

OPTIONAL LANGUAGE TO  
CAMPAIGN FINANCE ORDINANCE

AMEND THE CIVIL PENALTY PROVISIONS TO ALLOW PERSONS  
OTHER THAN THE CITY ATTORNEY TO BRING A CIVIL ACTION

**2.1XX. Civil enforcement.**

a. Any person who intentionally or negligently violates any provision of this division shall be liable in a civil action brought by the city attorney. Where no specific civil penalty is provided, a person may be liable for an amount up to two thousand dollars (\$2,000) for each violation. Upon collection, said sum shall be deposited into the general fund of the city.

b. Injunctive relief. The city attorney, or a person residing within the city, may bring an action for injunction relief to enjoin violations or to compel compliance with the provision of this division.

c. A person other than the city attorney may bring a civil action for violations under this division. If a judgment is entered against the defendant(s) in an action, a private plaintiff shall receive fifty percent (50%) of the amount recovered. The remaining fifty percent (50%) shall be deposited into the city's general fund.

e.d. If two (2) or more persons are responsible for any violation, they shall be jointly and severally liable.

d.e. In determining the amount of liability under this subsection, the court may take into account any mitigating factors and any aggravating factors.

e.f. No civil action alleging a violation of this division shall commence more than two (2) years after the date of the election for which the funds at issue were contributed or expended.