



California Fair Political Practices Commission

August 14, 1986

Mr. Michael G. Loeffler
Attorney at Law
611 Thirteenth Street
Post Office Box 1669
Modesto, CA 95353

Re: FPPC Advice No. A-86-247

Dear Mr. Loeffler:

Thank you for your letter of July 28, 1986, requesting a written opinion from the Commission pursuant to Government Code Section 83114(b).

FACTS

Several members of the Modesto business community anticipate forming an organization to be called Citizens League for Economic Advancement and Revitalization (CLEAR). CLEAR would be involved in disseminating information to the general public concerning the condition of the local economy (unemployment, economic development, jobs etc.) through a speaker's bureau, periodic newsletters and other mailers and community forums. No money would be spent for any political purpose.

QUESTION

You have asked if CLEAR would incur any reporting obligations pursuant to the Political Reform Act (Government Code Sections 81000-91015).

ANSWER

Under Government Code Section 82013, a political action committee is formed when a person or combination of persons directly or indirectly receives contributions or makes expenditures or contributions for the purpose of influencing or attempting to influence the action of the voters for or against the nomination or election of one or more candidates, or the passage or defeat of any measure. Specifically, a "committee is any person or combination of persons who directly or indirectly does any of the following: (a) Receives contributions totaling five hundred dollars (\$500) or more in a calendar year; (b) Makes independent expenditures totaling five hundred dollars

Mr. Michael G. Loeffler
August 14, 1986
Page Two

(\$500) or more in a calendar year; or (c) Makes contributions totaling ten thousand dollars (\$10,000) or more in a calendar year to or at the behest of candidates or committees..."

Based on the facts presented in your letter, CLEAR will not incur campaign disclosure reporting obligations pursuant to the Political Reform Act.

For your information, I have enclosed the following materials:

- 1986 Information Manual on Campaign Disclosure Provisions of the Political Reform Act.
- Pamphlet version of the Political Reform Act of 1974 as Amended to January 1, 1986.
- FPPC Regulation 18215 - Defines the term "Contribution".
- FPPC Regulation 18225 - Defines the term "Expenditure".

If in the future, the organization does decide to become politically active, I would be happy to discuss with you the registration, recordkeeping and disclosure requirements of a political action committee.

Sincerely,



Mary Ann Kvasager
Political Reform Consultant

MAK:cah
Enclosures

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July 28, 1986

State of California
Fair Political Practices Commission
P.O. Box 807
Sacramento, CA 95804

Gentlemen:

I seek a written opinion from the FPPC under Government Code § 83114. Several members of the Modesto business community anticipate forming an organization, to be called Citizens' League For Economic Advancement and Revitalization ("CLEAR"). CLEAR would be involved in disseminating information to the general public concerning the condition of the local economy (unemployment, economic development, jobs, etc.) through a speakers' bureau, periodic newsletter and other mailers, and possibly community forums. No money would be spent for any political purposes.

Under these facts, would there be any reason for CLEAR to have to file and report as a political action committee, under the Political Reform Act of 1974 (as amended)?

Thank you very much for your assistance. A stamped, self-addressed envelope is enclosed for your response.

Very truly yours,

Law Office of
MICHAEL G. LOEFFLER


MICHAEL G. LOEFFLER

MGL/er

c.c. Steven L. Marchick
Bill Gardner
George Petrulakis