

ORDINANCE NO. 2023-14

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
ESCONDIDO, CALIFORNIA, TO REPEAL ESCONDIDO
MUNICIPAL CODE CHAPTER 2, ARTICLE 7, SECTION 2-
103, LIMITATIONS ON CAMPAIGN CONTRIBUTIONS

WHEREAS, in 2020, the California Legislature passed Assembly Bill (AB) 571, which applies a default campaign contribution limit to city candidates when the city has not already enacted a local contribution limit; and

WHEREAS, the 2023-2024 contribution limits for city candidates in cities that have not enacted limits is \$5,500, per election; and

WHEREAS, mindful of first amendment constitutional principles, fundamental due process and fairness, and given recent state legislation impacting local campaign contributions including SB 1439 (Levine Act); and

WHEREAS, the City Council of the City of Escondido finds it fair and reasonable to remove local contribution limits and adopt the state limit.

NOW, THEREFORE, IT IS HEREBY RESOLVED and the City Council of the City of Escondido DOES HEREBY ORDAIN as follows:

SECTION 1. That the foregoing recitals are true.

SECTION 2. That EMC Chapter 2, Administration, Article 7, Controls on Campaign Contributions, Section 2-103 is hereby repealed.

SECTION 3. SEPARABILITY. If any section, subsection sentence, clause, phrase or portion of this ordinance is held invalid or unconstitutional for any reason by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions.

SECTION 4. That as of the effective date of this ordinance, all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 5. That the City Clerk is hereby directed to certify to the passage of this ordinance and to cause the same or a summary to be published one time within 15 days of its passage in a newspaper of general circulation, printed and published in the County and circulated in the City of Escondido.

PASSED, ADOPTED AND APPROVED by the City Council of the City of Escondido at a regular meeting thereof this 15th day of NOVEMBER, 2023 by the following vote to wit:

AYES : Councilmembers: GARCIA, GARCIA, MORASCO, WHITE

NOES : Councilmembers: MARTINEZ

ABSENT : Councilmembers: NONE

APPROVED:

DocuSigned by:
Dane White
19FFEE5DB8C3B409...
DANE WHITE, Mayor of the
City of Escondido, California

ATTEST:

DocuSigned by:
Zack Beck
A58535D0BDC1430...
ZACK BECK, City Clerk of the
City of Escondido, California

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO : ss.
CITY OF ESCONDIDO)

I, Zack Beck, City Clerk of the City of Escondido, hereby certify that the foregoing ORDINANCE NO. 2023-14 passed at a regular meeting of the City Council of the City of Escondido held on the 25th day of October, 2023, after having been read at the regular meeting of said City Council held on the 15th day of November, 2023.

DocuSigned by:
Zack Beck
A58535D0BDC1430...
ZACK BECK, City Clerk of the
City of Escondido, California

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