

1 Amend 2 Cal. Code Regs., Section 18932.5 to read:

2 **§ 18932.5. Exclusions From "Honorarium": Direct Charitable Donations.**

3 The following payments are excluded from the definition of "honorarium":

4 (a) A charitable donation, if all of the following apply:

5 (1) The donation is made directly to a bona fide charitable, educational, civic, religious,
6 or similar tax-exempt, nonprofit organization, and is not delivered to the individual;

7 (2) The individual does not make the donation a condition for ~~his or her~~ the individual's
8 speech, article, or attendance;

9 (3) The individual does not claim the donation as a deduction from income for tax
10 purposes;

11 (4) The donation will have no reasonably foreseeable financial effect on the individual, or
12 on any member of ~~his or her~~ the individual's immediate family; and

13 (5) The individual is not identified to the recipient organization in connection with the
14 donation. If the individual knows or has reason to know that a donor intends to make such a
15 donation, the individual must inform the donor that the donation cannot be made in the
16 individual's name.

17 Note: Authority: Section 83112, Government Code. Reference: Sections 89501 through 89506,
18 Government Code.