"Lowering the Voice of Money in Politics"

Whereas, politics has become the playground of money far beyond the vision of grass roots citizen support for election of candidates, initiative and referenda, and campaigns; and

Whereas, elected leaders regularly describe the amount of time needed for fundraising as exceeding fifty percent of their time, detracting from time better used in service to constituents and legislating to meet the needs of the country; and

Whereas, campaign spending unleashed by *Citizens United v. Federal Election Commission,* 558 U.S. 310 (2010) removing barriers to corporate spending has exploded political action committee growth and the preference for non-disclosure pathways for spending; and

Whereas, according to Public Citizen based on Federal Election Commission reports, the first 10 years under *Citizen's United*, corporate spending of more than one-half billion dollars to influence elections included:

- At least \$313-million from more than 2,200 corporations donating to more than 500 super PACs;
- Some \$226-million flowed from at least 30 corporate trade groups, which are not required to disclose their donors;
- Some \$230-million about 74 percent -- of the total disclosed corporate donations went to a few super PACs dedicated to electing Republican candidates;
- Among those corporate trade groups not required to disclose The U.S. Chamber of
 Commerce alone accounts for \$143-million;
- More than one-third -- \$118 million -- came from the top 20 corporate donors through contributions to Super PACs that back Republicans, while only four of these corporations (three energy and one tobacco) are publicly traded enterprises; and of the 16 private companies, nearly half are run by billionaires;
- Top figures of these corporate donors gave more than \$127-million, primarily to
 Republicans; and
 - Whereas, wealth itself has become the principle instrument, including from out-of-jurisdiction contributors, to finance candidate campaigns often eclipsing support within their own constituency; and,

Whereas, examples abound where out-sized, out-of-jurisdiction contributions make to state and local candidacies drive up the specific and general costs of campaigns and office aspirations by many qualified local and state candidates. Examples include Oregon's Fourth Congressional District where 2020 contributions to a Republican challenger drew 69.6 percent of reported financing from out-of-state compared to 41.9 percent for the Democrat incumbent, a trend continuing in 2022 open seat with the same Republican drawing 58.6 percent of contributions from out-of-state compared to 21.7 percent for the Democrat for an open seat; and

Whereas, according to the FEC total spending by Presidential candidates in 2020 reached more than \$4-billion; for Senate candidates more than \$2-billion – with only one-third of the seats up for elections; and for House candidates \$1.8-billion; and

AS SUBMITTED TO AFT CONVENTION 2022

41 42	Whereas, the sum for Presidential candidates exceeds the GDP of each of at least 16 countries; and
43 44	Whereas, the greatest threat campaign financing and electoral reform is the rise of "dark money" though hard and soft money are influenced as well by <i>Citizen's United</i> ; and
45 46	Whereas, spending from January 1, 2021 through April 30, 2022, well before the conclusion of primary season, totaled nearly \$3.2-billion by candidates, PACs and party committees; now
47 48	Therefore Be It Resolved , that the American Federation of Teachers advance the following proposed amendment to the U.S. Constitution as:
49	Amendment the Twenty-eighth
50 51 52	1. Money is not political speech. Limitations in the use of monies in political speech is not an infringement or an abridgement of speech in the First Amendment of the Constitution.
53 54 55	2. The Congress and the several states shall have the power to enforce this article by appropriate legislation concerning elections over which each has authority. No law or regulation shall obscure the identification or use of such monies.
56	and
57 58 59 60	Be It Further Resolved , that AFT lobby for the introduction and passage of this amendment for referral to the states for ratification; and
61 62 63	Be It Further Resolved , that AFT will urge political action activity among its affiliates to advance and support this effort among the own states and their Congressional delegations; and
64 65 66	Be It Further Resolved , that while this may be viewed as an impossibility, attempting nothing will only perpetuate and expand the current campaign financing climate; and
67	Be It Finally Resolved, that no impossibility was ever overcome without starting the quest.
	The proposed Resolution above was approved by Executive Board of AFT-Oregon Retirees Chapter 8035R at its regular meeting May 9, 2022 for submission to the 2022 AFT Biennial Convention.
	Deanna Woods Richard H. Schwarz VP Membership Program

AS AMENDED AND ADOPTED BY AFT EXECUTIVE COUNCIL

LOWERING THE VOICE OF MONEY IN POLITICS

WHEREAS, politics has become the playground of money far beyond the vision of grassroots citizen support for election of candidates, initiative and referenda, and campaigns; and

WHEREAS, elected leaders regularly describe the amount of time needed for fundraising as exceeding 50 percent of their time, detracting from time better used in service to constituents and legislating to meet the needs of the country; and

WHEREAS, campaign spending unleashed by Citizens United v. Federal Election Commission, 558 U.S. 310 (2010) removing barriers to corporate spending has exploded political action committee growth and the preference for nondisclosure pathways for spending; and

WHEREAS, according to Public Citizen, based on Federal Election Commission reports, the first 10 years under Citizens United, corporate spending of more than one-half billion dollars to influence elections included:

- At least \$313 million from more than 2,200 corporations donating to more than 500 super PACs;
- Some \$226 million flowed from at least 30 corporate trade groups, which are not required to disclose their donors;
- Some \$230 million—about 74 percent—of the total disclosed corporate donations went to a few super PACs dedicated to electing Republican candidates;
- Among those corporate trade groups not required to disclose, the U.S. Chamber of Commerce alone accounts for \$143 million;
- More than one-third—\$118 million—came from the top 20 corporate donors through contributions to super PACs that back Republicans, while only four of these corporations (three energy and one tobacco) are publicly traded enterprises; and of the 16 private companies, nearly half are run by billionaires;
- Top figures of these corporate donors gave more than \$127 million, primarily to Republicans; and

WHEREAS, wealth itself has become the principle instrument, including from out-ofjurisdiction contributors, to finance candidate campaigns often eclipsing support within their own constituency; and

WHEREAS, examples abound where outsized, out-of-jurisdiction contributions made to state and local candidacies drive up the specific and general costs of campaigns and office aspirations by many qualified local and state candidates. Examples include Oregon's 4th Congressional District where 2020 contributions to a Republican challenger drew 69.6 percent of reported financing from out-of-state compared with 41.9 percent for the Democrat incumbent, a trend continuing in a 2022 open seat, with the same Republican drawing 58.6 percent of contributions from out-of-state compared with 21.7 percent for the Democrat for an open seat; and

WHEREAS, according to the Federal Election Commission, total spending by presidential candidates in 2020 reached more than \$4 billion; for Senate candidates more than \$2 billion—with only one-third of the seats up for elections; and for House candidates \$1.8 billion; and

WHEREAS, the sum for presidential candidates exceeds the gross domestic product of each of at least 16 countries; and

WHEREAS, the greatest threat to campaign financing and electoral reform is the rise of "dark money," though hard and soft money are influenced as well by Citizens United; and

WHEREAS, spending from Jan. 1, 2021, through April 30, 2022, well before the conclusion of primary season, totaled nearly \$3.2 billion by candidates, PACs and party committees:

RESOLVED, that the American Federation of Teachers reiterates its support as outlined in a 2016 resolution for an amendment to the U.S. Constitution to clarify that "free speech" as envisioned by the framers of the U.S. Constitution was limited to individuals and groups; and

RESOLVED, that the AFT will support passage of measures like S.J. Res. 25 and H.J. Res 1, the Democracy for All Amendment, a constitutional amendment to overturn the Supreme Court's disastrous Citizens United v. FEC decision by giving Congress and states the ability to set commonsense rules on political spending by corporate PACs, wealthy special interests and others; and

RESOLVED, that the AFT will urge political action activity among its affiliates to advance and support efforts among their own states and their congressional delegations to get big money out of politics.

Adopted 9/29/2022