

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



ITEM: 3.1
(ID # 13963)

MEETING DATE:
Tuesday, November 17, 2020

FROM: SUPERVISOR KEVIN JEFFRIES AND SUPERVISOR CHUCK WASHINGTON:

SUBJECT: SUPERVISOR KEVIN JEFFRIES AND SUPERVISOR CHUCK WASHINGTON:
Adoption of Ordinance No. 963 Regarding Campaign Contribution Limits For
County Elective Offices and Adoption of Ordinance No. 913.3 Amending
Ordinance No. 913 Requiring Electronic Campaign Finance Disclosure

RECOMMENDED MOTION: That the Board of Supervisors:

1. Adopt Ordinance No. 963, an Ordinance of the County of Riverside Regarding Campaign Contribution Limits for County Elective Offices.
2. Adopt Ordinance No. 913.3, an Ordinance of the County of Riverside Amending Ordinance No. 913 Requiring Electronic Campaign Finance Disclosure

ACTION: Policy

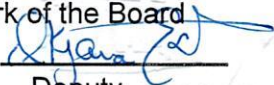

Supervisor Kevin Jeffries, Supervisor 1st. District 11/12/2020


Supervisor Chuck Washington, Supervisor 3rd District 11/12/2020

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Spiegel, seconded by Supervisor Washington and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended, and that the ordinances is adopted as recommended with waiver of the reading.

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt
Nays: None
Absent: None
Date: November 17, 2020
xc: Supvr. Jeffries, Supvr. Washington

Kecia R. Harper
Clerk of the Board
By: 
Deputy

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

BACKGROUND:

On November 10, 2020, the Board of Supervisors introduced Ordinance Nos. 963 and 913.3 to set campaign contribution limits for the following County elective offices: the Board of Supervisors, Assessor-County Clerk-Recorder, Auditor-Controller, District Attorney, Sheriff-Coroner and Public Administrator, and Treasurer-Tax Collector in response to Assembly Bill No. 571 (agenda item 3.1).

Today's action on this agenda item adopting Ordinances Nos. 963 and 913.3 will finalize the Board's approval of campaign contribution limits and possible exemption thereto, as well as make cross references to each ordinance in the other.

Once the ordinances are adopted, they will be effective January 1, 2021.

IMPACT TO RESIDENTS AND BUSINESSES:

Campaign contribution limits that also provide an exemption for candidates facing deep pockets opponents will help put elections on a more even footing, while providing transparency into who is contributing to campaigns, as well as those operating independent campaigns.

MINUTES OF THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



3.1

(MT 13823)

On motion of Supervisor Perez, seconded by Supervisor Jeffries and duly carried by unanimous vote, IT WAS ORDERED that the recommendation from County Counsel regarding the Introduction of Ordinance No. 963 Regarding Campaign Contribution Limits For County Elective Offices and Introduction of Ordinance No. 913.3 Amending Ordinance No. 913 Requiring Electronic Campaign Finance Disclosure, is continued to Tuesday, November 10, 2020 at 9:30 a.m. or as soon as possible thereafter.

Roll Call:

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt
Nays: None
Absent: None

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on November 3, 2020 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors
Dated: November 3, 2020
Kecia R. Harper, Clerk of the Board of Supervisors, in
and for the County of Riverside, State of California.

By: *Priscilla Kasso* Deputy

AGENDA NO.
3.1

xc: COB

1 ORDINANCE NO. 963

2
3 AN ORDINANCE OF THE COUNTY OF RIVERSIDE REGARDING
4 CAMPAIGN CONTRIBUTION LIMITS FOR ELECTIVE COUNTY OFFICES
5

6 The Board of Supervisors of the County of Riverside ordains as follows:

7 Section 1. FINDINGS AND PURPOSE. The Board of Supervisors finds that
8 Assembly Bill No. 571 was approved by the Governor on October 8, 2019. Absent a local resolution or
9 ordinance, Assembly Bill No. 571 amends the Political Reform Act so as to impose identical campaign
10 contribution limits for candidates to county or city offices as those limits imposed on certain elective state
11 office candidates effective January 1, 2021. Like the vast majority of cities and counties throughout the
12 state, the County of Riverside did not have campaign contribution limits prior to the passage of Assembly
13 Bill No. 571 or this ordinance. The Board of Supervisors finds it necessary to adopt campaign limits for
14 County Elective Offices so as to provide greater transparency for County Elective Offices and to allow
15 everyone the right to participate and support the candidates of their choice without any one person or
16 entity having undue influence in a county election. The purpose of this ordinance is to reduce the
17 influence of large contributions, or the appearance of influence of large contributions, to ensure that
18 individuals and interest groups continue to have a fair and equal opportunity to participate in electing
19 candidates for County Elective Office, and to maintain public trust and confidence in governmental
20 institutions and the electoral process. It is the intent of the Board of Supervisors that this ordinance
21 limiting campaign contributions comply with the free speech clauses of the United States and California
22 Constitutions and the decisional law by the federal and state courts.

23 Section 2. AUTHORITY. This ordinance is adopted pursuant to the provisions of
24 Government Code sections 85301, 85305, 85306, 85307, 85315, 85316, 85317, 85318, and 85702.5, as
25 amended.

26 Section 3. DEFINITIONS. As used in this ordinance, the following terms shall have
27 the following meanings:
28

- 1 a. Candidate. As defined in the Political Reform Act provided that that the
2 term shall be limited to candidates for County Elective Office for the purpose of
3 this ordinance.
- 4 b. Committee. Any person or combination of persons who, directly or
5 indirectly, does any of the following: (1) receives contributions totaling one
6 thousand dollars (\$1,000) or more in any calendar year; or (2) makes
7 independent expenditures totaling one thousand dollars (\$1,000) or more in any
8 calendar year; or a person or combination of persons that becomes a committee
9 shall retain its status as a committee until such time as that status is terminated
10 pursuant to Government Code section 84214. A committee includes but is not
11 limited to "controlled committee" and "independent committee".
- 12 c. Contribution. As defined in Government Code Section 82015 of the
13 Political Reform Act, as amended.
- 14 d. Controlled Committee. Any committee which is controlled directly or
15 indirectly by a candidate or which acts jointly with a candidate or controlled
16 committee in connection with the making of expenditures. A candidate controls
17 a committee if he or she, his or her agent, or any other committee such
18 candidate controls has a significant influence on the actions or decisions of the
19 committee.
- 20 e. County Elective Office. The offices of Assessor-County Clerk-Recorder,
21 Auditor-Controller, Board Supervisor, District Attorney, Sheriff-Coroner and
22 Public Administrator, and Treasurer-Tax Collector.
- 23 f. Election. Unless otherwise specified in this ordinance, any primary,
24 general, special or recall election held in this state. The primary, general,
25 special or recall elections are all separate elections for the purpose of this
26 ordinance.
- 27 g. Independent Committee. All committees other than controlled committees.
28

- 1 h. Independent Expenditure. An expenditure made by any person including a
2 payment of public moneys by a state or local governmental agency, in
3 connection with a communication which expressly advocates the election or
4 defeat of a clearly identified candidate or the qualification, passage or defeat of
5 a clearly identified measure, or taken as a whole and in context, unambiguously
6 urges a particular result in an election but which is not made to or at the behest
7 of the affected candidate or committee.
- 8 i. Person. An individual, proprietorship, firm, partnership, joint venture,
9 syndicate, business trust, company, corporation, limited liability company,
10 association, committee, and any other organization or group of persons acting
11 in concert.
- 12 j. Political Reform Act. The California Political Reform Act of 1974
13 (Government Code Sections 81000 et seq., as amended).

14 Section 4. CAMPAIGN CONTRIBUTION LIMITS.

- 15 a. No person shall make to a candidate for County Elective Office, or to a
16 controlled committee of that candidate, a campaign contribution totaling more
17 than twenty thousand dollars (\$20,000) per election.
- 18 b. No candidate for County Elective Office, nor a controlled committee of that
19 candidate, shall accept from a person a campaign contribution totaling more
20 than twenty thousand dollars (\$20,000) per election.
- 21 c. The limitations of this section do not apply to a candidate's contributions of
22 the candidate's personal funds to the candidate's own campaign.
- 23 d. The limitations of this section do not apply to independent expenditures.
- 24 e. In the event that a candidate for County Elective Office contributes more
25 than twenty thousand dollars (\$20,000) of the candidate's personal funds to the
26 candidate's own campaign or is the beneficiary of an independent expenditure
27 of more than \$20,000, all other candidates running in the election for that same
28

1 County Elective Office are exempted from the campaign contribution limits for
2 that election as well.

3 Section 5. CONTRIBUTION LIMITS TO OTHER CANDIDATES. A candidate for
4 County Elective Office or a controlled committee of that candidate shall not make a campaign
5 contribution to any other candidate for County Elective Office in excess of the limits set forth in Section
6 4. of this ordinance.

7 Section 6. TRANSFERS OF CAMPAIGN FUNDS. A candidate for County Elective
8 Office may transfer campaign funds from one controlled committee to another controlled committee for
9 County Elective Office of the same candidate. Contributions transferred shall be attributed to specific
10 contributors using a "last in, first out" or "first in, first out" accounting method, and these attributed
11 contributions when aggregated with all other contributions from the same person shall not exceed the
12 limits set forth in Section 4. of this ordinance.

13 Section 7. LOANS. A candidate for County Elective Office shall not personally loan
14 to the candidate's campaign, including the proceeds of a loan obtained by the candidate from a
15 commercial lending institution, an amount, the outstanding balance of which exceeds one hundred
16 thousand dollars (\$100,000). A candidate for County Elective Office shall not charge interest on any loan
17 the candidate made to the candidate's campaign.

18 Section 8. RECALL CAMPAIGNS. An elected officer of a County Elective Office
19 may establish a committee to oppose the qualification of a recall measure, and the recall election. This
20 committee may be established when the elected officer receives a notice of intent to recall pursuant to
21 Elections Code section 11021. An elected officer of a County Elective Office may accept campaign
22 contributions to oppose the qualification of a recall measure, and if qualification is successful, the recall
23 election, without regard to the campaign contribution limits set forth in this ordinance. After the failure of
24 a recall petition or after the recall election, the committee formed by the elected officer of a County
25 Elective Office shall wind down its activities and dissolve. Any remaining funds shall be treated as
26 surplus funds and shall be expended within thirty (30) days after the failure of the recall petition or after
27 the recall election for a purpose specified in Government Code section 89519, subdivision (b).

1 Section 9. CONTRIBUTIONS AFTER ELECTION. A contribution for an election
2 may be accepted by a candidate for County Elective Office after the date of the election only to the extent
3 that the contribution does not exceed net debts outstanding from the election, and the contribution does
4 not otherwise exceed the applicable contribution limits for that election as set forth in section 4. of this
5 ordinance.

6 Section 10. CARRY OVER CONTRIBUTIONS. Notwithstanding section 6. of this
7 ordinance, a candidate for County Elective Office may carry over contributions raised in connection with
8 one election for County Elective Office to pay campaign expenditures incurred in connection with a
9 subsequent election for the same County Elective Office.

10 Section 11. CONTRIBUTIONS BEFORE ELECTION. A candidate for County
11 Elective Office may raise contributions for a general election before the primary election, and for a
12 special general election before a special primary election, for the same County Elective Office if the
13 candidate sets aside these contributions for the general election or special general election. If the
14 candidate for County Elective Office is defeated in the primary election or special primary election, or
15 otherwise withdraws from the general election or special general election, the general election or special
16 general election funds shall be refunded to the contributors on a pro rata basis less any expenses
17 associated with the raising and administration of general election or special election contributions.
18 Notwithstanding Government Code section 85201, candidates for County Elective Office may establish
19 separate campaign contribution accounts for the primary and general elections or special primary and
20 special general elections.

21 Section 12. VIOLATIONS AND PENALTIES.

- 22 a. Except for elections in which Section 4. subdivision e. has been triggered to
23 exempt campaign contribution limits for a particular County Elective Office,
24 any person who knowingly and willfully makes or causes to make a campaign
25 contribution to a candidate for a County Elective Office, or to a controlled
26 committee of that candidate, in excess of twenty thousand dollars (\$20,000)
27 shall be guilty of a misdemeanor punishable by a fine of up to one thousand
28 dollars (\$1,000) or imprisonment for up to six months, or both.

1 b. Except for elections in which Section 4. subdivision e. has been triggered to
2 exempt campaign contribution limits for a particular County Elective Office,
3 any candidate for County Elective Office, or any controlled committee of that
4 candidate, who knowingly and willfully obtains or receives a campaign
5 contribution in excess of twenty thousand dollars (\$20,000) and fails to return
6 the excess amount of the contribution over the twenty thousand dollars
7 (\$20,000) to the contributor within a reasonable period of time shall be guilty of
8 a misdemeanor punishable by a fine of up to one thousand dollars (\$1,000) or
9 imprisonment for up to six months, or both.

10 c. Knowingly and willfully violating any provision of this ordinance shall be
11 deemed a misdemeanor punishable by a fine or up to one thousand dollars
12 (\$1,000) or imprisonment for up to six months, or both.

13 Section 13. ENFORCEMENT. The District Attorney shall enforce the provisions of
14 this ordinance. In the event there is a complaint alleging a violation of this ordinance by the District
15 Attorney, the District Attorney shall declare a conflict and request that another District Attorney's office
16 or the State Attorney General conduct the investigation and enforcement.

17 Section 14. ELECTRONIC CAMPAIGN FINANCE DISCLOSURE. Nothing in this
18 ordinance alters the requirements for electronic filing of campaign statements and the required online
19 reporting of contributions and independent expenditures in Ordinance No. 913 which shall continue to be
20 complied with by all candidates for County Elective Office.

21 Section 15. SEVERABILITY. If any provision, clause, sentence or paragraph of this
22 ordinance or the application thereof to any person or circumstance shall be held invalid, such invalidity
23 shall not affect the other provisions of this ordinance which can be given effect without the invalid
24 provision or application, and to this end, the provisions of this ordinance are hereby declared to be
25 severable.

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28 ///

1 Section 16. EFFECTIVE DATE. This ordinance shall take effect January 1, 2021.

2
3 BOARD OF SUPERVISORS OF THE COUNTY
4 OF RIVERSIDE, STATE OF CALIFORNIA

5 By: 
6 Chairman

6 ATTEST:

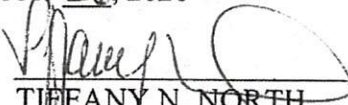
7 CLERK OF THE BOARD:

8
9 By: 
10 Deputy

11 (SEAL)

12 APPROVED AS TO FORM

13 October 26, 2020

14 By: 
15 TIFFANY N. NORTH
16 Assistant County Counsel

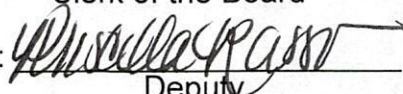
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STATE OF CALIFORNIA)
)
COUNTY OF RIVERSIDE) ss

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said county held on November 17, 2020, the foregoing ordinance consisting of 16 Sections was adopted by the following vote:

AYES: Jeffries, Spiegel, Washington, Perez and Hewitt
NAYS: None
ABSENT: None

DATE: November 17, 2020

KECIA R. HARPER
Clerk of the Board
BY: 
Deputy

SEAL

1 ORDINANCE NO. 913.3

2
3 AN ORDINANCE OF THE COUNTY OF RIVERSIDE AMENDING ORDINANCE NO. 913
4 REQUIRING ELECTRONIC CAMPAIGN FINANCE DISCLOSURE
5

6 The Board of Supervisors of the County of Riverside ordains as follows:

7 Section 1. A new Section 10. is added to Ordinance No. 913 to read as follows:

8 "Section 10. CAMPAIGN CONTRIBUTION LIMITS FOR ELECTIVE
9 COUNTY OFFICES. Nothing in this ordinance alters the campaign contribution
10 limits in Ordinance No. 963 which shall continue to be complied with by all
11 candidates for County Elective Office."

12 Section 2. Existing Sections 10. and 11. Of Ordinance No. 913 are renumbered as
13 Sections 11. and 12. respectively.

14 Section 3. EFFECTIVE DATE. This ordinance shall take effect January 1. 2021.

15 BOARD OF SUPERVISORS OF THE COUNTY
16 OF RIVERSIDE, STATE OF CALIFORNIA

17 By: 

Chairman

18 ATTEST:

19 CLERK OF THE BOARD:

20
21 By: 

Deputy

22
23 (SEAL)

24 APPROVED AS TO FORM

25 October 26, 2020

26 By: 

TIFFANY N. NORTH

27 Assistant County Counsel
28

NOV 17 2020 3.1

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STATE OF CALIFORNIA)
)
COUNTY OF RIVERSIDE) ss

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said county held on November 17, 2020, the foregoing ordinance consisting of 3 Sections was adopted by the following vote:

AYES: Jeffries, Spiegel, Washington, Perez and Hewitt
NAYS: None
ABSENT: None

DATE: November 17, 2020

KECIA R. HARPER
Clerk of the Board

BY: 
Deputy

SEAL

THE PRESS-ENTERPRISE

1825 Chicago Ave, Suite 100
Riverside, CA 92507
951-684-1200
951-368-9018 FAX

PROOF OF PUBLICATION (2010, 2015.5 C.C.P)

Publication(s): The Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: Notice of Adoption - Ordinance No. 913.3 /

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper in general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673, under date of August 25, 1995, Case Number 267864, and under date of September 16, 2013, Case Number RIC 1309013; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

11/28/2020

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: November 28, 2020
At: Riverside, California



Legal Advertising Representative, The Press-Enterprise

BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE
PO BOX 1147
RIVERSIDE, CA 92502

Ad Number: 0011426549-01

P.O. Number:

Ad Copy:

BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA

ORDINANCE NO. 913.3 AN ORDINANCE OF THE COUNTY OF RIVERSIDE AMENDING ORDINANCE NO. 913 REQUIRING ELECTRONIC CAMPAIGN FINANCE DISCLOSURE

The Board of Supervisors of the County of Riverside ordains as follows:

Section 1. A new Section 10. is added to Ordinance No. 913 to read as follows:

Section 10. CAMPAIGN CONTRIBUTION LIMITS FOR ELECTIVE COUNTY OFFICES. Nothing in this ordinance alters the campaign contribution limits in Ordinance No. 963 which shall continue to be complied with by all candidates for County Elective Office."

Section 2. Existing Sections 10. and 11. Of Ordinance No. 913 are renumbered as Sections 11. and 12. respectively.

Section 3. EFFECTIVE DATE. This ordinance shall take effect January 1, 2021.

V. Manuel Perez, Chairman of the Board

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on **November 17, 2020**, the foregoing Ordinance consisting of three (3) sections was adopted by said Board by the following vote:

AYES: Jeffries, Spiegel, Washington, Perez and Hewitt
NAYS: None
ABSENT: None

Kecia R. Harper, Clerk of the Board
By: Hannah Lumanauw, Board Assistant

Press-Enterprise: 11/28

*Supervisor Kenn Jeffries
& Supervisor Chuck Washington
Item 3.1 of 11/17/20*

THE PRESS-ENTERPRISE

1825 Chicago Ave, Suite 100
Riverside, CA 92507
951-684-1200
951-368-9018 FAX

**PROOF OF PUBLICATION
(2010, 2015.5 C.C.P)**

Publication(s): The Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: Notice of Adoption - Ordinance No. 913.3 /

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper in general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673, under date of August 25, 1995, Case Number 267864, and under date of September 16, 2013, Case Number RIC 1309013; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

11/28/2020

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: November 28, 2020
At: Riverside, California



Legal Advertising Representative, The Press-Enterprise

BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE
PO BOX 1147
RIVERSIDE, CA 92502

Ad Number: 0011426549-01

P.O. Number:

Ad Copy:

BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA

**ORDINANCE NO. 913.3
AN ORDINANCE OF THE COUNTY OF RIVERSIDE AMENDING
ORDINANCE NO. 913 REQUIRING ELECTRONIC CAMPAIGN
FINANCE DISCLOSURE**

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V. Manuel Perez, Chairman of the Board

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AYES: Jeffries, Spiegel, Washington, Perez and Hewitt
NAYS: None
ABSENT: None

Kecia R. Harper, Clerk of the Board
By: Hannah Lumanauw, Board Assistant

Press-Enterprise: 11/28

Supervisor Kevin Jeffries
* Supervisor Chuck Washington
Item 3.1 of 11/17/20



OFFICE OF THE
CLERK OF THE BOARD OF SUPERVISORS
1st FLOOR, COUNTY ADMINISTRATIVE CENTER
P.O. BOX 1147, 4080 LEMON STREET
RIVERSIDE, CA 92502-1147
PHONE: (951) 955-1060 FAX: (951) 955-1071

KECIA R. HARPER
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

November 23, 2020

PRESS ENTERPRISE
ATTN: LEGALS
P.O. BOX 792
RIVERSIDE, CA 92501

E-MAIL: legals@pe.com
FAX: 951-368-9018

RE: NOTICE OF ADOPTION OF ORDINANCE NO. 913.3

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME** on **Saturday, November 28, 2020**.

We require your affidavit of publication immediately upon completion of the last publication.

Your invoice must be submitted to this office, **WITH TWO CLIPPINGS OF THE PUBLICATION**.

NOTE: PLEASE COMPOSE THIS PUBLICATION INTO A SINGLE COLUMN FORMAT.

Thank you in advance for your assistance and expertise.

Sincerely,

Hannah Lumanauw

Board Assistant to
KECIA R. HARPER, CLERK OF THE BOARD

BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

ORDINANCE NO. 913.3

**AN ORDINANCE OF THE COUNTY OF RIVERSIDE AMENDING ORDINANCE NO. 913
REQUIRING ELECTRONIC CAMPAIGN FINANCE DISCLOSURE**

The Board of Supervisors of the County of Riverside ordains as follows:

Section 1. A new Section 10. is added to Ordinance No. 913 to read as follows:

“Section 10. CAMPAIGN CONTRIBUTION LIMITS FOR ELECTIVE COUNTY OFFICES. Nothing in this ordinance alters the campaign contribution limits in Ordinance No. 963 which shall continue to be complied with by all candidates for County Elective Office.”

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V. Manuel Perez, Chairman of the Board

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AYES: Jeffries, Spiegel, Washington, Perez and Hewitt

NAYS: None

ABSENT: None

Kecia R. Harper, Clerk of the Board

By: Hannah Lumanauw, Board Assistant

THE PRESS-ENTERPRISE

1825 Chicago Ave, Suite 100
Riverside, CA 92507
951-684-1200
951-368-9018 FAX

PROOF OF PUBLICATION (2010, 2015.5 C.C.P)

Publication(s): The Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: Notice of Adoption - Ordinance No. 963 /

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper in general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673, under date of August 25, 1995, Case Number 267864, and under date of September 16, 2013, Case Number RIC 1309013; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

11/28/2020

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: November 28, 2020
At: Riverside, California



Legal Advertising Representative, The Press-Enterprise

BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE
PO BOX 1147
RIVERSIDE, CA 92502

Ad Number: 0011426506-01

P.O. Number:

Ad Copy:

Supervisor Kevin Jetties
to Supervisor Chuck Washington
Item 3.1 of 11/17/20

ORDINANCE NO. 963
AN ORDINANCE OF THE COUNTY OF RIVERSIDE REGARDING
CAMPAIGN CONTRIBUTION LIMITS FOR ELECTIVE COUNTY OFFICES

The Board of Supervisors of the County of Riverside ordains as follows:

Section 1. FINDINGS AND PURPOSE. The Board of Supervisors finds that Assembly Bill No. 571 was approved by the Governor on October 8, 2019. Absent a local resolution or ordinance, Assembly Bill No. 571 amends the Political Reform Act so as to impose identical campaign contribution limits for candidates to county or city offices as those limits imposed on certain elective state office candidates effective January 1, 2021. Like the vast majority of cities and counties throughout the state, the County of Riverside did not have campaign contribution limits prior to the passage of Assembly Bill No. 571 or this ordinance. The Board of Supervisors finds it necessary to adopt campaign limits for County Elective Offices so as to provide greater transparency for County Elective Offices and to allow everyone the right to participate and support the candidates of their choice without any one person or entity having undue influence in a county election. The purpose of this ordinance is to reduce the influence of large contributions, or the appearance of influence of large contributions, to ensure that individuals and interest groups continue to have a fair and equal opportunity to participate in electing candidates for County Elective Office, and to maintain public trust and confidence in governmental institutions and the electoral process. It is the intent of the Board of Supervisors that this ordinance limiting campaign contributions complies with the free speech clauses of the United States and California Constitutions and the decisional law by the federal and state courts.

Section 2. AUTHORITY. This ordinance is adopted pursuant to the provisions of Government Code sections 85301, 85305, 85306, 85307, 85315, 85316, 85317, 85318, and 85702.5, as amended.

Section 3. DEFINITIONS. As used in this ordinance, the following terms shall have the following meanings:

- a. **Candidate.** As defined in the Political Reform Act provided that that the term shall be limited to candidates for County Elective Office for the purpose of this ordinance.
- b. **Committee.** As defined in Government Code section 82013 of the Political Reform Act, as amended. A committee includes but is not limited to "controlled committee" and "independent committee".
- c. **Contribution.** As defined in Government Code section 82015 of the Political Reform Act, as amended.
- d. **Controlled Committee.** Any committee which is controlled directly or indirectly by a candidate or which acts jointly with a candidate or controlled committee in connection with the making of expenditures. A candidate controls a committee if he or she, his or her agent, or any other committee such candidate controls has a significant influence on the actions or decisions of the committee.
- e. **County Elective Office.** The offices of Assessor-County Clerk-Recorder, Auditor-Controller, Board Supervisor, District Attorney, Sheriff-Coroner and Public Administrator, and Treasurer-Tax Collector.
- f. **Election.** Unless otherwise specified in this ordinance, any primary, general, special or recall election held in this state. The primary, general, special or recall elections are all separate elections for the purpose of this ordinance.
- g. **Independent Committee.** All committees other than controlled committees.
- h. **Independent Expenditure.** An expenditure made by any person including a payment of public moneys by a state or local governmental agency, in connection with a communication which expressly advocates the election or defeat of a clearly identified candidate or the qualification, passage or defeat of a clearly identified measure, or taken as a whole and in context, unambiguously urges a particular result in an election but which is not made to or at the behest of the affected candidate or committee.
- i. **Person.** An individual, proprietorship, firm, partnership, joint venture, syndicate, business trust, company, corporation, limited liability company, association, committee, and any other organization or group of persons acting in concert.
- i. **Political Reform Act.** The California Political Reform Act of 1974 (Government Code Sections 81000 et seq., as amended).

Section 4. CAMPAIGN CONTRIBUTION LIMITS.

- a. No person shall make to a candidate for County Elective Office, or to a controlled committee of that candidate, a campaign contribution totaling more than twenty thousand dollars (\$20,000) per election.
- b. No candidate for County Elective Office, nor a controlled committee of that candidate, shall accept from a person a campaign contribution totaling more than twenty thousand dollars (\$20,000) per election.
- c. A candidate for County Elective Office may transfer campaign funds totaling no more than twenty thousand dollars (\$20,000) per election from one controlled committee or campaign fund account to another controlled committee or campaign fund account for elective state, county or city office of the same candidate.
- d. The limitations of this section do not apply to a candidate's contributions of the candidate's personal funds to the candidate's own campaign.
- e. The limitations of this section do not apply to independent expenditures.
- f. In the event that a candidate for County Elective Office contributes more than twenty thousand dollars (\$20,000) of the candidate's personal funds to the candidate's own campaign, is the beneficiary of an independent expenditure of more than twenty thousand dollars (\$20,000), or transfers campaign funds totaling more than twenty thousand dollars (\$20,000) from one controlled committee or campaign fund account to another controlled committee or campaign fund account, all other candidates running in the election for that same County Elective Office are exempted from the campaign contribution limits of this section 4. for that election as well.
- g. Beginning in January 2023, the campaign contribution limits in subsections a., b., c., and f. of this section shall be increased by three percent (3%) on January 1st of every odd-numbered year. The Registrar of Voters shall maintain a record of any increased contribution limits pursuant to this subsection and shall make such record available to the public and all candidates for County Elective Office.

Section 5. CONTRIBUTION LIMITS TO OTHER CANDIDATES. A candidate for County Elective Office or a controlled committee of that candidate shall not make a campaign contribution to any other candidate for County Elective Office in excess of the limits set forth in section 4. of this ordinance.

Section 6. LOANS. A candidate for County Elective Office shall not personally loan to the candidate's campaign, including the proceeds of a loan obtained by the candidate from a commercial lending institution, an amount, the outstanding balance of which exceeds one hundred thousand dollars (\$100,000). A candidate for County Elective Office shall not charge interest on any loan the candidate made to the candidate's campaign.

Section 7. RECALL CAMPAIGNS. An elected officer of a County Elective Office may establish a committee to oppose the qualification of a recall measure, and the recall elec-

tion. This committee may be established when the elected officer receives a notice of intent to recall pursuant to Elections Code section 11021. An elected officer of a County Elective Office may accept campaign contributions to oppose the qualification of a recall measure, and if qualification is successful, the recall election, without regard to the campaign contribution limits set forth in this ordinance. After the failure of a recall petition or after the recall election, the committee formed by the elected officer of a County Elective Office shall wind down its activities and dissolve. Any remaining funds shall be treated as surplus funds and shall be expended within thirty (30) days after the failure of the recall petition or after the recall election for a purpose specified in Government Code section 89519, subdivision (b).

Section 8. CONTRIBUTIONS AFTER ELECTION. A contribution for an election may be accepted by a candidate for County Elective Office after the date of the election only to the extent that the contribution does not exceed net debts outstanding from the election, and the contribution does not otherwise exceed the applicable contribution limits for that election as set forth in section 4. of this ordinance.

Section 9. CARRY OVER CONTRIBUTIONS. Notwithstanding section 4. subsection c. of this ordinance, a candidate for County Elective Office may carry over contributions raised in connection with one election for County Elective Office to pay campaign expenditures incurred in connection with a subsequent election for the same County Elective Office.

Section 10. CONTRIBUTIONS BEFORE ELECTION. A candidate for County Elective Office may raise contributions for a general election before the primary election, and for a special general election before a special primary election, for the same County Elective Office if the candidate sets aside these contributions for the general election or special general election. If the candidate for County Elective Office is defeated in the primary election or special primary election, or otherwise withdraws from the general election or special general election, the general election or special general election funds shall be refunded to the contributors on a pro rata basis less any expenses associated with the raising and administration of general election or special election contributions. Notwithstanding Government Code section 85201, candidates for County Elective Office may establish separate campaign contribution accounts for the primary and general elections or special primary and special general elections.

Section 11. VIOLATIONS AND PENALTIES.

- a. Except for elections in which section 4. subsection f. has been triggered to exempt campaign contribution limits for a particular County Elective Office, any person who knowingly and willfully makes or causes to make a campaign contribution to a candidate for a County Elective Office, or to a controlled committee of that candidate, in excess of the campaign contribution limits in this ordinance shall be guilty of a misdemeanor punishable by a fine of up to one thousand dollars (\$1,000) or imprisonment for up to six months, or both.
- b. Except for elections in which section 4. subsection f. has been triggered to exempt campaign contribution limits for a particular County Elective Office, any candidate for County Elective Office, or any controlled committee of that candidate, who knowingly and willfully obtains or receives a campaign contribution in excess of the campaign contribution limits in this ordinance and fails to return the excess amount of the contribution over the limits in this ordinance to the contributor within a reasonable period of time shall be guilty of a misdemeanor punishable by a fine of up to one thousand dollars (\$1,000) or imprisonment for up to six months, or both.
- c. Knowingly and willfully violating any provision of this ordinance shall be deemed a misdemeanor punishable by a fine or up to one thousand dollars (\$1,000) or imprisonment for up to six months, or both.

Section 12. ENFORCEMENT. The District Attorney shall enforce the provisions of this ordinance. In the event there is a complaint alleging a violation of this ordinance by the District Attorney, the District Attorney shall declare a conflict and request that another District Attorney's office or the State Attorney General conduct the investigation and enforcement.

Section 13. ELECTRONIC CAMPAIGN FINANCE DISCLOSURE. Nothing in this ordinance alters the requirements for electronic filing of campaign statements and the required online reporting of contributions and independent expenditures in Ordinance No. 913 which shall continue to be complied with by all candidates for County Elective Office.

Section 14. SEVERABILITY. If any provision, clause, sentence or paragraph of this ordinance or the application thereof to any person or circumstance shall be held invalid, such invalidity shall not affect the other provisions of this ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are hereby declared to be severable.

Section 16. EFFECTIVE DATE. This ordinance shall take effect January 1, 2021.

V. Manuel Perez, Chairman of the Board

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on **November 17, 2020**, the foregoing Ordinance consisting of sixteen (16) sections was adopted by said Board by the following vote:

AYES: Jeffries, Spiegel, Washington, Perez and Hewitt
NAYS: None
ABSENT: None

Kecia R. Harper, Clerk of the Board
By: Hannah Lumanauw, Board Assistant

Press-Enterprise: 11/28



OFFICE OF THE
CLERK OF THE BOARD OF SUPERVISORS
1st FLOOR, COUNTY ADMINISTRATIVE CENTER
P.O. BOX 1147, 4080 LEMON STREET
RIVERSIDE, CA 92502-1147
PHONE: (951) 955-1060 FAX: (951) 955-1071

KECIA R. HARPER
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

November 19, 2020

PRESS ENTERPRISE
ATTN: LEGALS
P.O. BOX 792
RIVERSIDE, CA 92501

E-MAIL: legals@pe.com
FAX: 951-368-9018

RE: NOTICE OF ADOPTION OF ORDINANCE NO. 963

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME** on **Saturday, November 28, 2020**.

We require your affidavit of publication immediately upon completion of the last publication.

Your invoice must be submitted to this office, **WITH TWO CLIPPINGS OF THE PUBLICATION**.

NOTE: PLEASE COMPOSE THIS PUBLICATION INTO A SINGLE COLUMN FORMAT.

Thank you in advance for your assistance and expertise.

Sincerely,

Hannah Lumanauw

Board Assistant to
KECIA R. HARPER, CLERK OF THE BOARD

BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

ORDINANCE NO. 963

**AN ORDINANCE OF THE COUNTY OF RIVERSIDE REGARDING
CAMPAIGN CONTRIBUTION LIMITS FOR ELECTIVE COUNTY OFFICES**

The Board of Supervisors of the County of Riverside ordains as follows:

Section 1. FINDINGS AND PURPOSE. The Board of Supervisors finds that Assembly Bill No. 571 was approved by the Governor on October 8, 2019. Absent a local resolution or ordinance, Assembly Bill No. 571 amends the Political Reform Act so as to impose identical campaign contribution limits for candidates to county or city offices as those limits imposed on certain elective state office candidates effective January 1, 2021. Like the vast majority of cities and counties throughout the state, the County of Riverside did not have campaign contribution limits prior to the passage of Assembly Bill No. 571 or this ordinance. The Board of Supervisors finds it necessary to adopt campaign limits for County Elective Offices so as to provide greater transparency for County Elective Offices and to allow everyone the right to participate and support the candidates of their choice without any one person or entity having undue influence in a county election. The purpose of this ordinance is to reduce the influence of large contributions, or the appearance of influence of large contributions, to ensure that individuals and interest groups continue to have a fair and equal opportunity to participate in electing candidates for County Elective Office, and to maintain public trust and confidence in governmental institutions and the electoral process. It is the intent of the Board of Supervisors that this ordinance limiting campaign contributions complies with the free speech clauses of the United States and California Constitutions and the decisional law by the federal and state courts.

Section 2. AUTHORITY. This ordinance is adopted pursuant to the provisions of Government Code sections 85301, 85305, 85306, 85307, 85315, 85316, 85317, 85318, and 85702.5, as amended.

Section 3. DEFINITIONS. As used in this ordinance, the following terms shall have the following meanings:

- a. Candidate. As defined in the Political Reform Act provided that that the term shall be limited to candidates for County Elective Office for the purpose of this ordinance.
- b. Committee. As defined in Government Code section 82013 of the Political Reform Act, as amended. A committee includes but is not limited to "controlled committee" and "independent committee".
- c. Contribution. As defined in Government Code section 82015 of the Political Reform Act, as amended.
- d. Controlled Committee. Any committee which is controlled directly or indirectly by a candidate or which acts jointly with a candidate or controlled committee in connection with the making of expenditures. A candidate controls a committee if he or she, his or her agent, or any other committee such candidate controls has a significant influence on the actions or decisions of the committee.
- e. County Elective Office. The offices of Assessor-County Clerk-Recorder, Auditor-Controller, Board Supervisor, District Attorney,

Sheriff-Coroner and Public Administrator, and Treasurer-Tax Collector.

- f. Election. Unless otherwise specified in this ordinance, any primary, general, special or recall election held in this state. The primary, general, special or recall elections are all separate elections for the purpose of this ordinance.
- g. Independent Committee. All committees other than controlled committees.
- h. Independent Expenditure. An expenditure made by any person including a payment of public moneys by a state or local governmental agency, in connection with a communication which expressly advocates the election or defeat of a clearly identified candidate or the qualification, passage or defeat of a clearly identified measure, or taken as a whole and in context, unambiguously urges a particular result in an election but which is not made to or at the behest of the affected candidate or committee.
- i. Person. An individual, proprietorship, firm, partnership, joint venture, syndicate, business trust, company, corporation, limited liability company, association, committee, and any other organization or group of persons acting in concert.
- j. Political Reform Act. The California Political Reform Act of 1974 (Government Code Sections 81000 et seq., as amended).

Section 4. CAMPAIGN CONTRIBUTION LIMITS.

- a. No person shall make to a candidate for County Elective Office, or to a controlled committee of that candidate, a campaign contribution totaling more than twenty thousand dollars (\$20,000) per election.
- b. No candidate for County Elective Office, nor a controlled committee of that candidate, shall accept from a person a campaign contribution totaling more than twenty thousand dollars (\$20,000) per election.
- c. A candidate for County Elective Office may transfer campaign funds totaling no more than twenty thousand dollars (\$20,000) per election from one controlled committee or campaign fund account to another controlled committee or campaign fund account for elective state, county or city office of the same candidate.
- d. The limitations of this section do not apply to a candidate's contributions of the candidate's personal funds to the candidate's own campaign.
- e. The limitations of this section do not apply to independent expenditures.
- f. In the event that a candidate for County Elective Office contributes more than twenty thousand dollars (\$20,000) of the candidate's personal funds to the candidate's own campaign, is the beneficiary of an independent expenditure of more than twenty thousand dollars (\$20,000), or transfers campaign funds totaling more than twenty thousand dollars (\$20,000) from one controlled committee or campaign fund account to another controlled committee or campaign fund account, all other candidates running in the election for that same

County Elective Office are exempted from the campaign contribution limits of this section 4. for that election as well.

- g. Beginning in January 2023, the campaign contribution limits in subsections a., b., c., and f. of this section shall be increased by three percent (3%) on January 1st of every odd-numbered year. The Registrar of Voters shall maintain a record of any increased contribution limits pursuant to this subsection and shall make such record available to the public and all candidates for County Elective Office.

Section 5. CONTRIBUTION LIMITS TO OTHER CANDIDATES. A candidate for County Elective Office or a controlled committee of that candidate shall not make a campaign contribution to any other candidate for County Elective Office in excess of the limits set forth in section 4. of this ordinance.

Section 6. LOANS. A candidate for County Elective Office shall not personally loan to the candidate's campaign, including the proceeds of a loan obtained by the candidate from a commercial lending institution, an amount, the outstanding balance of which exceeds one hundred thousand dollars (\$100,000). A candidate for County Elective Office shall not charge interest on any loan the candidate made to the candidate's campaign.

Section 7. RECALL CAMPAIGNS. An elected officer of a County Elective Office may establish a committee to oppose the qualification of a recall measure, and the recall election. This committee may be established when the elected officer receives a notice of intent to recall pursuant to Elections Code section 11021. An elected officer of a County Elective Office may accept campaign contributions to oppose the qualification of a recall measure, and if qualification is successful, the recall election, without regard to the campaign contribution limits set forth in this ordinance. After the failure of a recall petition or after the recall election, the committee formed by the elected officer of a County Elective Office shall wind down its activities and dissolve. Any remaining funds shall be treated as surplus funds and shall be expended within thirty (30) days after the failure of the recall petition or after the recall election for a purpose specified in Government Code section 89519, subdivision (b).

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Section 9. CARRY OVER CONTRIBUTIONS. Notwithstanding section 4. subsection c. of this ordinance, a candidate for County Elective Office may carry over contributions raised in connection with one election for County Elective Office to pay campaign expenditures incurred in connection with a subsequent election for the same County Elective Office.

Section 10. CONTRIBUTIONS BEFORE ELECTION. A candidate for County Elective Office may raise contributions for a general election before the primary election, and for a special general election before a special primary election, for the same County Elective Office if the candidate sets aside these contributions for the general election or special general election. If the candidate for County Elective Office is defeated in the primary election or special primary election, or otherwise withdraws from the general election or special general election, the general election or special general election funds shall be refunded to the contributors on a pro rata basis less any expenses associated with the raising and administration of general election or special

election contributions. Notwithstanding Government Code section 85201, candidates for County Elective Office may establish separate campaign contribution accounts for the primary and general elections or special primary and special general elections.

Section 11. VIOLATIONS AND PENALTIES.

- a. Except for elections in which section 4. subsection f. has been triggered to exempt campaign contribution limits for a particular County Elective Office, any person who knowingly and willfully makes or causes to make a campaign contribution to a candidate for a County Elective Office, or to a controlled committee of that candidate, in excess of the campaign contribution limits in this ordinance shall be guilty of a misdemeanor punishable by a fine of up to one thousand dollars (\$1,000) or imprisonment for up to six months, or both.
- b. Except for elections in which section 4. subsection f. has been triggered to exempt campaign contribution limits for a particular County Elective Office, any candidate for County Elective Office, or any controlled committee of that candidate, who knowingly and willfully obtains or receives a campaign contribution in excess of the campaign contribution limits in this ordinance and fails to return the excess amount of the contribution over the limits in this ordinance to the contributor within a reasonable period of time shall be guilty of a misdemeanor punishable by a fine of up to one thousand dollars (\$1,000) or imprisonment for up to six months, or both.
- c. Knowingly and willfully violating any provision of this ordinance shall be deemed a misdemeanor punishable by a fine or up to one thousand dollars (\$1,000) or imprisonment for up to six months, or both.

Section 12. ENFORCEMENT. The District Attorney shall enforce the provisions of this ordinance. In the event there is a complaint alleging a violation of this ordinance by the District Attorney, the District Attorney shall declare a conflict and request that another District Attorney's office or the State Attorney General conduct the investigation and enforcement.

Section 13. ELECTRONIC CAMPAIGN FINANCE DISCLOSURE. Nothing in this ordinance alters the requirements for electronic filing of campaign statements and the required online reporting of contributions and independent expenditures in Ordinance No. 913 which shall continue to be complied with by all candidates for County Elective Office.

Section 14. SEVERABILITY. If any provision, clause, sentence or paragraph of this ordinance or the application thereof to any person or circumstance shall be held invalid, such invalidity shall not affect the other provisions of this ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are hereby declared to be severable.

Section 16. EFFECTIVE DATE. This ordinance shall take effect January 1, 2021.

V. Manuel Perez, Chairman of the Board

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on **November 17, 2020**, the foregoing Ordinance consisting of sixteen (16) sections was adopted by said Board by the following vote:

AYES: Jeffries, Spiegel, Washington, Perez and Hewitt
NAYS: None
ABSENT: None

Kecia R. Harper, Clerk of the Board
By: Hannah Lumanauw, Board Assistant