



STATE OF CALIFORNIA
FAIR POLITICAL PRACTICES COMMISSION
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June 26, 2018

The Honorable Kevin Mullin
California State Assembly
State Capitol, Room 3160
Sacramento, CA 95811

RE: Assembly Bill 2155 (as amended June 13) – Support

Dear Assembly Member Mullin,

At the June 21, 2018 meeting of the bipartisan Fair Political Practices Commission, the FPPC voted to support Assembly Bill 2155, a bill that would amend the Political Reform Act.

AB 2155 would exclude additional types of communications from the definition of advertisement, including certain electronic media communications requested by the recipient, communications solicited by the recipient, or communications for which inclusion of disclosures would be impracticable or severely interfere with the committee's ability to convey the intended message, as determined by regulations of the Fair Political Practices Commission. The bill would make specified changes to the formatting requirements for disclosures included in advertisements that are disseminated as a video, print advertisements, and electronic media advertisements.

In its May 2018 letter, the Commission recommended Section 84501(a)(1)(H) be redrafted to express the Legislature's intent regarding quantity thresholds narrowly directed to issues or provisions related to advertising. The Commission believed current language in the May 30 version of the bill was over-inclusive, capturing all quantity thresholds or potential thresholds throughout Chapter 4 of the Political Reform Act leading to unintended consequences. Chapter 4 includes Articles related to the organization of committees, filing of campaign statements, prohibitions, exemptions, and advertisements.

The June 13 amendments to the bill adds Government Code 84501.1 to the Act expressly and narrowly prohibiting the Commission from establishing or maintaining thresholds to quantity or amount by regulation, policy, opinion, or advice letter in specified sections of the Act rather than the entirety of Chapter 4. The amendments remedy the concerns expressed in the Commission's May letter.

For these reasons, the FPPC supports AB 2155 and looks forward to working with you on this bill. If you have any questions, please contact me at (916) 322-7635 or pung@fppc.ca.gov.

Sincerely,

A handwritten signature in black ink that reads "Phillip U". The signature is written in a cursive style with a prominent underline.

Phillip R. Ung
Director, Legislation and External Affairs