

Memorandum

To : Advice Files Sections 82030 and 87206

Date Feb. 13, 1985
File No. M-85-030

From : FAIR POLITICAL PRACTICES COMMISSION
Diane Maura Fishburn 

Subject: Advice Concerning the Second Residence Used Exclusively for Personal Purposes

I advised Peter Szego of Senator McCorquodale's office the following:

1. The exception for the second personal residence applies to the annual statement filed in 1985 for 1984.
2. This exception applies to a residence which was used exclusively for personal purposes in 1984 even if the official is planning to rent it out in 1985. The residence will be reportable for 1985 in 1986.
3. The new second mortgage exception for seconds to refinance or improve the filer's "personal residence" does not apply to second mortgages taken out on the second personal residence based on the express language of the statute. A legislative change may be appropriate.

DMF:plh