

1 Amend 2 Cal. Code Regs., Section 18438.4 to read:

2 **§ 18438.4. Participants Under Government Code Section 84308.**

3 For purposes of Government Code Section 84308,

4 (a) A person "lobbies in person" when ~~he or she~~ the person communicates directly, either
5 in person or in writing, with an officer of an agency for the purpose of influencing the decision in
6 a proceeding.

7 (b) A person "testifies in person" when ~~he or she~~ the person testifies or makes an oral
8 statement before an agency during a proceeding on a license, permit or other entitlement for use
9 for the purpose of influencing the decision of the agency.

10 (c) A person "otherwise acts to influence" officers of an agency when ~~he or she~~ the
11 person communicates with an employee of the agency, or when ~~his or her~~ the person's agent
12 lobbies in person, testifies in person or otherwise communicates with officers or employees of
13 the agency, for the purpose of influencing the officers' decision in a proceeding.

14 (d) A person does not lobby, testify or otherwise act to influence the officers or
15 employees of an agency by communications made to the public, other than those made in the
16 proceedings before the agency.

17 Note: Authority cited: Section 83112, Government Code. Reference: Section 84308,

18 Government Code.