

**Introduced by Senator Johnson**

February 21, 2002

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An act to amend Section 85319 of the Government Code, relating to the Political Reform Act of 1974.

LEGISLATIVE COUNSEL'S DIGEST

SB 1742, as introduced, Johnson. Political Reform Act of 1974: limitations of contributions.

Under the existing Political Reform Act of 1974, a candidate for elective state office is authorized to return all or part of any contribution to the donor at any time.

This bill would prohibit a candidate for elective state office from returning, to himself or herself, contributions that were made by the candidate to the candidate's controlled committee.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

The Political Reform Act of 1974, an initiative measure, provides that the Legislature may amend the act to further the act's purposes with a  $\frac{2}{3}$  vote of each house and compliance with specified procedural requirements.

This bill, which would declare that it furthers the purposes of the act, would therefore require a  $\frac{2}{3}$  vote.

Vote:  $\frac{2}{3}$ . Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 85319 of the Government Code is  
2 amended to read:

3 85319. A candidate for state elective office may return all or  
4 part of any contribution to the donor who made the contribution  
5 at any time, whether or not other contributions are returned, *except*  
6 *a contribution that the candidate made for state elective office to*  
7 *his or her own controlled committee.*

8 SEC. 2. No reimbursement is required by this act pursuant to  
9 Section 6 of Article XIII B of the California Constitution because  
10 the only costs that may be incurred by a local agency or school  
11 district will be incurred because this act creates a new crime or  
12 infraction, eliminates a crime or infraction, or changes the penalty  
13 for a crime or infraction, within the meaning of Section 17556 of  
14 the Government Code, or changes the definition of a crime within  
15 the meaning of Section 6 of Article XIII B of the California  
16 Constitution.

17 SEC. 3. The Legislature finds and declares that this bill  
18 furthers the purposes of the Political Reform Act of 1974 within  
19 the meaning of subdivision (a) of Section 81012 of the  
20 Government Code.

