

ORDINANCE NO. 19-25

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ORANGE AMENDING SECTIONS 2.10.090 AND 2.10.240 OF THE ORANGE MUNICIPAL CODE TO PROHIBIT TRANSFERS OF CONTRIBUTIONS FROM CANDIDATE-CONTROLLED COMMITTEES TO CITY CANDIDATE COMMITTEES, TO PROHIBIT CANDIDATE-CONTROLLED OR ELECTED OFFICER-CONTROLLED COMMITTEES FROM MAKING CONTRIBUTIONS TO ANY COMMITTEE SUPPORTING OR OPPOSING A CITY CANDIDATE FOR OFFICE, AND TO CLARIFY PROCEDURES FOR AMENDING CAMPAIGN CONTRIBUTION LIMITATIONS

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ORANGE DOES HEREBY ORDAIN AS FOLLOWS:

SECTION I:

Section 2.10.090 of the Orange Municipal Code, "Administration and Personnel – Campaign Reform -- Contributions from Committees," is hereby amended to read as follows:

2.10.090 – Contributions from Committees.

- A. ~~Contributions Transferred from Committees. Contributions from candidate controlled committees to a City Candidate Committee are permitted.~~ Inter-Candidate Transfers. No contributions shall be accepted by any City Candidate or Elective City Officer, or their controlled committees, from any other committee controlled by a federal, state, or local candidate or office holder.
- B. ~~Contributions Transferred Between Controlled Committees by the Same City Candidate.~~ Intra-Candidate Transfers. If a City Candidate has more than one controlled committee, any transfers into ~~the City~~ that Candidate's City Candidate Committee shall be governed by the following rules:
1. Transferred contributions shall be deemed contributed during the election cycle in which they are transferred to the receiving City Candidate Committee.
 2. Transferred contributions shall be attributed to each contributor on a last in-first out (LIFO) basis and shall be aggregated with any contributions made by such contributor directly to the City Candidate Committee in the same election cycle and shall be subject to the contribution limits of this chapter. Transferred contributions shall be itemized on

Schedule A of Form 460 or any successor form, and shall identify the transferor committee for those contributions being transferred.

3. A one-time transfer shall be made at the time the City Candidate forms his/her controlled committee. Subsequent contributions received by the transferor committee on or after the date the City Candidate formed a committee to run for City office may not be transferred to the transferee committee established for that City office.
- C. No person or committee shall accept or make any contribution that is conditioned upon all or part of the contribution being transferred to a City Candidate Committee or otherwise violates Government Code Section 84301. Any contributions received in violation of this subsection shall be paid by the City Candidate to the City's general fund within 60 days of discovery of the violation.

SECTION II:

Section 2.10.240 of the Orange Municipal Code, "Administration and Personnel – Campaign Reform – Amendments and Additional Requirements," is hereby amended to read as follows:

2.10.240 – Amendments and Additional Requirements.

- A. The City Council may review the contribution limitations contained in this chapter at any time and determine whether such limitations shall be increased, decreased, or remain the same. In the event the City Council determines that such limitations should be amended, it shall do so by holding a public hearing and adopting an ordinance reflecting such amendments. No adjustments may take effect ninety (90) days prior to election or ninety (90) days after an election.
- B. Nothing in this chapter prevents the Orange City Council by a majority (4/7) vote from amending this chapter to make technical non-substantive changes that further the purposes of this chapter.
- C. Any repeal of this chapter or amendments that do not further the purposes of this chapter as stated in Section 2.10.020 shall first have been submitted to the electors of the City and approved by a majority vote.

SECTION III:

If any section, subdivision, paragraph, sentence, clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance, and each section, subdivision, paragraph, sentence, clause and phrase thereof, irrespective of the fact that any one (or more) section, subdivision, paragraph, sentence, clause or phrase had been declared invalid or unconstitutional.

SECTION IV:

The City Clerk is hereby directed to certify the adoption of this Ordinance and cause the same to be published as required by law. This Ordinance shall take effect thirty (30) days from and after the date of its final passage.

ADOPTED this _____ day of _____, 2025.

Daniel R. Slater, Mayor, City of Orange

ATTEST:

Pamela Coleman, City Clerk, City of Orange

APPROVED AS TO FORM:

Nathalie Adourian, City Attorney

STATE OF CALIFORNIA)
COUNTY OF ORANGE)
CITY OF ORANGE)

I, PAMELA COLEMAN, City Clerk of the City of Orange, California, do hereby certify that the foregoing Ordinance was introduced at the regular meeting of the City Council held on the ___ day of _____, 2025, and thereafter at the regular meeting of said City Council duly held on the ___ day of _____, 2025 was duly passed and adopted by the following vote, to wit:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:
ABSTAIN: COUNCILMEMBERS:

Pamela Coleman, City Clerk, City of Orange