

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 854

An ordinance amending Multnomah County Code Chapter 3.11, relating to charitable fundraising on County premises, by changing the membership of the campaign management council, the certification criteria, and declaring an emergency.

(Language in brackets is to be deleted; underlined language is new.)

Multnomah County ordains as follows:

Section I. Amendment

MCC 3.11.020 is amended as follows:

(A) A campaign management council (hereinafter "council" or "CMC") shall be established. Members of the council shall be appointed in accordance with the home rule charter and be permanent County employees. The council shall consist of [ten] twelve voting members:

- (1) One representative of the board of county commissioners;
- (2) One representative of each county department (a total of [five] seven);
- (3) One representative from the Sheriff's Office;
- (4) One representative from finance;
- (5) One representative from payroll; and
- (6) One union representative.

(B) The council shall select a chairperson.

(C) In addition to the voting members, each fund or federation certified under this chapter shall have a non-voting representative on the council.

Section II. Amendment

MCC 3.11.030 is amended as follows:

(A) The Campaign Management Council shall certify funds or federations for the purpose of conducting a fund drive among the employees of the County. The council shall certify only those funds or federations which meet all the following criteria:

1 (1) The fund or federation is qualified as exempt under section 501(c)(3)  
2 of the Internal Revenue Code;

3 (2) The fund or federation disburses funds to at least ten charitable  
4 organizations;

5 (3) The fund or federation either provides services to local residents or  
6 works to improve the quality of life using an international, national, regional or local focus. A fund  
7 or federation with an international, national, or [extra-]regional focus must assign a local  
8 representative to be available as needed to meet the requirements of this chapter and the CMC's  
9 guidelines;

10 (4) The fund or federation has a written policy of nondiscrimination  
11 regarding race, color, religion, national origin, handicap, age, sex and sexual orientation. This  
12 policy shall be applicable to the fund or federation's staff and board of directors;

13 (5) The fund or federation has made the filings required by the Charitable  
14 Trust and Corporation Act and the Oregon Charitable Solicitation Act (ORS Chapter 128) and has  
15 not been found to be guilty of a violation of either act by a court of competent jurisdiction during  
16 the 12 months preceding its application for certification;

17 (6) The fund or federation has an unpaid board of directors;

18 (7) The fund or federation has been incorporated no less than one year  
19 prior to the date of application for certification as a fund or federation;

20 (8) The fund or federation demonstrates that it has filed IRS Form 990,  
21 [or] its most recent audit (if revenue exceeds \$100,000) and CT12[E] return as required by state  
22 law and provides copies of the same upon request by the campaign management council;

23 (9) The fund or federation provides a "direct designation" to County  
24 employees. This does not limit the ability of a fund or federation to offer a "donor option" program;

25 (10) If certified by Multnomah County in a prior year, the fund or federation  
26 has paid the required share of costs for published materials as required under MCC 3.11.045.  
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(B) Not more than six organizations meeting these criteria and which are selected by the Campaign Management Council shall be placed on the list of those organizations certified by the Chair and Board of County Commissioners as being eligible to receive contributions from County employees via payroll deduction. The selection committee shall consist of the voting members of the Council and shall review proposals every three years, selecting those organizations which in its judgment provide County employees with the best choices in the areas of health, human welfare services, conservation, community development, cultural enrichment, and international support.

(C) Certification of a fund or federation by the CMC shall be valid for a term of three years. The terms for the funds or federations certified in 1995 will expire on December 31, 1997. On January 1, 1998, and not before, new funds and federations may apply for certification, and funds or federations previously certified may reapply for certification. During the term of certification, the fund or federation shall respond to reasonable requests by the CMC for assurance that all requirements for certification have been and are being met. Failure to respond may be grounds for decertification.

### Section III. Emergency Clause

This ordinance, being necessary for the health, safety, and general welfare of the people of Multnomah County, an emergency is declared and the ordinance shall take effect upon its execution by the County Chair, pursuant to section 5.50 of the Charter of Multnomah County.

### Section IV. Adoption

ADOPTED this 23rd day of May, 1996, being the date of its 1st reading before the Board of County Commissioners of Multnomah County.



BOARD OF COUNTY COMMISSIONERS  
MULTNOMAH COUNTY, OREGON

By

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