

**Introduced by Senator Maldonado**February 21, 2008

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An act to add Chapter 8.5 (commencing with Section 88500) to Title 9 of the Government Code, relating to the Political Reform Act of 1974.

## LEGISLATIVE COUNSEL'S DIGEST

SB 1444, as introduced, Maldonado. Political Reform Act of 1974: reporting bribes and things of value.

(1) Existing provisions of the Political Reform Act of 1974 require that certain public officers and employees file statements of economic interest and reports disclosing, among other matters, their investments, their interests in real property, and their sources of income of greater than a certain value, with specified content. Existing law makes a violation of the act subject to administrative, civil, and criminal penalties.

This bill would require an elected state officer, elected officer of a local government agency, or other specified individual who is offered a bribe to report the bribe with the Fair Political Practices Commission. The bill would require that the report include specified information and that it be filed within 30 days from the date the bribe is offered.

By expanding the definition of an existing crime, the bill would impose a state-mandated local program.

(2) 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.

(3) The Political Reform Act of 1974, an initiative measure, provides that the Legislature may amend the act to further the act's purposes

upon a 2/3 vote of each house and compliance with specified procedural requirements.

This bill would declare that it furthers the purposes of the act.

Vote: 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. Chapter 8.5 (commencing with Section 88500)  
2 is added to Title 9 of the Government Code, to read:

3  
4 CHAPTER 8.5. REPORTING BRIBES  
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6 88500. An elected state officer, elected officer of a local  
7 government agency, or other individual specified in Section 87200  
8 who is offered a bribe, as defined under Section 7 of the Penal  
9 Code, shall, within 30 days from the date of the offer, file a report  
10 with the Commission containing all of the following:

- 11 (a) The name, street address, and telephone number of, and any  
12 other relevant information regarding, the person who offered the  
13 bribe, to the extent known.
- 14 (b) The name, street address, and telephone number of the  
15 elected state officer, elected officer of a local government agency,  
16 or other individual specified in Section 87200.
- 17 (c) The date of the offer.
- 18 (d) The amount or estimated value of the offered bribe.
- 19 (e) A description of the offer and the bribe.

20 SEC. 2. No reimbursement is required by this act pursuant to  
21 Section 6 of Article XIII B of the California Constitution because  
22 the only costs that may be incurred by a local agency or school  
23 district will be incurred because this act creates a new crime or  
24 infraction, eliminates a crime or infraction, or changes the penalty  
25 for a crime or infraction, within the meaning of Section 17556 of  
26 the Government Code, or changes the definition of a crime within  
27 the meaning of Section 6 of Article XIII B of the California  
28 Constitution.

29 SEC. 3. The Legislature finds and declares that this bill furthers  
30 the purposes of the Political Reform Act of 1974 within the

- 1 meaning of subdivision (a) of Section 81012 of the Government
- 2 Code.

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