

1 Repeal 2 Cal. Code Regs. Section 18215.3:

2 ~~§ 18215.3. “Behested Payments” Reporting.~~

3 ~~(a) Except as provided in subdivision (b) below, for purposes of behested payment reporting as~~
4 ~~required by Section 84224, “made at the behest of” means made under the control or at the~~
5 ~~direction of, in cooperation, consultation, coordination, or concert with, at the request or~~
6 ~~suggestion of, or with the express, prior consent of the elected officer, Public Utilities~~
7 ~~Commission (“PUC”) member, or his or her agent.~~

8 ~~(b) A payment is not “made at the behest of” an elected officer or a PUC member and is not~~
9 ~~subject to behested payment reporting if the payment is made in response to a fundraising~~
10 ~~solicitation from a charitable organization requesting a payment unless the solicitation features~~
11 ~~an elected officer or PUC member.~~

12 ~~(1) For purposes of this regulation, a solicitation “features an elected officer or PUC member” if~~
13 ~~the item mailed includes the elected officer's photograph or signature, or singles out the elected~~
14 ~~officer by the manner of display of his or her name or office in the layout of the document, such~~
15 ~~as by headlines, captions, type size, typeface, or type color.~~

16 ~~(2) An elected officer or PUC member is also featured in a solicitation if the roster or letterhead~~
17 ~~listing the governing body contains a majority of elected officers or PUC members.~~

18 ~~Note: Authority cited: Section 83112, Government Code. Reference: Sections 82004.5, 82041.3~~
19 ~~and 84224, Government Code.~~