



California Fair Political Practices Commission

July 23, 1986

L. T. Buchanan, Jr., Chief
Division of Administration
Department of Motor Vehicles
P.O. Box 11828
Sacramento, CA 95853-1101

Re: FPPC No. A-86-200

Dear Mr. Buchanan:

This is in reply to your letter dated June 12, 1986, concerning the conflict of interest disclosure provisions of the Political Reform Act, and your letter dated June 20, 1986, in which you provided further information. In a subsequent telephone conversation, Mr. Jay Ellett of your office provided me with additional information.

QUESTION

You asked on behalf of Mr. Livingston, the Chief Deputy Director of the Department of Motor Vehicles, if he has incurred a reporting obligation with regard to free transportation which was provided to him by an Assemblyman.

The facts surrounding receipt of the transportation are: the Chief Deputy Director of the Department of Motor Vehicles was provided with transportation in a private plane. An Assemblyman provided the transportation in a plane which is made available to the Assemblyman for his use. The trip from Sacramento to Los Angeles was for the purpose of participating in a press conference concerning the Department of Motor Vehicles' recent Amnesty Program. The press conference was sponsored by the Assemblyman, and the Assemblyman requested that the Chief Deputy Director accompany him to Los Angeles to participate in the press conference. The Assemblyman would have made the trip to Los Angeles anyway in order to attend the press conference.

ANSWER

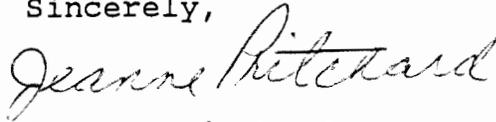
The Chief Deputy Director is not required to report receipt of the free transportation as a "gift" on his Statement of Economic Interests.

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This answer is based on the analysis of a similar question contained in the Fair Political Practices Commission opinion issued to Peter G. Stone, No. 77-003 (3 FPPC Opinions 52 at 56). (A copy of the Stone opinion is enclosed for your information.)

Thank you for your inquiry. Please call me at (916) 322-5662 if you have any additional questions.

Sincerely,



Jeanne Pritchard
Division Chief, Technical
Assistance & Analysis Division

JP:kt
Enclosure

DEPARTMENT OF MOTOR VEHICLES

DIVISION OF ADMINISTRATION
P. O. BOX 11828
SACRAMENTO, CA 95853-1101



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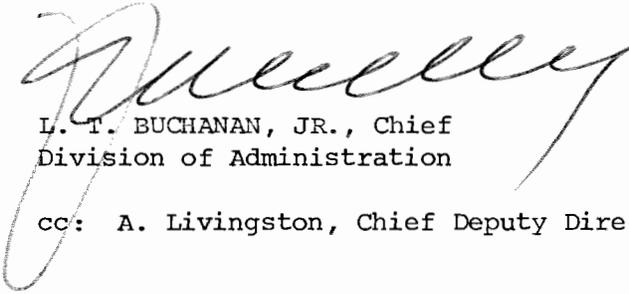
Fair Political Practices Commission
P.O. Box 807
Sacramento, CA 95804
Attention: Ms. Betty Brown

Dear Ms. Brown:

During April of this year, your office was contacted for instructions on a specific incident which may need to be reported in the 1986-87 filing period. At that time, you were going to request a ruling; however, we have not yet received any further communication with your office.

The requested information relates to free transportation furnished our Chief Deputy Director in a private plane owned by an Assemblyman. The purpose of the trip (Sacramento to Los Angeles) was to give a news release regarding our recent Amnesty Program. It is not certain if the commercial value of the trip should be reported as Income-Gifts (Schedule F) or if it is reportable as travel was within California. Please inform this office of your ruling as soon as possible.

If you need further information, you may contact Joan Reid at 732-7643.



L. T. BUCHANAN, JR., Chief
Division of Administration

cc: A. Livingston, Chief Deputy Director, DMV