

[Authorizing members of the Board of Supervisors and other boards and commissions to participate in meetings by teleconferencing when physically unable to attend due to pregnancy or childbirth.]

## CHARTER AMENDMENT

### PROPOSITION \_\_\_\_\_

Describing and setting forth a proposal to the qualified voters of the City and County of San Francisco to amend the Charter of the City and County of San Francisco by amending Sections 2.103 and 4.104 to allow members of the Board of Supervisors and other boards and commissions to participate in meetings by teleconferencing or other electronic means when physically unable to attend due to pregnancy or childbirth.

The Board of Supervisors hereby submits to the qualified voters of the City and County, at an election to be held on November 7, 2006, a proposal to amend the Charter of the City and County by amending Sections 2.103 and 4.104 to read as follows:

Note: Additions are *single-underline italics Times New Roman*.  
Deletions are *~~strikethrough italics Times New Roman~~*.

#### **SEC. 2.103. MEETINGS.**

The Board of Supervisors shall meet at the legislative chambers in City Hall at 12:00 noon on the eighth day in January in each odd-numbered year. Thereafter, regular meetings shall be held on such dates and at such times as shall be fixed by resolution.

The meetings of the Board shall be held in City Hall, provided that, in case of emergency, the Board, by resolution, may designate some other appropriate place as its temporary meeting place.

Notice of any special meeting shall be published at least 24 hours in advance of such special meeting.

The Board of Supervisors, by motion, may schedule special meetings of the Board in locations in San Francisco other than City Hall. Notice of special meetings being convened outside of City Hall shall be published and posted in City Hall at least 15 days in advance of such special meetings. Motions to schedule special meetings of the Board in locations in San Francisco other than City Hall shall first be introduced and referred to a committee of the Board for hearing and consideration.

The Board of Supervisors, by motion, may authorize a committee of the Board of Supervisors to schedule a special meeting of the committee of the Board in a location in San Francisco other than City Hall. Notice of special committee meetings being convened outside of City Hall shall be published and posted in City Hall at least 15 days in advance of such special meetings.

Members of the Board of Supervisors may participate in meetings by teleconferencing or other electronic means as authorized by Government Code Section 54953(b) or any successor legislation when they are physically unable to attend in person, as certified by a health care provider, due to the member's pregnancy, childbirth, or related condition.

#### **SEC. 4.104. BOARDS AND COMMISSIONS-RULES AND REGULATIONS.**

Unless otherwise provided in this Charter, each appointive board, commission or other unit of government of the executive branch of the City and County shall:

1. Adopt rules and regulations consistent with this Charter and ordinances of the City and County. No rule or regulation shall be adopted, amended or repealed, without a public

hearing. At least ten days' public notice shall be given for such public hearing. All such rules and regulations shall be filed with the Clerk of the Board of Supervisors.

2. Hold meetings open to the public and encourage the participation of interested persons. Except for the actions taken at closed sessions, any action taken at other than a public meeting shall be void. Closed sessions may be held in accordance with applicable state statutes and ordinances of the Board of Supervisors.

3. Keep a record of the proceedings of each regular or special meeting. Such record shall indicate how each member voted on each question. These records, except as may be limited by state law or ordinance, shall be available for public inspection.

The presence of a majority of the members of an appointive board, commission or other unit of government shall constitute a quorum for the transaction of business by such body; provided, however that members may participate in meetings by teleconferencing or other electronic means as authorized by Government Code Section 54953(b) or any successor legislation when they are physically unable to attend in person, as certified by a health care provider, due to the member's pregnancy, childbirth, or related condition. Unless otherwise required by this Charter, the affirmative vote of a majority of the members shall be required for the approval of any matter, except that the rules and regulations of the body may provide that, with respect to matters of procedure the body may act by the affirmative vote of a majority of the members present, so long as the members present constitute a quorum. All appointive boards, commissions or other units of government shall act by a majority, two-thirds, three-fourths or other vote of all members. Each member present at a regular or special meeting shall vote "yes" or "no" when a question is put, unless excused from voting by a motion adopted by a majority of the members present.

APPROVED AS TO FORM:  
DENNIS J. HERRERA, City Attorney

By: \_\_\_\_\_  
THOMAS J. OWEN  
Deputy City Attorney