



STATE OF CALIFORNIA
FAIR POLITICAL PRACTICES COMMISSION
1102 Q Street • Suite 3000 • Sacramento, CA 95811
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TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

NOTICE IS HEREBY GIVEN that the Fair Political Practices Commission (the Commission), under the authority vested in it under the Political Reform Act (the Act)¹ by Section 83112 of the Government Code, proposes to adopt, amend, or repeal regulations in Title 2, Division 6 of the California Code of Regulations. The Commission will consider the proposed regulation at a public hearing on or after **April 16, 2020**, at the offices of the Fair Political Practices Commission, 1102 Q Street, Suite 3000, Sacramento, California, commencing at approximately **10:00 a.m.** Written comments should be received at the Commission offices no later than **5:00 p.m.** on **April 14, 2020**.

BACKGROUND/OVERVIEW:

Section 83110 of the Act provides that “[m]eetings of the Commission shall be public except that the Commission may provide otherwise for discussions of personnel and litigation.” Section 83111 states that “[t]he Commission has primary responsibility for the impartial, effective administration and implementation of this title.” Section 83112 provides that “[t]he commission may adopt, amend and rescind rules and regulations to carry out the purposes and provisions of this title, and to govern procedures of the Commission.”

Regulation 18310 includes general provisions relating to public meetings held by the Commission. Regulation 18310 does not include any provisions relating to public participation at Commission meetings.

The proposed regulation would implement rules pertaining to public participation at Commission meetings for the purpose of affording members of the public the opportunity to address the Commission during meetings, while also allowing the Commission to run meetings effectively and without disruption.

REGULATORY ACTION:

Adopt 2 Cal. Code Regs. Section 18310.1 – Public Participation at Meetings

The Commission will consider the adoption of proposed Regulation 18310.1, which will establish procedural rules for public participation at meetings, including, but not limited to, provisions relating to time limitations for public comments, order and organization of public comments, and electronically submitted public comments. At a minimum, the Commission, may consider:

¹ The Political Reform Act is contained in Government Code Sections 81000 through 91014. All statutory references are to the Government Code, unless otherwise indicated. The regulations of the Fair Political Practices Commission are contained in Sections 18110 through 18997 of Title 2 of the California Code of Regulations. All regulatory references are to Title 2, Division 6 of the California Code of Regulations, unless otherwise indicated.

- A provision establishing a default three-minute time limit per speaker, per agenda item;
- A provision allowing the Chair to require a member of the public to leave a meeting, or have that individual's opportunity to provide public comment limited, if that individual has purposefully violated the regulation or otherwise purposefully disrupted the meeting, or expressly encouraged another to do so; and
- A provision allowing the Commission to reject or "block" any content received from a non-human source, such as a software "bot."

SCOPE:

The Commission may adopt the language noticed herein, or it may choose new language to implement its decisions concerning the issues identified above or any related issues.

FISCAL IMPACT STATEMENT:

Fiscal Impact on Local Government. This regulation will have no fiscal impact on any local entity or program.

Fiscal Impact on State Government. This regulation will have no fiscal impact on any state entity or program.

Fiscal Impact on Federal Funding of State Programs. This regulation will have no fiscal impact on the federal funding of any state entity or program.

AUTHORITY: Section 83112 provides that the Fair Political Practices Commission may adopt, amend, and rescind rules and regulations to carry out the purposes and provisions of the Act.

REFERENCE: Sections 83110, 83111, 83112

CONTACT: Any inquiries should be made to Kevin Cornwall, Fair Political Practices Commission, 1102 Q St., Suite 3000, Sacramento, CA 95811; telephone (916) 322-5660 or 1-866-ASK-FPPC. Proposed regulatory language can be accessed at <http://www.fppc.ca.gov/the-law/fppc-regulations/proposed-regulations-and-notices.html>.