

Amended Notice
Fair Political Practices Commission
Interested Persons Meeting
January 16, 2018 10:30 a.m.
1102 Q Street, Suite 3000 Hearing Room
Sacramento, CA 95811

Fair Political Practices Commission staff will hold an Interested Persons meeting on January 16, 2018 at 10:30 a.m. to solicit public input regarding the regulatory proposals listed below. The Commission will consider the proposed amended regulations at the February 15, 2018 hearing.

Assembly Bill 249: The Disclose Act.

On October 7, 2017, Governor Brown signed AB 249 (the Disclose Act) into law. The substantive provisions of the bill go into effect on January 1, 2018. The Disclose Act significantly changed various provisions in the Act. These changes include an overhaul of the Act's advertising disclosure provisions. Staff proposed amendments to Regulation 18450.1 at the Interested Persons Meeting in November, 2017 and at the Commission Hearing in December, 2017 to conform this regulation to AB 249, as well as reorganize the regulation and address the issue of yard sign dimensions. At the request of the Commission, staff has prepared an "Option 3" version of proposed amendments to Regulation 18450.1 to address public comments by proponents of AB 249 requesting the elimination of minimum thresholds for advertisements that require disclosure statements under AB 249.

Regulation 18450.1 Advertisements

Existing Section 84501 defines the term "advertisement" for the disclosure rules set out in existing Sections 84503-84511. Interpreting Section 84501, existing Regulation 18450.1 was enacted in 2002 and provides a definition for each category of advertisement under Section 84501. Regulation 18450.1(b) delineates exceptions from the definition of an "advertisement," as well as providing the standards and burden of proof when a committee claims the inclusion of a disclosure in an electronic media advertisement is impracticable.

Commission staff proposes amending Regulation 18450.1 to adopt yard sign and large sign dimensions previously the subject of the Interested Persons meeting on September 22, 2017, and pre-notice hearing at the Commission's October 2017 hearing. No comments were received from the public or the regulated community at either event.

Commission staff proposes additional amendments to incorporate changes enacted by AB 249 including, but not limited to:

- Removing duplicative language.
- Adding language regarding social media advertisements.

- Harmonizing existing language.

Commission staff prepared Option 3 for the Commission's consideration and in accordance with the request from the proponents of AB 249 to eliminate minimum thresholds for advertisements requiring disclosure statements under AB 249.

ADDITIONAL INFORMATION.

- Proposed language for all Regulations in this notice is attached for review, and can also be found at <http://www.fppc.ca.gov/the-law/fppc-regulations/proposed-regulations-and-notices.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, the Commission staff invites written comments addressing these topics. Address comments regarding Regulation 18450.1 to Karen Harrison at (916) 322-5660.

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