

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 983

Amending MCC §§ 9.620 and 9.630 and Adding §9.660 Relating to Charitable Funds and Certifying The Children's Trust Fund

(Language ~~stricken~~ is deleted; double- underlined language is new.)

Multnomah County Ordains as follows:

The Multnomah County Board of Commissioners Finds:

- a. The Board wishes to:
- update the Campaign Management Council membership to reflect departmental changes;
 - update the charitable giving fund certification criteria to conform to its civil rights discrimination policy,
 - change certification from three to two years; and
 - increase the number of certified organizations from six to seven.
- b. The Children's Trust Fund meets the existing certification criteria, and the Board wishes to certify and add the Children's Trust Fund for this certification period ending December 31, 2003.

Section 1. MCC § 9.620 is amended to read as follows

9.620 Campaign Management Council Established.

(A) A Campaign Management Council (Council) is established. Members of the Council must be permanent County employees. The Council consists of one representative from each of the following ~~voting members~~ areas:

- (1) ~~One representative of the Board~~Non-Departmental;
- (2) ~~One representative of e~~Each County department (the representative from Business and Community Services will be from Finance, and at least one department representative must be a union member);
- (3) ~~One representative from t~~The Sheriff's office; and
- (4) The District Attorney's office.~~One representative from finance;~~
- (5) ~~One representative from payroll;~~ and
- (6) ~~One union representative.~~

(B) The Council will select a chair.

(C) In addition to the voting members, each fund or federation certified under this subchapter may have a nonvoting representative on the Council and the Board will appoint a liaison.

Section 2. MCC § 9.630 is amended to read as follows:

9.630 Certification Criteria.

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

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

(2) The fund or federation disburses funds to at least ten charitable organizations that are qualified as exempt under section 501(c)(3) of the Internal Revenue Code;

(3) ~~The fund or federation either provides services to local residents or works to improve the quality of life using an international, national, regional or local focus.~~ A fund or federation with an international, national, or regional focus must assign a local representative to be available as needed to meet the requirements of this subchapter and the Council's guidelines;

(4) The fund or federation has a written policy of nondiscrimination regarding race, ~~color, religion, color, national origin, handicap, age, sex,~~ marital status, familial status, national origin, age, mental or physical disability, ~~and~~ sexual orientation, gender identity and source of income. This policy must be applicable to the fund or federation's staff and board of directors of the fund or federation. The Fund or Federation must also verify in writing that it will only disburse County funds to member agencies that have a written policy of nondiscrimination regarding race, religion, color, sex, marital status, familial status, national origin, age, mental or physical disability, sexual orientation, gender identity and source of income.

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

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

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

(8) The fund or federation demonstrates that it has filed IRS Form 990, its most recent audit (if revenue exceeds \$100,000) and CT12 return as required by state law and provides copies upon request by the Council;

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

(10) If certified by the County in a prior year, the fund or federation has paid the required share of costs for published materials as required under § ~~9.308~~9.650.

(B) Not more than ~~six~~ seven organizations meeting these criteria and selected by the Council may be placed on the list certified by the Board as eligible to receive contributions from County employees by payroll deduction. The selection committee consists of the voting members of the Council. It must review proposals every ~~three~~ two years and select organizations that provide County employees with the best choices within the areas of health, human welfare services, conservation, community development, cultural enrichment, and international support.

(C) Certification of a fund or federation by the Council is valid for ~~three~~ two years. During certification, the fund or federation must respond to reasonable requests by the Council for assurance that all requirements for certification have been and are being met. Failure to respond is grounds for decertification.

Section 3. MCC Chapter 9 is amended to add § 9.660 as follows:

§ 9.660 Effect of Board Approval.

Approval by the Board of an umbrella organization's application under this subchapter does not constitute an endorsement by the County of the umbrella organization or any charitable organization represented by an applicant. No charitable organization or umbrella organization may represent that such approval is an endorsement by the County.

Section 4. The Children's Trust Fund is certified and added as a charitable fund for the current certification period ending December 31, 2003.

Section 5. The amendments in Sections 2 and 3 apply to the new certification period beginning January 1, 2004.

FIRST READING:

June 13, 2002

SECOND READING AND ADOPTION:

June 20, 2002



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

REVIEWED:

THOMAS SPONSLER, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By

Thomas Sponsler, County Attorney