

ORDINANCE NO. 10138 (NEW SERIES)

AN ORDINANCE AMENDING THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO CAMPAIGN FINANCING REQUIREMENTS

The Board of Supervisors of the County of San Diego ordains as follows:

Section 1. Sections 32.923 and 32.924 of the County Code of Regulatory Ordinances are hereby amended to read as follows:

SEC. 32.923. CAMPAIGN CONTRIBUTIONS -- LIMITATIONS.

- (a) 1. No person other than a candidate shall make, and no campaign treasurer shall solicit or accept, any contribution which will cause the total amount contributed by such person with respect to a single election in support of or opposition to such candidate, including contributions to any controlled committees supporting or opposing such candidate, to exceed five hundred dollars (\$500).
2. No political party shall make, and no campaign treasurer shall solicit or accept, any contribution which will cause the total amount contributed by such political party with respect to a single election in support of or opposition to such candidate, including contributions to any controlled committees, to exceed one thousand dollars (\$1,000).
3. The term "controlled committee" shall have the same meaning as provided in Section 23.101(c).

(b) The terms of this section are applicable to any contributions made to a candidate or controlled committee hereunder, whether used by such candidate or controlled committee to finance a current campaign, to pay deficits incurred in prior campaigns, or otherwise.

(c) If any person is found guilty of violating the terms of this section, the amount of funds received constituting such violation shall be paid by the candidate or controlled committee treasurer who received such funds to the County Treasurer for deposit in the General Fund of the County.

(d) The dollar limitation set forth in subdivision (a) of this section may be adjusted by an Ordinance adopted by the Board of Supervisors to reflect changes in the Consumer Price Index, rounded to the nearest fifty dollars (\$50), on or after January 2 of the year 2003 and on or after January 2 of every odd-numbered year thereafter.

SEC. 32.924. ORGANIZATIONAL CONTRIBUTIONS.

(a) No person, other than an individual, a professional corporation that includes only one individual or a political party, shall make a contribution to any candidate or controlled committee; provided, however, that this section shall not apply to contributions made to a committee which is organized solely for the purpose of supporting or opposing the qualification for the ballot or adoption of one or more County measures. If the contribution is made by a professional corporation that includes only one individual, that individual shall not make any

contribution in that person's individual capacity which, if combined with the contributions made as a professional corporation, would exceed the individual contribution limit as set forth in section 32.923.

(b) No officer, employee, agent or attorney or other representative of a person covered by this division shall aid, abet, advise or participate in a violation of this section.

(c) No person shall knowingly accept a payment or contribution made in violation of this section.

(d) If a campaign treasurer is offered a contribution which would be in excess of the limitation, the treasurer must refuse the contribution. If, however, a contribution which is in violation of this section is deposited into the campaign trust account, he shall report in writing within five (5) days of the receipt of the contribution to the Enforcement Authority the facts surrounding such payment or contribution.

PASSED, APPROVED AND ADOPTED by the Board of Supervisors of the County of San Diego this 5th day of April, 2011.