

Notice
Fair Political Practices Commission
Interested Persons Meeting
Proposal to Amend Regulation 18535
September 26, 2017 at 10:00 a.m.
1102 Q St. Third Floor Commission Hearing Room
Sacramento, CA 95811

The Fair Political Practices Commission staff will hold an Interested Persons meeting on September 26, 2017 at 10:00 a.m. to solicit public input regarding the regulatory proposal listed below. The proposal will be considered for adoption at the October 19, 2017 Commission meeting.

Amend Regulation 18535 Restrictions on Contributions Between State Candidates.

Section 85305 prohibits a candidate for elective state office or committee controlled by that candidate from making any contribution to any other candidate for elective state office in excess of the contributions limits set forth in subdivision (a) of Section 85301. Section 85315 allows an elected state officer to accept campaign contributions to oppose the qualification of a recall measure, and if qualification is successful, the recall election, without regard to the campaign contributions limits...” At its July 27, 2017 hearing, the Commission deliberated over issues raised with respect to the interplay between Sections 85305 and 85315, and whether the prohibition in Section 85305 applied to state candidates that are the subject of a recall. The Commission decided to issue an opinion clarifying its interpretation that Sections 85305 and 85315 require that there be no limit on contributions from state candidates to a recall committee controlled by another state candidate to oppose the recall of that state candidate. This was a reversal of the Commission’s previous longstanding interpretation of these provisions. The Commission adopted the new opinion at its August 17, 2017 hearing. The purpose of the proposed amendments to Regulation 18535 is to clarify and implement the Commission’s current interpretation on this topic, which is that the restriction on contributions between state candidates contained in Section 85305 does not impose a limit on the amount a state candidate may contribute to a recall committee controlled by another state candidate to oppose his or her recall.

ADDITIONAL INFORMATION

- Proposed language for Regulation 18535 is attached for review, and can also be found at <http://www.fppc.ca.gov/the-law/fppc-regulations/proposed-regulations-and-notice.html> .
- You may participate in this interested persons meeting in person (at the Commission’s offices).

- You may also listen to and participate in this interested persons meeting by teleconference by calling; (877) 411-9748 access code 723284.
- Finally, Commission staff invites written comments addressing these topics. Address comments regarding Regulation 18535 to Senior Commission Counsel Sukhi Brar at (916) 322-5660.

For questions about this meeting, you may contact Juanita Lira at (916) 322-5660.