

1 Amend 2 Cal. Code Regs., Section 18404.2 to read:

2 **§18404.2. Administrative Termination.**

3 (a) Bases for Administrative Termination. The Chief of the Enforcement Division may
4 terminate a recipient committee for any of the following reasons ~~if the committee failed to:~~

5 (1) The committee failed to Ffile a campaign statement in the previous 12 months, and
6 the committee had an ending cash balance of \$3,000 or less on its last campaign statement;

7 (2) The committee failed to Ffile a campaign statement in the previous 12 months, the
8 committee had an ending cash balance of \$5,000 or less on its last campaign statement, and the
9 committee owes \$2,000 or more to the controlling candidate;

10 (3) The committee filed a Statement of Organization in error;

11 (4~~3~~) The committee failed to Ffile a campaign statement in the previous 48 months; or

12 (5~~4~~) The committee failed to Respond to the Enforcement Division’s reasonable efforts
13 to contact the committee regarding the committee’s failure to file campaign statements or pay
14 annual fees. “Reasonable efforts to contact the committee” means sending a written notice by
15 certified mail to the committee treasurer at the treasurer’s address listed on the committee’s
16 statement of organization, and attempting to contact an individual identified as a controlling
17 candidate, principal officer, treasurer, or assistant treasurer on the committee’s most recent
18 campaign statement or statement of organization at the telephone number or email address listed
19 on the statement.

20 (6) The Chief of the Enforcement Division obtains sufficient evidence to show the person
21 responsible for the committee is deceased or incapacitated.

22 (b) 45 Day Notice of Termination. The Enforcement Division must provide a committee
23 with written notice of a proposed termination 45 days prior to terminating the committee.

1 (c) Objection to Termination. The Enforcement Division will not terminate a committee
2 if the committee files a written objection to a proposed termination. If no written objection is
3 received within 45 days, the committee automatically terminates without further notice.

4 (d) Reinstatement. The Executive Director must reinstate a terminated committee if the
5 committee files a written request for reinstatement with the Commission, files any delinquent
6 statements required by the Enforcement Division, and pays any outstanding fees or fines.

7 (e) Prohibited Activity after Termination. A committee may not receive contributions or
8 make expenditures exceeding the ending cash balance on the committee's last campaign
9 statement after the Enforcement Division terminates the committee, except to pay outstanding
10 filing fees or fines.

11 (f) Notice to Filing Officers. The Commission will provide notice of a termination or
12 reinstatement of a committee within 90 days to the filing officers with whom the committee was
13 required to file its last campaign statement.

14 Note: Authority cited: Sections 83112 and 84212, Government Code. Reference: Sections
15 82013 and 84212, Government Code.