

1 Adopt 2 Cal. Code Regs. Section 18316.6 to read:

2 **§ 18316.6. Treasurer Liability.**

3 (a) A treasurer may be held liable for a violation of the Act for failing to abide by his or her
4 duties as specified in Sections 84100 and 84104, and Regulation 18427.

5 (b) Consistent with the provisions of Section 83116.5, a treasurer may be held jointly and
6 severally liable for a violation of the Act where he or she failed to abide by his or her duties as
7 specified in Regulation 18427, caused another person to violate the Act, or aided and abetted a
8 person to violate the Act.

9 (c) For purposes of subdivisions (a) and (b) of this regulation, where a duty is applicable to a
10 candidate, the Commission may determine that the treasurer is not liable for the violation if the
11 candidate does not have a controlled committee, and the treasurer did not cause or aid and abet the
12 candidate to violate the Act.

13 (d) Notwithstanding subdivisions (a) and (b) of this regulation, where a professional
14 treasurer of a committee is compensated to perform any duty specified in Regulation 18427 on
15 behalf of a major donor committee, as defined in Section 82013, subdivision (c), and he or she
16 causes that committee to violate the Act, the Enforcement Division may propose to the Commission
17 that the treasurer be held solely responsible for the violation within meaning of Section 91006.
18 Evidence of negligence or intentional conduct by any person who violated the Act will be considered
19 by the Enforcement Division in making the recommendation.

20 Note: Authority cited: Section 83112, Government Code. Reference: Sections 81004, 83116,
21 83116.5, 84100, and 91006, Government Code.