

Introduced by Senator Johnston

February 19, 1998

An act to add Chapter 29 (commencing with Section 22930) to Division 8 of the Business and Professions Code, relating to donated property.

LEGISLATIVE COUNSEL'S DIGEST

SB 1836, as introduced, Johnston. Donated property.

Existing law generally regulates disclosures made by any individual, corporation, or other legal entity who for compensation solicits funds or other property in this state for charitable purposes. Existing law requires a commercial fundraiser for charitable purposes, as defined, to register with the Attorney General's Registry of Charitable Trusts.

This bill would require a nonprofit organization engaged in any solicitation or sales solicitation for charitable purposes or a commercial fundraiser to provide a donor of specified property with a receipt with prescribed information within days from when the nonprofit organization or the commercial fundraiser sells it. The bill would require the nonprofit organization or commercial fundraiser to also notify the donor whether the property was altered subsequent to the donation if the alteration affected the value of the property when it was sold.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

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

1 SECTION 1. Chapter 29 (commencing with Section
2 22930) is added to Division 8 of the Business and
3 Professions Code, to read:

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CHAPTER 29. DONATED PROPERTY

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7 22930. If a person donates property to a nonprofit
8 organization engaged in any solicitation or sales
9 solicitation for charitable purposes or to a commercial
10 fundraiser for charitable purposes, as defined in Section
11 12599 of the Government Code, and the original retail
12 price of the property to its donor was at least one
13 thousand dollars (\$1,000), the nonprofit organization or
14 commercial fundraiser shall send the donor a receipt for
15 that property within 30 days from when the charity or the
16 commercial fundraiser sells it. The receipt shall include
17 the amount paid to the charity or commercial fundraiser
18 for the property. The charity or commercial fundraiser
19 shall also notify the donor whether the property was
20 altered subsequent to the donation if the alteration
21 affected the value of the property when it was sold.

