

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

§ 18115.2. Duties of Filing Officers and Filing Officials - Electronically Filed Statements of Economic Interests.

(a) Pursuant to Section 81010(b), a filing officer shall review a statement of economic interests submitted through the Commission's electronic filing system or an electronic filing system approved by the Commission pursuant to Section 87500.2(c)(3), to ensure the statement:

(1) Contains the filer's full name, formal official title or designated position, an email address, and the residential or business street address of the filer. The filing officer shall ensure that the filer's full name and the formal position title are complete and accurate to promote the accuracy and consistency of electronic filing system databases.

(2) Has been digitally signed and dated by the filer in compliance with Section 81004, unless the statement is an expanded statement filed for an additional position under Regulation 18723.1.

(3) Sets forth the System Acceptance Number ("SAN") assigned by the Commission to the approved electronic filing system verifying the Commission's certification of the system under Regulation 18756.

(b) The filing officer shall promptly notify the filer if the review of an electronically filed statement of economic interests required by subdivision (a) indicates that the statement is incomplete or incorrect in any material respect.

(c) An electronically filed statement of economic interests, filed through the Commission's electronic filing system or an approved electronic filing system, which displays the electronic filing system's SAN, is an original statement for purposes of the Act. A digital

signature on a statement filed through the Commission's electronic filing system or an approved electronic filing system fulfills the requirement of Section 81004 that the statement be signed under the penalty of perjury.

(d) With respect to an electronically filed statement of economic interests filed through the Commission's electronic filing system or an approved electronic filing system, a filing official, the agency official who receives statements and forwards those statements under Section 87500, shall forward an electronic copy of the original statement, which itself is an original statement under subdivision (c), to the filing officer through the electronic filing system and make and retain an electronic copy of the statement. If the Commission is the filing officer, an electronic statement filed through an approved electronic filing system must be forwarded to the Commission by means of automated data exchange between the approved electronic system and the Commission's electronic filing system.

(e) If the Commission assumes filing officer duties for an agency under Section 87500.4(b)(1), the agency shall provide the Commission with the name and contact information for each individual with filing obligations as required by Section 87500.4(b)(2).

Note: Authority cited: Section 83112, Government Code. Reference: Sections 81010, 87500, 87500.4 and 87505, Government Code.

HISTORY

1. New section filed 12-23-2020; operative 1-22-2021 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 2020, No. 52).