

**One Business Day Notice: Fundraising and Delivery/Intermediary Activity
by a Lobbying Entity**
Instructions – CEC Form 43

Submit this form if you, as a registered lobbyist, lobbying firm, or lobbyist employer (a “lobbying entity”) fundraise,* deliver, or act as an intermediary for contributions to any and all committees controlled by an elective City officer in connection with a City election or City office (campaign or officeholder committee, or legal defense fund) aggregating more than \$15,000 for a City Councilmember or \$35,000 for a Citywide elected official (Mayor, City Attorney, or Controller) in a 12-month period. Contributions to ballot measure committees and committees established in connection with an election to office in another jurisdiction (e.g., county, state, or federal office) that are controlled by an elective City officer do not count toward the thresholds.

- You must submit the form to the CEC within one business day of your activities exceeding the \$15,000 or \$35,000 thresholds. A copy of the form must also be filed with the City Clerk and with the office of the elective City officer named on the form.
- Make sure to include the total amount of contributions that resulted from your fundraising or delivery/intermediary activity in the 12-month period. You may need to attach additional forms.
- If a fundraising event is hosted or sponsored by more than one person or lobbying entity, the amount of contributions received at or as a result of the event are attributed to each lobbying entity that hosted or sponsored the event according to the amount of the contributions that resulted from that lobbying entity’s fundraising activities.

Example 1:

Anthony Advocate, Leslie Lobbyist, and Carl Consultant – all registered lobbyists – host a fundraiser for Councilmember Johnson’s primary election campaign. Anthony, Leslie, and Carl’s fundraising activities result in \$8,000, \$3,000, and \$5,000 in contributions, respectively. *Although the total amount of contributions resulting from the fundraiser exceeds \$15,000, none of the lobbyists are required to submit Form XY because none of them individually fundraised in excess of \$15,000.*

Example 2:

Anthony Advocate, Leslie Lobbyist, and Carl Consultant – all registered lobbyists – host a fundraiser in November before the election year for Councilmember Johnson’s primary election campaign. Anthony, Leslie, and Carl’s fundraising activities result in \$8,000, \$3,000, and \$5,000 in contributions, respectively. At another fundraiser for Councilmember Johnson’s runoff campaign in the election year, Anthony *delivers* \$10,000 in contributions he gathered from colleagues and friends. The total amount of contributions Anthony has fundraised or delivered for Councilmember Johnson’s controlled committees is \$18,000. *Anthony is required to submit Form XY because he has fundraised or delivered in excess of \$15,000 to a Councilmember in a 12-month period, and to disclose the amounts he fundraised and delivered.*

*Please see the back of the form for definitions that apply to this disclosure requirement.

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Instructions – CEC Form XY
(continued)

DEFINITIONS

"Fundraiser" means an individual who receives compensation to engage in fundraising activity as defined in this section.

"Fundraising activity" means soliciting a contribution or hosting or sponsoring a fundraising event or hiring a fundraiser or contractor to conduct any event designed primarily for political fundraising at which contributions for an elective City officer, candidate for elective City office, or any of his or her controlled committees are solicited, delivered or made.

"Host or sponsor" means to provide the use of a home or business to hold a political fundraising event without charging market value for the use of that location; to ask more than 25 persons to attend the event; to pay for at least a majority of the costs of the event; or to provide the candidate, campaign, committee and/or fundraiser more than 25 names to be used for invitations to the event.

"Solicit" means to ask, personally or through an agent, that another person make a contribution to an elective City officer or candidate for City office, or to his or her controlled committee, including allowing one's signature to be used on a written request for funds. For purposes of this article, a lobbying entity solicits a contribution only when he or she does so (i) at the behest of the elective City officer or candidate for elective City office, or his or her campaign treasurer, campaign manager, or member of his or her fundraising committee, or (ii) if the lobbying entity has informed the candidate or officer that the person is soliciting the contributions. A person does not solicit, however, by making a request for funds publicly to at least a majority of persons who attend any public gathering, or by making a request that appears published in a newspaper, on radio or television.

CEC Form 43

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FILER NAME: _____
 FILER ADDRESS: _____

 PHONE: _____

NAME OF LOBBYIST, LOBBYING FIRM, OR LOBBYIST EMPLOYER ON WHOSE BEHALF FORM IS FILED: _____

INSTRUCTIONS: Disclose the date and amount of contributions in a 12-month period which, in aggregate, total more than \$15,000 for Councilmembers or \$35,000 for the Mayor, City Attorney, or Controller that resulted from fundraising or delivery/intermediary activity for any committee established in connection with an elective City office* that is controlled by an elective City officer.

PLEASE NOTE: A SEPARATE FORM MUST BE FILED FOR EACH ELECTIVE CITY OFFICER.

Date	Officeholder	Activity	Committee Name and ID	Amount
		<input type="checkbox"/> Fundraised <input type="checkbox"/> Delivered/Acted as Intermediary for		\$
		<input type="checkbox"/> Fundraised <input type="checkbox"/> Delivered/Acted as Intermediary for		\$
		<input type="checkbox"/> Fundraised <input type="checkbox"/> Delivered/Acted as Intermediary for		\$
		<input type="checkbox"/> Fundraised <input type="checkbox"/> Delivered/Acted as Intermediary for		\$
		<input type="checkbox"/> Fundraised <input type="checkbox"/> Delivered/Acted as Intermediary for		\$
		<input type="checkbox"/> Fundraised <input type="checkbox"/> Delivered/Acted as Intermediary for		\$

If more space is needed, check box and attach additional sheets as necessary.

Page Subtotal: \$ _____

Additional Sheets Subtotal: \$ _____

Total Contributions: \$ _____

Verification

I declare under penalty of perjury under the laws of the State of California that I have used all reasonable diligence in preparing this statement. I have reviewed the statement and to the best of my knowledge the information contained herein is true and complete.

Signed: _____

Executed on: _____

* Committees controlled by an elective City officer established in connection with a City election or City office include campaign or officeholder committees or legal defense fund accounts, but do not include ballot measure committees.