

SWEETWATER UNION HIGH SCHOOL DISTRICT

RESOLUTION NO. \_\_\_\_\_

RESOLUTION TO LIMIT  
CAMPAIGN CONTRIBUTIONS TO  
CANDIDATES FOR THE BOARD  
OF TRUSTEES

ON THE MOTION OF Member \_\_\_\_\_, seconded by Member \_\_\_\_\_,  
the following resolution is adopted.

WHEREAS, the Political Reform Act, an initiative measure approved by the voters on June 4, 1974, imposed expenditure limitations on candidates for state-wide offices; and

WHEREAS, the County of San Diego, the City of Chula Vista, the City of San Diego, and San Diego City Schools adopted ordinances regulating campaign contributions in County, City and school board elections, respectively; and

WHEREAS, the Board of Trustees of the Sweetwater Union High School District believes it is in the public interest to encourage broader participation in the political process by limiting campaign contributions to, and expenditures on behalf of, candidates for the Board of Trustees, to place realistic and enforceable limits on the amounts of money that may be contributed to political campaigns in Board of Trustee elections, and to prevent corruption and avoid the appearance of corruption by regulating campaign contributions to candidates for local elective office; and

WHEREAS, Education Code Section 35177 authorizes the governing boards of school districts to limit, by resolution, campaign expenditures or contributions in elections to district offices; and

WHEREAS, the Board of Trustees of the Sweetwater Union High School District hereby desires to clarify that this Resolution does not limit independent expenditures as defined by Buckley v. Valeo, 424 U.S. 1, 45-47 and the California Fair Political Practices Act, California Government Code, sections 82031, 85500, and to specify channels through which this resolution may be more accessible.

NOW, THEREFORE, BE IT RESOLVED, that no person, other than a candidate, shall make a contribution in excess of seven hundred and fifty dollars (\$750.00) to a candidate for a single election contest. No candidate shall solicit or accept a contribution in excess of \$750.00 from a person for a single election contest. No candidate shall accept from any person a contribution that will cause the total amount contributed to the candidate by that person in support of or opposition to a candidate to exceed \$750 for any single election. No Committee supporting or opposing a candidate shall accept from any person a contribution that will cause the total amount contributed to that committee by that person in support of or opposition to a candidate to exceed \$750 for any single election.

Nothing in this resolution is intended to limit the amount a candidate may contribute to or expend on behalf of the candidate's own campaign.

BE IT FURTHER RESOLVED that no organization shall make a contribution to any candidate or candidate-controlled campaign committee. All contributions made by a person whose contribution activity is financed, maintained or controlled by an organization or any other person shall be deemed to be made by that organization or other person. If the contribution is deemed made by an organization, it is prohibited.

BE IT FURTHER RESOLVED that for purposes of this resolution "Organization" means a proprietorship, labor union, firm, partnership, joint venture, syndicate, business, trust, company, corporation, association, or committee, including a political action committee. "Organization" does not include political party committees, as that term is defined in California Government Code Section 85205.

BE IT FURTHER RESOLVED that for purposes of this resolution "person" shall mean a natural individual.

BE IT FURTHER RESOLVED that for purposes of this resolution "contribution" shall mean a gift, subscription, loan, advance, deposit, pledge, contract, agreement or promise of money or anything of value or other obligation, whether or not legally enforceable, made directly or indirectly in aid of or in opposition to the nomination or election of one or more candidates.

The term "contribution" includes the purchase of tickets for events such as dinners, luncheons, rallies and similar fund raising events; the granting of credit in the normal course of business; the granting to a candidate or committee of discounts or rebates not available to the general public; and payments for the services of any person serving in behalf of a candidate or committee, when such payments are not made from contributions the candidate or committee otherwise must report. The term "contribution" further includes any transfer, gift, loan, advance, deposit, pledge, contract, agreement or promise of money or anything of value or other obligation, whether or not legally enforceable, received directly or indirectly by a committee from another committee. The term "contribution" shall not include a gift of service or labor when volunteered by the person performing the service or labor, but shall include a gift of service or labor paid for by a person other than the person performing the service or labor.

BE IT FURTHER RESOLVED that for purposes of this resolution "expenditure" shall mean a payment, pledge or promise of payment of money or anything of value or other obligation, whether or not legally enforceable, for goods, materials, services or facilities in aid of or in opposition to the nomination or election of one or more candidates. The term "expenditure" includes any transfer, payment, gift, loan, advance, deposit, pledge, contract, agreement or promise of money or anything of value or other obligation, whether or not legally enforceable, made directly or indirectly by one committee to another committee.



Resolution No. \_\_\_\_\_, 2012  
Page 2

I, Pearl Quinones, President of the Board of Trustees of the Sweetwater Union High School District, County of San Diego, State of California, do hereby certify that the foregoing is a true copy of a resolution adopted by said board at a regular meeting thereof, at the time and by the vote therein stated, which original resolution is on file in the office of said board.

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Pearl Quiñones, President

Date

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Jim Cartmill , Vice President

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Bertha J. López , Member

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John McCann , Member

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Arlie N. Ricasa, Member