO) ss:~~

\_\_\_\_\_ under penalty of perjury says:

\_\_\_\_\_  
(Printed name of circulator)

That I am a \_\_\_\_\_

\_\_\_\_\_  
(Candidate for the foregoing office)

\_\_\_\_\_  
(Registered voter of the City of San Diego)

\_\_\_\_\_  
(Registered voter of the San Diego Unified School District)

and that all the signatures on each sheet were made in my presence and were observed by me, and that all of the sheets constituting this petition section were fastened together at the time such signatures were appended thereto; and that to the best of my knowledge and belief such signatures are the genuine signatures of the persons whose names they purport to be.

\_\_\_\_\_  
(Residential Address)

\_\_\_\_\_  
Signature of Circulator

(d) The sheets comprising each petition section shall be fastened together securely and remain so during circulation for signatures and filing. The nominating petition may consist of any number of petition pages.

**SEC. 27.2109 Petitions to Contain Address and Date**

Nominating petitions must be signed by persons in their

~~own handwriting and each person signing shall also print his name  
and designate his complete residence address and the date on  
which he signed.~~

**SEC. 27.0208 Form of Nominating Petition Page**

(a) The following statement shall appear at the top of each  
nominating *petition* page and be in substantially the following  
form:

NOMINATING PETITION AND SIGNATURES IN LIEU OF FILING FEE

STATE OF CALIFORNIA)  
COUNTY OF SAN DIEGO) ss.

We, the undersigned voters of \_\_\_\_\_ (The City of San Diego, or City  
Council District, including district designation) hereby nominate \_\_\_\_\_ for the  
office of \_\_\_\_\_ to be voted for at the Primary Election to be held  
\_\_\_\_\_.

(b) The following note shall appear on each nominating *petition* page, immediately  
below the statement required by Section 27.0208(a): (NOTE: Nominating petitions for Mayor  
and City Attorney may be signed at large throughout the City and must contain the signatures of  
at least 200 qualified voters. Nominating petitions for members of the City Council may be  
signed only by voters residing within the home district of the candidate, and must contain the signatures  
of at least 100 qualified voters. Nominating petitions for appointment to City elective offices  
require the signatures of at least 50 qualified voters. It is unlawful for any voter to sign more than  
one nominating petition for any given office.)

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(c) The voter signature portion of the nominating petition page shall appear immediately below the note required by Section 27.0208(b). On the right hand side of the voter signature portion of the petition page, a space at least one inch wide shall be left blank for the City Clerk's use in verifying the validity or invalidity of the signatures: The voter signature portion of the petition page shall be arranged and lined to provide space for each voter's signature, each voter's printed name, place of each voter's residence, and date of each voter's signature.

(d) The voter signature portion of the nominating petition page shall be in substantially the following form:

<u>Name</u>	<u>Residence</u>	<u>Date</u>	<u>Clerk's Use Only</u>
<u>1. Sign</u>			
<u>Print</u>			
<u>2. Sign</u>			
<u>Print</u>			
<u>3. Sign</u>			
<u>Print</u>			

(e) The circulator's affidavit of authenticity shall appear immediately below the voter signature portion required by Section 27.0208(c), and shall be signed by the circulator under California perjury laws.

(f) The circulator's affidavit of authenticity shall be in substantially the following form:

AFFIDAVIT OF AUTHENTICITY

STATE OF CALIFORNIA )  
COUNTY OF SAN DIEGO) ss.

Under penalty of perjury I, (printed name of circulator), say that I am a registered voter of the



City of San Diego and that all the signatures on this petition page were made in my presence and were observed by me, and that to the best of my knowledge and belief, such signatures are the genuine signatures of the individuals who signed the petition.

---

(Circulator's Residence)

(Circulator's Signature)

**27.0209 Signing Voter's Information for Nomination Petition**

Signatures on the voter signature portion of a nominating petition shall be executed by voters in their own handwriting, and each signer shall also affix his or her printed name, date of his or her signature, and place of residence, including street and house number, or other designation from which the location of the place of residence may be readily ascertained.

**27.2106 Required Number of Petitions 27.0210 Required Number of Signatures on Nominating Petition**

(a) Only voters may sign the voter signature portion of a nominating petition. Signatures of individuals who are not voters shall be invalid.

(b) Nominating petitions petitions of candidates candidates for the office of City Councilmember or member of the Board of Education shall be signed by at least two one hundred persons individuals residing in the district and who at the time of signing shall have been registered voters voters for a period of at least thirty (30) calendar days in the district from

which the ~~candidate~~ candidate seeks nomination.

(c) ~~Nominating petitions~~ petitions for ~~other candidates~~ candidates for the offices of Mayor and City Attorney shall be signed by at least ~~three~~ two hundred persons individuals residing in the City of San Diego and who at the time of signing shall have been registered voters of the City for a period of at least thirty calendar days. All persons signing nominating petitions must be registered voters for a period of at least thirty (30) days at the time they sign such petitions.

~~27.2105~~ 27.0211 **Candidacy Limited to One Office**

No ~~candidate~~ shall file A candidate may not submit for filing a nominating ~~petition~~ petition for more than one office at any election election.

~~27.2107~~ 27.0212 **Circulation of Nominating Petitions**

~~Except for candidates, no person shall~~ It is unlawful for any individual to circulate a nominating ~~petition~~ petition unless he or she is a ~~voter~~ voter.

~~27.2108~~ 27.0213 **Signing Of Nominating Petitions**

(a) It is unlawful for any individual to sign a candidate's nominating petition more than one time.

(b) ~~No person shall~~ It is unlawful for any individual to sign more than one nominating petition petition for the same office and if he

or she does so, his or her signature shall count only for the first nominating petition petition which contains his or her signature and which is filed.

**27.2111 Filing Nominating Papers 27.0214 Time for Submitting Nomination Papers to Clerk**

~~Nominating papers for candidacy in regular district primary elections held in the odd-numbered years shall be filed in the office of the Clerk not earlier than the eighty-first day prior to the district primary election nor later than the close of business on the sixtieth day prior to the district primary election.~~

(a) Nominating Except for the Statement and Affidavit of Nominee filed pursuant to Section 27.0205, nomination papers for candidacy in ~~District or City-wide primary elections~~ City-wide Primary Elections that are consolidated with statewide primary elections elections held in the even-numbered years shall be filed submitted for filing in the Office of the City Clerk Clerk not earlier than twenty-two (22) calendar days nor later than the calendar day prior to the date after which the Registrar Registrar of Voters ~~shall~~ may not accept nomination documents for the direct statewide primary election election pursuant to California Elections Code Section 8020.

(b) In the case of a ~~special election~~ special election called to fill a

vacated elective office elective office, nominating nomination papers shall be filed submitted for filing in the Office of the City Clerk Clerk no earlier than the ~~sixtieth~~ sixty-seventh calendar day prior to the ~~district or City-wide primary election~~ District or City-wide Primary Election nor later than the close of business on the ~~fifty-third~~ sixtieth calendar day prior to the ~~district or City-wide primary election~~ District or City-wide Primary Election; except that for ~~special elections~~ special elections that would be consolidated with other statewide elections elections, the City Council Council shall adopt a filing schedule consistent with the filing of nomination documents for statewide elections elections.

(c) Except for the Statement and Affidavit of Nominee filed pursuant to Section 27.0205, All nominating all nomination papers; including any petition in lieu of nominating fee; shall be filed submitted for filing at the same time; no supplemental filings are allowed.

**27.2117 Validity of Petitions 27.0215 Acceptability of Nominating Petitions**

To be acceptable for filing, a nominating ~~petition~~ petition must on its face purport to contain the signatures of the requisite number of ~~voters~~ voters.

**27.0216 Acceptance or Rejection of Nomination Papers as Filed**

(a) If the City Clerk determines that a candidate's

nomination papers are in substantial compliance with this division and with the provisions of Division 6, the City Clerk shall accept the nomination papers as filed.

(b) If the City Clerk determines that a candidate's nomination papers are not in substantial compliance with this division and with the provisions of Division 6, the City Clerk shall not accept the nomination papers as filed.

**27.2112 Petitions to be Checked by Clerk 27.0217 Verification of Nominating Petition Signatures; Time**

(a) The City Clerk Clerk shall be allowed a period of ten days twenty business days after the filing of a nominating petition petition has been accepted as filed to examine and verify the validity or invalidity of signatures, of the petitioners. He shall indicate on each petition the date on which it was filed.

(b) To determine the sufficiency or insufficiency of a nominating petition, the City Clerk shall only count valid signatures.

(c) If the circulator's affidavit of authenticity for any given petition page has not been signed by the circulator, the signatures on that petition page shall be invalid.

**27.2113 27.0218 Notice of Sufficiency of Nominating Petition**

If the City Clerk Clerk finds a nominating petition petition

to be sufficient and in proper form, he or she shall so certify and shall send a notice of sufficiency to the ~~candidate~~ candidate nominated.

**27.2114 27.0219 Notice of Insufficiency of Nominating Petition**

If the ~~City Clerk~~ Clerk finds a nominating ~~petition~~ petition to be in insufficient or improper form, he or she shall so certify and shall send a notice of insufficiency to the ~~candidate~~ candidate seeking nomination.

**27.2119-27.0220 Nominating Fee**

The ~~election~~ election nominating fee shall be two hundred dollars (\$200) for the office of City ~~Councilmember~~ Council member or member of the Board of Education and five hundred dollars (\$500) for ~~all other offices~~ the offices of Mayor and City Attorney. The nominating fee shall be paid when nomination papers are ~~issued~~ submitted for filing.

**27.2120 Petition In-Lieu-Of Nominating Fee 27.0221 Signatures Used to Offset Nominating Fee**

(a) Notwithstanding any other provision of this division, a ~~candidate~~ candidate may submit a ~~petition~~ containing the signatures of registered ~~voters~~ voters above the number required pursuant to Section 27.0210 to fully or partially offset ~~in-lieu of~~ the nominating fee.

~~(b) During the nomination periods set forth in SEC. 27.2110 and 27.2111, the City Clerk shall furnish to each candidate, upon request, petition forms for securing signatures.~~

(b) If signatures of registered voters above the number required pursuant to Section 27.0210 are to be used to reduce the nominating fee, the candidate shall give notice to the City Clerk at the time of submitting his or her nomination papers for filing pursuant to Section 27.0214.

(c) Signatures submitted for the purpose of reducing the nominating fee shall be executed by voters on the nominating petition, and are subject to the provisions of Section 27.0209 and Section 27.0210.

(d) No signature used to determine the sufficiency of the nominating petition may be used for the purpose of reducing the nominating fee.

(e) Each valid signature in excess of the number required pursuant to Section 27.0210 on an authorized petition in lieu of nomination fee form that is obtained and filed submitted for filing on the nominating petition within the prescribed nomination period for the purpose of reducing the nominating fee shall be valued at \$0.25 toward reduction of the nominating fee.

~~(d) A candidate who submits an in-lieu-of nominating fee~~

~~petition shall file all signatures at the same time. No supplemental petition shall be filed. Petitions in lieu of the nominating fee shall not be accepted for filing after the close of the nomination period.~~

~~(f) The candidate shall be reimbursed at the rate prescribed in Section 27.0221(e) up to the deposited amount of the nominating fee.~~

~~(e) A candidate who has decided to submit a petition in lieu of the nominating fee may insure that his or her name will appear on the ballot by depositing with the Clerk a sum equal to the nominating fee at the time of filing the petition. The candidate shall be reimbursed at the rate prescribed in subsection (e) up to the deposited amount of the nominating fee.~~

~~(f) A candidate who has paid the nominating fee at the time of taking out nomination papers may also obtain and submit an in lieu of nomination petition to offset, in part or in whole, the nominating fee by reimbursement at the rate prescribed in subsection (e).~~

~~27.2118~~ 27.0222 **Withdrawal of Nomination**

Not later than five calendar days after the expiration of the time for filing ~~nominating~~ submitting nomination papers ~~for filing~~, any person individual for whom ~~nominating~~ nomination papers have been filed may file a written withdrawal from nomination in



the Office of the City Clerk Clerk.

**27.2121 Petition In-Lieu-Of Signatures and Affidavit of Authenticity**

~~Signatures shall be executed by voters in their own handwriting. Voters must also print their names and indicate place of residence, including street and house number, or other designation from which the location can be readily ascertained.~~

~~The date of execution must also be indicated by voters.~~

~~The petition shall consist of sheets of white paper uniform in size with dimensions no smaller than 8 1/2 by 11 inches or greater than 8 1/2 by 14 inches. The petition may consist of any number of sections. Each section shall contain the following:~~

~~a. First, a sheet containing the statement and affidavit of the nominee.~~

~~b. Second, voter signature sheets which shall be arranged and lined to provide space for the voter's signature, printed name and place of residence and date. A space at least one inch wide shall be left blank, on the right hand side of the sheet, for the use of the clerk in verifying the petition. Signature sheets shall be substantially in the following form:~~

~~NAME: \_\_\_\_\_ RESIDENCE: \_\_\_\_\_ DATE: \_\_\_\_\_ CLERK'S USE ONLY \_\_\_\_\_~~  
~~SIGN \_\_\_\_\_ PRINT \_\_\_\_\_~~  
~~SIGN \_\_\_\_\_ PRINT \_\_\_\_\_~~

SIGN \_\_\_\_\_

PRINT \_\_\_\_\_

Any number of voter signature sheets may be incorporated in a petition section. The following note shall appear on each signature sheet: (Note: Petitions for Candidacy for Mayor and City Attorney may be signed at large throughout the City and must contain the signatures of at least 2000 qualified voters to fully offset the nominating fee. Petitions for Candidacy for members of the Council and Board of Education may be signed only by voters within the home district of the Candidate and must contain the signatures of at least 800 qualified voters to fully offset the nominating fee.

(c) The last sheet shall contain the affidavit of authenticity which shall be in the following form:

AFFIDAVIT OF AUTHENTICITY

STATE OF CALIFORNIA )

COUNTY OF SAN DIEGO) ss:

\_\_\_\_\_ under penalty of perjury says:

\_\_\_\_\_ (Printed name of circulator)

That I am a \_\_\_\_\_

\_\_\_\_\_ (Candidate for the foregoing office)

\_\_\_\_\_ (Registered voter of the City of San Diego)

\_\_\_\_\_ (Registered voter of the San Diego Unified School District)

~~and that all the signatures on each sheet were made in my presence and were observed by me,  
and that all of the sheets constituting this petition section were fastened together at the time such  
signatures were appended thereto; and that to the best of my knowledge and belief such  
signatures are the genuine signatures of the persons whose names they purport to be.~~

---

~~(Residential Address)~~

~~(Signature of Circulator)~~

~~The sheets comprising each petition section shall be fastened together securely and remain so  
during circulation for signatures and filing.~~

**~~27.2122 Required Number of Petitions~~**

~~Petitions in lieu of nominating fee for the office of  
Councilmember or member of the Board of Education shall be  
signed by at least eight hundred persons residing in the district and  
at the time of signing shall have been registered voters for a period  
of at least thirty (30) days in the district from which the candidate  
seeks nomination.~~

~~Petitions in lieu of nominating fee for other candidates  
shall be signed by at least two thousand persons.~~

**~~27.2123 Circulation of Petitions~~**

~~Except for candidates, no person shall circulate a petition  
unless he or she is a voter.~~

**~~27.2124 Petitions to Contain Address and Date~~**

~~Petitions must be signed by persons in their own handwriting and each person signing shall also print his or her name and designate his or her complete residence address and the date on which he or she signed.~~

**~~27.2125 Petitions to be Checked by Clerk~~**

~~The City Clerk shall be allowed a period to ten days after the filing of a petition in lieu of nominating fee to examine and verify the signatures of the petitioners. He or she shall indicate on each petition the date on which it was filed.~~

**~~27.2126 Notice of Sufficiency~~**

~~If the Clerk finds a petition to be sufficient and in proper form, he shall so certify and shall send a notice of sufficiency to the candidate nominated.~~

**~~27.2127 Notice of Insufficiency~~**

~~If the Clerk finds a petition to be insufficient or in improper form, he shall so certify and shall send a notice of insufficiency to the candidate seeking nomination.~~