

## Legislation Text

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**File #:** 130715-A, **Version:** 2

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Proposing an amendment to the “resign to run” provision of the Philadelphia Home Rule Charter so that City elected officials may become candidates for nomination or election to public office without first resigning from their City office, under certain terms and conditions, and providing for the submission of the amendment to the electors of Philadelphia.

WHEREAS, Under Section 6 of the First Class City Home Rule Act (53 P.S. §13106), an amendment to the Philadelphia Home Rule Charter may be proposed by a resolution of the Council of the City of Philadelphia adopted with the concurrence of two-thirds of its elected members; now, therefore,

*RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA,*

That the following amendment to the Philadelphia Home Rule Charter is hereby proposed and shall be submitted to the electors of the City on an election date designated by ordinance:

### ARTICLE III

#### EXECUTIVE AND ADMINISTRATIVE BRANCH - ORGANIZATION

\* \* \*

#### CHAPTER 4

#### TERMS OF OFFICE

##### §3-400. Mayor

The Mayor shall serve for a term of four years beginning on the first Monday of January following his election. He shall not be eligible for election for more than two successive terms; ~~and he shall not during his term of office be a candidate for any other elective office whatsoever. Should he announce his candidacy for any other office, he shall be automatically disqualified to continue to serve as Mayor, and the office shall be deemed vacant.~~

\* \* \*

### ARTICLE X

#### PROHIBITED ACTIVITIES OF COUNCILMEN, CITY OFFICERS, EMPLOYEES AND OTHERS, AND PENALTIES

\* \* \*

§10-107. Political Activities.

(5) No officer or employee of the City, except *an* elected ~~officers official running for reelection~~, shall be a candidate for nomination or election to any public office unless he shall have first resigned from his then office or employment. *No such elected official shall be on a ballot for election to more than one office at any time.*

\* \* \*

APPENDIX

\* \* \*

CHAPTER A-2

§A-200. Schedule.

\* \* \*

*(10) The amendment to section 3-400 and subsection 10-107(5), relating to elected officers running for public office, shall take effect January 1, 2016.*

\* \* \*

Note:

~~Strikethrough~~ indicates matter deleted by this amendment.

*Italics* indicates matter added by this amendment.