

# State of California



## Fair Political Practices Commission

P.O. BOX 807 • SACRAMENTO, 95804 • • • 1100 K STREET BUILDING, SACRAMENTO, 95814

Technical Assistance • • Administration • • Executive/Legal • • Enforcement  
(916) 322-5662 322-5660 322-5901 322-6441

May 11, 1984

Maeley L. Tom  
Chief Administrative Officer  
of the Assembly  
State Capitol, Room 3016  
Sacramento, CA 95814

Re: Your Request for Advice  
Our File No. A-84-107

Dear Ms. Tom:

This letter is sent to confirm advice I gave to Doug Kim of your office in response to your letter.

You asked whether a member of the Legislature, after he or she has filed a declaration of candidacy, may prepare and distribute at public expense more than 200 pieces of identical literature by means other than the U.S. mail.

This question involves the prohibition contained in Government Code Section 89001 which reads:

No legislative newsletter or other mass mailing shall be sent at public expense by or on behalf of any elected state officer after the elected state officer has filed a declaration of candidacy for any office.

I advised Mr. Kim that this prohibition as it has been interpreted does not apply to newsletters or other mass mailings which are not sent through the mails. However, we are considering possible amendments to the regulation which will change this interpretation of Section 89001; it is highly unlikely though that the regulation will be amended this year.

If I can be of further assistance, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script, reading "Diane Maura Fishburn".

Diane Maura Fishburn  
Staff Counsel  
Legal Division

DMF:plh

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# California Legislature

## Assembly Rules Committee

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TELEPHONE: (916) 445-8173

LOUIS J. PAPAN  
CHAIRMAN

April 25, 1984

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Ms. Barbara Milman  
Chief Counsel  
Fair Political Practices Commission  
1100 K Street  
Sacramento, California 95814

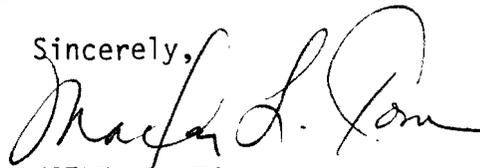
Dear Ms. Milman:

After a Member of the Legislature has filed his or her declaration of candidacy, without violating Section 89001 of the Government Code, may he or she prepare and distribute at public expense more than 200 pieces of identical literature by means other than the U.S. mail?

If you have any questions, please contact Doug Kim, Deputy Administrative Officer at 5-7995.

I would appreciate your earliest reply.

Sincerely,



MAELEY L. TOM  
Chief Administrative Officer  
of the Assembly

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cc: Doug Kim