Amend 2 Cal. Code Regs. Section 18438.6 as follows:


Section 84308.

For purposes of Government Code Section 84308,

(a) A person “makes” and an officer “accepts” or “receives” a contribution only if the contribution is for that person’s own candidacy or own the officer’s campaign or controlled committee, including, but not limited to:

(1) Campaign committees;

(2) Ballot measure committees;

(3) Legal defense funds;

(4) Officeholder Controlled Committees formed pursuant to Section 85316(b) and Regulation 18531.62; and

(5) Recall committees.

(b) A person “makes a contribution” to an officer or candidate only if the contribution is made for that officer’s or candidate’s own candidacy or controlled committee.

(c) An officer “solicits” a contribution only if the officer knows or has reason to know that the person being solicited for a contribution is a party or agent of a party, or is a participant or agent of a participant and either:

(1) The officer or candidate personally requests a contribution for the officer’s or candidate’s own campaign or controlled committee, or for any other candidate, public official or committee, either orally or in writing or any campaign or committee, including those not controlled by the officer; or

(2) The agent of the officer, or candidate with the officer’s or candidate’s knowledge, requests a contribution for the officer’s or candidate’s own campaign or controlled committee.
(3) The agent of the officer, at the direction of the officer, requests a contribution for any other campaign or committee.

(c) An officer “directs” a contribution only if the officer solicits a person for a contribution to a campaign or committee and:

(1) The officer knows or has reason to know the person is a party, participant, or agent of a party or participant; and

(2) The person makes the contribution to the campaign or committee.

(d) Notwithstanding subsections (b) and (c), a solicitation does not include a request made an officer does not solicit or direct a contribution by making a request in a mass mailing sent to members of the public, to a public gathering, or published in a newspaper, on radio or TV, or in any other mass media.

A person An officer does not “solicit” or “direct” a contribution solely because the person’s officer’s name is printed with other names on stationery or a letterhead used to request contributions.

(e) A person “directs” a contribution if the person acts as the agent of another person or of a committee other than the person’s own controlled committee in accepting a contribution on behalf of, or transmitting a contribution to, such other person or committee.