

1 Adopt 2 Cal. Code Regs., Section 18216.5 to read:

2 **§ 18216.5. Controlled Committee: “Significant Influence” Defined.**

3 (a) General Rule. Under Section 82016, to determine whether a candidate or state
4 measure proponent exercises significant influence over the actions or decisions of a committee, it
5 is necessary to examine the degree of his or her involvement in the committee.

6 (b) Actions or Decisions Resulting in Committee Control. A candidate or state measure
7 proponent exercises significant influence over the actions or decisions of a committee if he or
8 she:

9 (1) Is a voting member of the committee’s leadership body or holds a management
10 position within the committee;

11 (2) Participates in developing or implementing campaign strategy for the committee; or

12 (3) Has extensive involvement in the committee’s fundraising activities through active
13 participation in fundraising strategy or solicitation of funds.

14 (c) Actions or Decisions Not Resulting in Committee Control. A candidate or state
15 measure proponent does not exercise significant influence over the actions or decisions of a
16 committee solely if he or she:

17 (1) Serves as honorary chairperson of the committee and appears in the committee’s
18 letterhead; or

19 (2) Provides the committee access to his or her contributor list.

20 (d) Agents. For purposes of this regulation, the terms “candidate” and “state measure
21 proponent” include their agents, when the agent is acting within the scope of his or her authority.

22 In addition, it includes representatives of any committee he or she controls.

- 1 Note: Authority cited: Section 83112, Government Code. Reference: Sections 82016,
- 2 Government Code.