

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

§ 18570. Return of Contributions with Insufficient Donor Information.

(a) The 60-day period within which a contribution must be returned pursuant to Government Code section 85700 commences on the first day the candidate or committee, or an agent of a candidate or committee, obtains possession or control of the contribution.

(b) Pending receipt of the information required by Government Code section 85700, a candidate or committee, or an agent of a candidate or committee, may deposit a monetary contribution in the candidate's or committee's campaign bank account.

(c) A contribution lacking the information required by Government Code section 85700 is deemed returned on the date the contribution or its monetary equivalent is mailed, delivered or otherwise transmitted to the contributor within 60 calendar days of the date identified according to subdivision (a) of this regulation. If the contribution cannot be returned, the contribution shall be paid within 60 calendar days of the date identified according to subdivision (a) of this regulation to the Secretary of State for deposit in the General Fund of the State. If the contribution was made in connection with a local election, the contribution shall be paid to the general fund of the local jurisdiction in which the committee is based.

(d) A candidate or committee shall maintain in its files a record of the date on which the information required by Government Code section 85700 was obtained, if that date is different from the date the contribution is received.

(e) Except as provided otherwise, campaign disclosure statements shall be amended within 70 calendar days of the closing date of the reporting period to include information required by Government Code section 85700 that is obtained after the original disclosure

statement is filed. Campaign disclosure statements filed pursuant to Government Code sections 84203, 84204, 85309 and 85500 need not be amended pursuant to this regulation.

(f) Contributions that are returned by check, pursuant to Government Code section 85700, which are not cashed by the original contributor within 90 calendar days of being returned, pursuant to subdivision (c) of this regulation, shall be paid within an additional 30 calendar days to the Secretary of State for deposit in the General Fund of the State. If the contribution was made in connection with a local election, the contribution shall be paid to the general fund of the local jurisdiction in which the committee is based.

Note: Authority cited: Section 83112, Government Code. Reference: Sections 84213 and 85700, Government Code.

HISTORY

1. New section filed 10-9-2001; operative 11-8-2001 (Register 2001, No. 41). For prior history, see Register 78, No. 5.
2. Amendment of subsection (c) and new subsection (f) filed 7-20-2005; operative 8-19-2005 (Register 2005, No. 29).