

**Upland Municipal Code**[Up](#)   [Previous](#)   [Next](#)   [Main](#)   [Collapse](#)   [Search](#)   [Print](#)   [No Frames](#)[Title 2 ADMINISTRATION AND PERSONNEL](#)**Chapter 2.03 CAMPAIGN CONTRIBUTIONS AND SPENDING LIMITS**

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**2.03.010 Purpose and intent.**

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The city council of the city of Upland enacts the ordinance codified in this chapter to accomplish the following purposes:

- A. To encourage public trust in the electoral and decision-making processes of the city, and to ensure that individuals and interest groups have a fair and equal opportunity to participate in the elective and legislative process;
- B. To reduce the potential for influence by large contributors with a specific financial stake in matters before the city, thus countering the perception that decisions of municipal officials are influenced more by the size of contributions than by the merits of proposals and what is in the best interest of the people of the city;
- C. To encourage smaller contributions;
- D. To allow municipal officials and elected candidates to spend a smaller portion of their time on fundraising and a greater proportion of their time discussing important city issues;
- E. To limit overall expenditures and campaigns for municipal elective offices, thereby reducing the pressure on candidates to raise large campaign war chests beyond the amount necessary to communicate reasonably with voters;
- F. To limit the use of loans and credit in the financing of political campaigns for municipal elective office. (Ord. 1860 § 1, 2011)

**2.03.020 Definitions.**

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Unless a particular word or phrase is otherwise specifically defined in this chapter, or the contrary is stated or clearly appears from the context, the definitions set forth in the Political Reform Act of 1974 ([Government Code](#) Section 81000 et seq.) shall govern the construction, meaning, and application of words and phrases used in this chapter. References to particular sections of the [Government Code](#) or other statutes or laws, including references in this section, shall be deemed to include any changes to such sections, statutes or laws, including any amendments, deletions, additions, renumberings or recodifications that may occur subsequent to the enactment of this code. (Ord. 1860 § 1, 2011)

**2.03.030 Operative date.**

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The provisions of this chapter shall apply to elections for the office of mayor or city council on a prospective basis as specified in law. (Ord. 1860 § 1, 2011)

**2.03.040 Supplemental guidelines.**

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These supplemental guidelines are hereby added to and incorporated into local, state, and federal election regulations. Mayor/councilmembers, candidates for the office of city council or mayor, shall be subject to the limitations set out in Section [2.03.050](#) and shall apply to monetary and nonmonetary contributions. (Ord. 1860 § 1, 2011)

**2.03.050 Contribution limitations.**

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- A. No candidate for the office of mayor or city council, or a controlled committee of such candidate shall accept any contribution which would cause the total amount contributed by a person or related entity to the candidate or to the candidate's controlled committee, to exceed \$1,000.00 in connection with any one election.
- B. No candidate for the office of mayor or city council, or a controlled committee of such controlled committee, or person or related entity acting by or on behalf of such candidate or such candidate's controlled committee shall

accept, any contribution which would cause the total amount contributed to a political committee to the candidate, or to the candidate's controlled committee, to exceed \$1,000.00 in any one election.

C. No candidate for the office of mayor or city council, or a controlled committee of such candidate shall accept any contribution which would cause the total amount contributed by a group, organization, corporation, or related entity thereof to the candidate or to the candidate's controlled committee, to exceed \$1,000.00. (Ord. 1871 § 1, 2013; Ord. 1860 § 1, 2011)

### **2.03.060 Contributions by candidate, spouses and children.**

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A. Contributions by a Candidate to the Candidate's Campaign. There shall be no intent to limit the amount that a candidate may contribute to his or her own campaign from his or her personal funds.

B. Contributions by a husband and wife shall be treated as separate contributions and shall not be aggregated.

C. Contributions by dependent children shall be treated as contributions by their parent or parents. If there is joint custody of the child, one-half of the contribution shall be attributed to each parent, and if there is a single custodial parent, the contribution shall be attributed to that parent. (Ord. 1860 § 1, 2011)

### **2.03.070 Enforcement.**

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Except as provided otherwise in this chapter, any person or related entity that willfully or knowingly violates any provision of this chapter is guilty of a campaign violation.

Any candidate for the office of mayor or city council, or a controlled committee of such candidate shall, within 30 days of discovery of receipt of contributions in cash or in kind worth more than \$1,000.00 by a person or related entity in connection with any one election, repay or return any and all amounts in excess of \$1,000.00. Failure to repay or return excess contributions shall constitute a campaign violation. (Ord. 1871 § 2, 2013; Ord. 1860 § 1, 2011)

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