

You have altered the Ethics Commission section to read:

SEC. 49.5.5

Misuse of City Position or Resources

B. City officials and agency employees shall not engage in political activity in the following scenarios.

2. In any manner that implies the City official or agency employee is speaking on behalf of the City or communicating a City position.

This may includes but is not limited to engaging in political activity in the following scenarios:

- a. While wearing a uniform or official City insignia; or
- b. Using a City title or position

The use of the word “may” changes the intent of the provision. The word should be “shall.”

You have altered the Ethics Commission section to read:

SEC. 49.5.8

Gifts

C. Restricted Sources.

4. This subsection does not apply to the following:

c. Items received by a City official from an organization of which the City, the City official, acting in an official City capacity, or the City official's agency belongs.

e. Payments for travel and meals that are made by an organization that is exempt from taxation under section 501(c)(3) of the Internal Revenue Code or by a governmental entity or educational institution and are exempt from the gift limits in the Political Reform Act

City official's agency may belong to groups that have influence. “Belongs” could include memberships which may have influence. This needs clarification to match the restrictions.

Education institutions may be tax-exempt or for-profit. This is an improper use to exempt an educational institution.

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