

ORDINANCE NO. 8993 (NEW SERIES)

AN ORDINANCE AMENDING SECTIONS 23.102,
23.103, 23.106 AND 23.108 OF THE SAN DIEGO COUNTY
CODE OF REGULATORY ORDINANCES RELATING
TO LOBBYIST REGISTRATION

The Board of Supervisors of the County of San Diego do ordain as follows:

Section 1. Sections 23.102, 23.103, 23.106 and 23.108 of the San Diego County

Code of Regulatory Ordinances are hereby amended to read as follows:

Section 23.102. REGISTRATION.

(a) Except as provided in Section 23.103, any person who, on behalf of any corporation, firm, organization, or person other than himself attempts to influence any County decision by contacting, personally or by telephone any of the following County officers or employees shall prior to such contract, or within 5 calendar days thereafter, register as a County legislative advocate:

- (1) Members of the Board of Supervisors
- (2) Members of the Planning Commission
- (3) Members of Assessment Appeals Board
- (4) Members of Planning Environmental Review Board and
their alternates
- (5) Members of Civil Service Commission
- (6) Members of San Diego County Air Pollution Control District
Hearing Board
- (7) Confidential Investigators of the Board of Supervisors
- (8) Board representatives of the Board of Supervisors
- (9) County Assessor
- (10) Chief Deputy County Assessor
- (11) District Attorney
- (12) Assistant District Attorney
- (13) Sheriff
- (14) Undersheriff
- (15) County Treasurer
- (16) Chief Deputy County Treasurer
- (17) Director of Planning and Land Use
- (18) Members of the Board of Planning and Zoning Appeals
- (19) Director of General Services

- (20) Chief Administrative Officer
- (21) Assistant Chief Administrative Officer
- (22) Members of San Diego County Capital Asset Leasing Corporation (SANCAL) Board of Directors
- (23) Director of Purchasing and Contracting

(b) A person representing a firm of which he is a member shall be deemed to be representing a person other than himself.

(c) The registration requirement imposed by this section shall apply to all natural persons conducting the activities described in subdivision (a). A corporation, firm, or organization employing persons engaged in lobbying activities may not elect to register in its own name.

Sec. 23.103. EXEMPTIONS FROM REGISTRATION REQUIREMENT.

Registration shall not be required of the following persons:

(1) A person whose only contact with any County officer or employee described in Section 23.102 in attempting to influence a County decision consists of speaking at a public meeting or hearing before a board or commission or at a hearing before a County officer, or of sending a written communication to a County officer or employee, or both.

(2) An officer or employee of the United States or any state or political subdivision thereof, cities, counties, special districts, or any other governmental entity, representing his governmental employer in the course of his official duties.

(3) A member of the State Bar of California who is performing a service which lawfully can be performed only by an attorney licensed to practice law in California.

(4) Any representative of an employee organization while acting pursuant to the Meyers-Milias-Brown Act or pursuant to a procedure established by the County in accordance with said Act, contacting an officer or employee of the County other than a member of a board or commission, or contacting a member of a board or commission who has been designated by such board or commission as its representative to meet with such representative of an employee organization.

(5) Any person brought to a County officer or employee described in Section 23.102 by a person registered pursuant to this Chapter to provide technical or other information.

(6) Any person whose contacts with County officers or employees described in Section 23.102 is limited to routine sales discussions with the

Director of Purchasing and Contracting for the purpose of selling goods or services to the County.

Sec. 23.106. DISCLOSURE STATEMENTS.

(a) The term "quarter" means the annual calendar quarter of the year, namely, the time periods encompassed by January 1 – March 31, April 1 – June 30, July 1 – September 30, and October 1 – December 31, respectively.

(b) Any person registered or required to be registered pursuant to this Chapter and any person, corporation, firm, or organization represented by a person registered pursuant to this Chapter, who makes any expenditure of \$25 or more on any one occasion, or who expends in the aggregate a total of \$100 or more in any one quarter in providing food, drink, lodging, transportation, recreation, service, or any other thing of value, including any gift or political campaign contribution, to an individual County officer or employee described in Section 23.102, whether on his own behalf or on behalf of another, shall file, between the 1st and 15th day of each calendar quarter, a written statement disclosing such expenditures made during the preceding quarter. The statement shall be filed with the Clerk of the Board of Supervisors, shall set forth the amount expended and the name of the County officer or employee who received the service or thing of value and shall be signed under penalty of perjury. For purposes of determining the amount expended during one quarter, the amounts expended on any one County officer or employee by all representatives, officers, directors and employees of a corporation, firm, or organization shall be aggregated.

Sec. 23.108. EMPLOYMENT OF COUNTY EMPLOYEES. If any person registered or required to be registered under Section 23.102 hereof employs, or if any person, corporation, firm or organization directly employing or represented by a person, registered or required to be registered under Section 23.102 hereof employs, any person known to the employing person or entity to be an officer or full-time employee of the County, in any capacity whatsoever, the person, corporation, firm or organization employing the County Officer or employee shall file with the Clerk of the Board of Supervisors, within ten days after such employment, the name of the person to be paid thereunder, and the amount of pay or consideration to be paid thereunder, and the date first employed.

PASSED, APPROVED AND ADOPTED this 12th day of January, 1999.