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Subject Widespread failure to file Form SFEC-126?

Hi everyone,

In fall of 2006, an amendment to CFRO Section 1.126 created a new filing obligation for City Elective Officers, requiring them to file SFEC-126 with the Ethics Commission when approving contracts over a certain size. Since then, only 3 city elective officers have filed the form with our office: City Attorney, District Attorney, Sheriff. I think it is highly likely that, since fall of 2006, other individual City Elective Officers or their boards (supervisors, CCB, Education) have approved contracts triggering 126. Consequently, these Officers appear to have past-due filing obligations [exception: if the clerk or secretary of a board files the Form SFEC-126 regarding the contract, this obviates the need for the Officers of that board to file].

Though the SFEC-126 filing requirement is mentioned in the Candidate's Guide, I recommend that formal written notices be sent to all City Elective Officers (and their clerk/secretary, for those sitting on a board) to remind them of the SFEC-126 requirement and that they must file SFEC-126 for any contacts approved since 10/14/2006. If any known contracts make filing delinquencies likely, I believe we should note such circumstances in the notice to the applicable Officer(s).

Oliver