

ORDINANCE NO. 95-028

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF APR 25 1995

AN ORDINANCE AMENDING SECTIONS 62.04.220 AND 62.04.221(e) OF TITLE 62 OF THE SACRAMENTO CITY CODE, RELATING TO COST-OF-LIVING ADJUSTMENTS TO CAMPAIGN CONTRIBUTION LIMITATIONS

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1.

Section 62.04.220 of Title 62 of the Sacramento City Code is hereby amended to read as follows:

62.04.220 Contribution limitations.

Contributions to candidates for the office of city council member and for the office of the mayor shall be subject to the following limitations:

(a) Individual contribution limits.

- (1) Council members:** No person shall make, and no candidate for the office of city council member, or a controlled committee of said candidate, or person acting by or on behalf of said candidate or said candidate's controlled committee, shall accept any contribution which would cause the total amount contributed by that person to the candidate, or to the candidate's controlled committee, to exceed five hundred fifty dollars (\$550.00) for each of the following elections for the office of city council member: a primary election, a general election, or a special election. Nothing in this section is intended to limit the amount a candidate may contribute to his or her campaign for city council from his or her personal funds.

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- (2) **Mayor:** No person shall make, and no candidate for the office of mayor, or a controlled committee of said candidate, or person acting by or on behalf of said candidate or said candidate's controlled committee, shall accept any contribution which would cause the total amount contributed by that person to the candidate, or to the candidate's controlled committee, to exceed eight hundred dollars (\$800.00) for each of the following elections for the office of mayor: a primary election, a general election, or a special election. Nothing in this section is intended to limit the amount a candidate may contribute to his or her campaign for mayor from his or her personal funds.
- (3) **Off-election-year contributions to officeholders:** Contributions to an incumbent mayor or an incumbent city council member during off-election years shall be considered contributions for the election in which the incumbent acquired his or her office, unless the contributions are accepted and deposited into a new campaign contribution account for a future election to the same or different office.
- (4) **Timing of contributions:** For purposes of this section, a contribution made and accepted on or before June 30th to a candidate for a city elective office in a regular election shall be deemed to be contributions for the primary election, and contributions made and accepted on or after July 1st to a candidate for a city elective office in a regular election shall be deemed to be contributions for the general election.
- (5) **Written solicitations by candidates:** Any candidate making a written solicitation for a contribution for his or her campaign for city elective office shall include the following written notice in no less than ten-point type on each such solicitation:

NOTICE

Sections 62.02.200 to 62.05.232 of the Sacramento City Code limit the amounts that a contributor may give to a candidate for city elective office for a primary, general or special election. Generally, a contributor may not give more than a total of \$550.00 to a candidate for city council for a primary, general or special election; and a contributor may not give more than a total of \$800.00 to a candidate for mayor for a primary, general or special election. The regulations contain certain other rules that may affect the amounts

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that an individual contributor may give. Please read these regulations before making a contribution to my campaign.

(b) **Cumulative off-election-year contribution limitations.**

- (1) **City council members:** No incumbent or candidate for the office of city council member, or a controlled committee of said incumbent or candidate, shall accept contributions totaling more than Ten thousand five hundred fifty dollars (\$10,550.00) in any single off-election year. The intent of this section is to impose an absolute limit of ten thousand five hundred fifty dollars (\$10,550.00) on the total amount of contributions from all sources received by any incumbent or candidate in any single off-election year, even if no single contribution exceeds the limits set forth in Section 62.04.220(a). It is the further intent that contributions made during the off-election years shall be attributed to a particular election, and shall be included in the amount attributed to a particular contributor for purposes of the contribution limits established by Section 62.04.220 above.
- (2) **Mayor:** No incumbent or candidate for the office of mayor or a controlled committee of said incumbent or candidate shall accept contributions totaling more than twenty-one thousand one hundred dollars (\$21,100.00) in any single off-election year. The intent of this section is to impose an absolute limit of twenty-one thousand one hundred dollars (\$21,100.00) on the total amount of contributions from all sources received by any incumbent or candidate in any single off-election year, even if no single contribution exceeds the limits set forth in Section 62.04.220(a). It is the further intent that contributions made during the off-election years shall be attributed to a particular election, and shall be included in the amount attributed to a particular contributor for purposes of the contribution limits established by Section 62.04.220 above.
- (3) **Exception: Campaign indebtedness:** The aggregate contribution limitations for off-election years shall not apply to candidates or incumbents whose campaigns for city elective office are in debt following the election(s). The candidate or incumbent who is in debt following an election may only collect funds in excess of the cumulative limits set forth above in the amounts necessary to eliminate the debt incurred by the candidate, and shall thereafter be subject to the aggregate off-election-year limits. Nothing in this exception is intended to allow a contributor to give, or a candidate or incumbent, or controlled committee of said candidate or

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incumbent, to accept, contributions in amounts exceeding the individual contribution limits set forth in Section 62.04.220. For purposes of the contribution limits set forth in Section 62.04.220, the contributions to the candidate shall be considered to be contributions for the last election in which the candidate was on the ballot for the city elective office in which the debt was incurred.

SECTION 2

Section 62.04.221(e) of Title 62 of the Sacramento City Code is hereby amended to read as follows:

- (e) No person (other than the officer or candidate) shall make, and no legal expense fund committee for an elective city officer or candidate for elective city office, shall solicit or accept contributions from any person to a legal defense fund totaling more than eight hundred dollars (\$800.00).

DATE PASSED FOR PUBLICATION: APR 18 1995
DATE ENACTED: APR 25 1995
DATE EFFECTIVE: MAY 25 1995


MAYOR

ATTEST:


Valerie A. Burrows
CITY CLERK

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