

From time to time, the district receives tickets or passes to community events that are paid for by outside sources, including, but not limited to, the MiraCosta College Foundation, a nonprofit corporation organized under section 501(c)(3) of the Internal Revenue Code. Generally, these tickets and passes are not gifts to individual members of the Board of Trustees or the district’s designated employees, but are instead “gifts to an agency” within the meaning of Title 2, Division 6, sections 19844 and 18944.1 of the California Code of Regulations.

### **Findings and Determinations**

The Board of Trustees finds and declares that the receipt and use of tickets and passes to community events that are paid for and provided by outside sources, including, but not limited to the MiraCosta College Foundation, advances important district purposes without requiring an expenditure of public funds. The important district purposes advanced by the attendance by trustees and/or the superintendent/president, or their designee, at such community events include (1) building public support for the district in the community; (2) promoting public awareness of the programs and benefits provided by the district; (3) enhancing the district’s profile as a community partner with other agencies, public and private, in the tackling of social and economic problems in the region; (4) strengthening the public’s connection to and utilization of the district and its various educational programs; (5) increasing public accountability on the part of individual trustees, and (6) providing opportunities for district officials to obtain feedback from the community regarding the district’s performance of its educational mission.

### **Types of Tickets/Passes Subject to This Policy**

The district may accept, as a gift to the agency, tickets and passes to community events paid for by outside sources if—and only if—attendance at the community event by a trustee or the superintendent/president, or their designee, would advance one or more of the following public purposes: (1) building support for the district in the community; (2) promoting public awareness of the programs and benefits provided by the district; (3) enhancing the district’s profile as a “community partner” with other agencies, public and private, in the tackling of social and economic problems in the region; (4) strengthening the public’s connection to and utilization of the district and its various educational programs; (5) increasing public accountability on the part of individual trustees; and (6) providing opportunities for district officials to obtain feedback from the community regarding the district’s performance of its mission.

#### **MiraCosta Community College District**

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Adoption History:	6/25/13
Periodic Review:	7/16/20
References:	Title 2, Division 6, §§18110–18997, Fair Political Practices Regulations Title 2, Division 6, §§18944, 18944.1, California Code of Regulations Government Code §§81000–91014, Political Reform Act
CCLC Update:	-
Steering:	S/P / N/A

By way of example, tickets to local chambers of commerce and similar nonprofit service-club events that are attended by a broad cross-section of the public are the type of tickets or passes that may be accepted by the district pursuant to this board policy. Tickets or passes to professional sporting events, professional music concerts, or other for-profit entertainment venues shall not be accepted by the district, regardless of the source. When the district is uncertain as to whether acceptance of the ticket or pass would advance a legitimate public purpose of the district, the superintendent/president shall bring the matter to the attention of the board, and the board shall vote on the question at a public meeting before the ticket or pass is accepted by the district.

### **Ticket/Pass Distribution Policy**

In accordance with Title 2, Division 6, section 18944.1, subdivision (c) of the California Code of Regulations, tickets or passes received by the district that fall within the scope of Section 2, above, shall be distributed to the members of the Board of Trustees and the superintendent/president, or their designee, in accordance with the following principles:

- A. The superintendent/president shall notify the Board of Trustees of the district's receipt of a "gift to the agency" that is in the form of a ticket or pass to an upcoming community event.
- B. The superintendent/president, with approval of the board president, is generally expected by the board, as part of their job duties, to attend community events and may use MiraCosta College Foundation-provided tickets and passes when their work schedule permits. The board president is generally expected to attend MiraCosta College Foundation events.
- C. When only a limited number of tickets or passes is available, and when multiple members of the Board of Trustees express interest in attending the same community event, preference in the distribution of the tickets or passes shall be given to the trustee in whose trustee area the community event is being held.
- D. Pursuant to Title 2, Division 6, section 18944.1, subdivision (c)(3), no ticket or pass received as a "gift to the agency" may be transferred to any other person outside the district, except to a member of the immediate family of the trustee, superintendent/president, or their designee, as the case may be. No more than one guest of the trustee or superintendent/president, or their designee, may be given a ticket or pass received by the district pursuant to this board policy.

### **Public Posting**

Within thirty days of the use of the ticket or pass provided to the district pursuant to this board policy, the superintendent/president shall cause to be completed a gift to agency report (FPPC Form 801) to disclose the use of the ticket or pass and cause said report to be posted prominently on the district's website.