




**CITY OF TUCSON  
2011 PRIMARY AND GENERAL ELECTIONS  
CAMPAIGN FINANCE ADMINISTRATION**

**INFORMATION UPDATE 2011-09**

**TO:** Candidates, Political Parties and Political Committees  
**FROM:**   
Roger W. Randolph, City Clerk/Campaign Finance Administrator  
**DATE:** October 11, 2011

From time to time, this office distributes information regarding campaign finance and other election related issues that may be of interest to you. We encourage you to contact the City Clerk's Office with any questions you have regarding these issues.

**CAMPAIGN E-MAILS**

During this Election Cycle we have had a number of campaigns send e-mails soliciting contributions to lists containing City of Tucson employee e-mails. Tucson Code Sec. 10-18 (D)(2) states: "No person shall, directly or indirectly, command, solicit or receive, or be concerned in soliciting or receiving, any such assessments, subscriptions, or contributions [i.e., for any candidate for public office] from officers or employees in the classified service during the hours they are required to be on duty." Under Tucson Code Sec. 1-8(1), violation of this prohibition is prosecutable as a criminal misdemeanor.

These campaign solicitations also may expose City Employees who respond by giving money to the campaign to possible prosecution for violation of either the Tucson Charter, the Tucson Code, or both.

Tucson Charter Chapter XXV, Sec. 8 states: "Neither the manager nor any person in the employ of the city under appointment by, or employment of, said manager, mayor and council, or any other person authorized on behalf of said city to employ persons, shall take any active part in securing, or contributing any money toward, the nomination or election of any candidate or candidates for the office of mayor or members of the council, nor during the hours of service or duty to said city shall any such appointee or employee promote the candidacy or campaign of any person seeking office, elective or appointive, of the city, all under the penalty of dismissal from the service of the city."

Tucson Code Sec. 10-18 (E)(2) states: "No officer or employee in the classified service shall at any time take any active part in securing or contributing any money toward the

nomination or election of any candidate for any elective office of the city or in influencing the results of an election for any such office.”

Based on these Tucson Charter and Code provisions, you must remove all City of Tucson e-mail addresses from your e-mail distribution list immediately. Any further solicitation of contributions from City employees via e-mail will be forwarded to the City Prosecutor for review for prosecution.