



California Fair Political Practices Commission

July 23, 1986

Patrick Lippert
Hayden Campaign Committee
1337 Santa Monica Mall, Ste. 311
Santa Monica, CA 90401

Re: FPPC No. A-86-236

Dear Mr. Lippert:

This is to confirm the advice I provided to you by telephone concerning the campaign disclosure obligations of a committee primarily formed to qualify a measure for the statewide ballot. Please forgive my delay in providing you with this written confirmation.

QUESTIONS

We discussed the following questions:

- (1) When must the qualification committee's first campaign disclosure statement be filed?
- (2) What are the requirements with regard to identifying the controlling candidates and proponents on the Statement of Organization and for verification of committee campaign disclosure statements for a committee which is controlled by more than one candidate or state measure proponent.

ANSWERS

(1) Gov. Code Section 84200.5(f) provides that committees primarily formed to support or oppose the qualification of a ballot measure shall file a statement no later than 35 days after the deadline for filing petitions, OR 35 days after the date of notification that the measure has qualified or failed to qualify for the ballot, whichever is earlier.

The deadline for filing petitions in connection with the qualification effort is July 26, 1986. However, the committee completed the circulation process and submitted the petitions on an earlier date in June in order to meet the deadline for placement on the November ballot. The submission of petitions early does not change the actual "deadline for filing petitions," which, in this case is July 26, 1986.

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Notification that the measure had qualified was issued by the Secretary of State on June 26, 1986. Therefore, since the date of notification is earlier than the deadline for filing petitions, the statement required by Gov. Code Section 84200.5(f) must be filed no later than 35 days after the date of notification. (Thirty-five days after the date of notification is July 31, 1986.)

(2) The qualification committee about which you are inquiring is controlled by 20 ballot measure proponents, some of whom are candidates.

FPFC Regulation 2 Cal. Adm. Code Section 18430 sets out requirements for the information which must be provided on the Statement of Organization of a committee which is controlled by more than one candidate, and also provides a procedure for verification of campaign statements of a committee controlled by more than one candidate.

With regard to identification of the proponents on the committee's Statement of Organization and campaign disclosure statements, I advised you that:

(1) The name of each controlling candidate and proponent must be listed on the Statement of Organization (Form 410). (You indicated that the committee's Statement of Organization would be amended to comply with this requirement.);

(2) The name of each controlling candidate and proponent must be listed on the cover sheet of every campaign statement filed by the committee;

(3) Each controlling candidate must list the name of the committee, indicating that it is a controlled committee of that candidate, on the cover sheet of every campaign statement filed by the candidate;

(4) The campaign statements of the controlled committee cannot be combined or consolidated with the campaign statements of any controlling candidate.

With regard to verification of the committee's campaign disclosure statements, one of the controlling candidates or proponents may sign and verify the statements on behalf of all

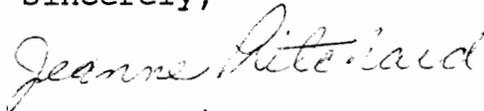
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the controlling candidates and proponents. I suggested to you, and you agreed, that the campaign statements should be signed and verified by the candidate who is most involved in the committee's activities; that is, the candidate who has the most significant influence on the actions or decisions of the committee.

Enclosed for your information is a copy of FPPC Regulation 2 Cal. Adm. Code Section 18430.

I hope this adequately responds to your questions. Please call me if you have any further questions.

Sincerely,



Jeanne Pritchard
Division Chief, Technical
Assistance & Analysis Division

JP:ch
Enclosure