

(Regulations of the Fair Political Practices Commission, Title 2, Division 6, California Code of Regulations.)

§ 18424.1. Behested Payment Reporting. Good Faith Estimate.

A good faith estimate of a behested payment amount, payment date or both will meet the reporting requirements under Section 84224 where each of the following are met:

(a) The elected officer or Public Utilities Commission (“PUC”) member practiced reasonable efforts to obtain the required information and is unable to ascertain the exact amount or date of the behested payment from the payee prior to the reporting deadline. For purposes of this regulation, reasonable efforts include sending a written request to the payee for the required information prior to the 30 day filing deadline.

(b) The elected official or PUC member states the payment information is an estimated amount or estimated date that reflects the best efforts of the elected officer or PUC member to ascertain the accurate information and states the reason the official is unable to provide the information.

(c) An amended report with corrected information is filed within 10 days of the elected officer or PUC member receiving the payment information from the payee.

Note: Authority cited: Section 83112, Government Code. Reference: Sections 82004.5, 82041.3 and 84224, Government Code.

HISTORY

1. New section filed 11-8-2021; operative 12-8-2021 pursuant to Cal. Code Regs., tit. 2, section 18312(e). Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative

Procedure Act rulemaking requirements and not subject to procedural or substantive review by OAL) (Register 2021, No. 46).