

FOR FILING ADMINISTRATIVE REGULATIONS WITH THE SECRETARY OF STATE (Pursuant to Government Code Section 11350.1)

RECEIVED FOR FILING

JUN 15 1976

Office of Administrative Hearings

Copy below is hereby certified to be a true and correct copy of regulations adopted, or amended, or an order of repeal by:

FAIR POLITICAL PRACTICES COMMISSION (Agency)

Date of adoption, amendment, or repeal:

June 1, 1976

By: Daniel H. Lowenstein

Chairman (Title)

3.45

DO NOT WRITE IN THIS SPACE

DO NOT WRITE IN THIS SPACE

ORDER ADOPTING EMERGENCY REGULATION OF THE FAIR POLITICAL PRACTICES COMMISSION

After proceedings had in accordance with the provisions of the Administrative Procedure Act (Government Code Title 2, Div. 3, Part 1, Ch. 4.5) and pursuant to the authority vested by Section 83112 of the Government Code, and to implement, interpret or make specific Section 87207 of the Government Code, the Fair Political Practices Commission hereby amends its regulation in Division VI, Title 2, California Administrative Code, as follows:

Repeal 2 Cal. Adm. Code Section 18728.

Add 2 Cal Adm. Code Section 18728 as follows:

18728. Reporting of Income and Gifts; Honoraria and Awards (87207)

(a) As used in this section, "honorarium" means a payment for speaking at any event, participating in a panel or seminar or engaging in any similar activity. For purposes of this section, free admission, food, beverages and similar

DO NOT WRITE IN THIS SPACE

CONTINUATION SHEET
FILING ADMINISTRATIVE REGULATIONS
WITH THE SECRETARY OF STATE
(Pursuant to Government Code Section 11350.1)

nominal benefits provided to a filer at an event at which he or she speaks, participates in a panel or seminar or performs a similar service, and reimbursement or advance for actual intrastate travel and for necessary accommodations provided directly in connection with the event are not payments and need not be reported by the filer.

(b) When a filer is required to report income under Government Code Sections 87200, et seq., the filer may elect to report any honoraria received on a schedule established by the Commission for that purpose. The schedule shall contain all the information that is required for reporting a gift and shall require a specific description of the services provided. The schedule shall not require the filer to determine or to state whether or to what extent the value of the honorarium exceeded the value of the services provided. A filer who elects to use the schedule provided for in this paragraph for any honorarium must disclose on the schedule all honoraria of \$25.00 or more received during the period.

(c) Any filer who does not elect to use the schedule described in paragraph (b) must report an honorarium as a gift unless it is clear from all of the surrounding circumstances that the services provided represented equal or greater value than the payment received. If it is clear from the surrounding circumstances that the services provided were of equal or greater value than the payment received, the

DO NOT WRITE IN THIS SPACE