



California Fair Political Practices Commission

June 5, 1987

Manuel De Pinna
Treasurer, CAMLT LAB-PAC
660 Market St., Suite 215
San Francisco, CA 94104

RE: Your Request for Advice
Our File No. A-87-138

Dear Mr. De Pinna:

You have requested advice under the campaign disclosure provisions of the Political Reform Act^{1/} on behalf of the California Association for Medical Laboratory Technology. Your questions concern possible restrictions and reporting requirements in holding a raffle for campaign fundraising purposes.

QUESTIONS

1. Are there any legal problems with this type of fundraiser?
2. What are the reporting and recordkeeping requirements?
3. What legal requirements exist specific to a fundraising raffle?
4. Are there mandatory statements to be printed on promotional fliers or the tickets themselves?

CONCLUSIONS

1. and 3. There is nothing in the Political Reform Act specific to fundraising raffles. However, Penal Code Section 319 prohibits some raffles. We suggest you contact the district attorneys in those counties in which you intend to sell tickets for further information.

^{1/}Government Code Sections 81000-91015. All statutory references are to the Government Code unless otherwise indicated. Commission regulations appear at 2 California Administrative Code Section 18000, et seq. All references to regulations are to Title 2, Division 6 of the California Administrative Code.

2. A fundraising raffle does not trigger any special reporting requirements. However, please read the recordkeeping requirements on pages 35-42 of the campaign manual (enclosed) and take special note of the following:

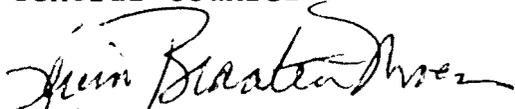
- a) The name, address, occupation and employer of all persons or entities contributing \$25 or more in a calendar year must be kept on record. In addition, the same information for all contributors of \$100 or more in a calendar year must be itemized on the committee's campaign disclosure statement. Therefore, it is a good idea to request this information from contributors on the ticket, flier or other correspondence. (Section 84211(f)(1-4).)
- b) If several individuals sell the raffle tickets, contributions may not be delivered to the treasurer in a timely manner. It is important that all contributions received before June 30, 1987, by your organization or its agents, including anyone selling tickets, be reported in your semi-annual report due July 31, 1987. (Section 84306.)
- c) The funds used to purchase prizes are considered expenditures which must be itemized on Schedule E of the committee's campaign statement. (Section 82025.)

4. Although there are no special or specific requirements under the Political Reform Act for printing the tickets or fliers, please note that if 200 or more pieces of campaign literature are mailed, the name and address of the sender must be clearly indicated on the outside of the mailing and on at least one of the inserts. (Section 84305.)

If you have any further questions, please contact me at (916) 322-5662.

Sincerely,

Diane M. Griffiths
General Counsel

By: 
Kevin Braaten-Moen
Political Reform Consultant

CALIFORNIA
ASSOCIATION
FOR MEDICAL
LABORATORY
TECHNOLOGY



690 Market Street, Suite 215
San Francisco, CA 94104
415-391-8334

May 8, 1987

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MAY 11 0 22 AM '87

Ms. Diane Griffiths
General Counsel
Fair Practices Political Commission
P.O. Box 807
Sacramento, CA 95804-0807

Dear Ms. Griffiths:

As the treasurer of the California Association for Medical Laboratory Technology Political Action Committee (#841203), I am requesting legal advice under Government Code Section 83114 (b). I have spoken with Mr. Bob Leidigh from your Commission and he has advised me to seek your assistance.

Our political Action Committee (CAML T LAB-PAC) is considering a fundraising event beginning in mid-July and culminating at CAMLT'S Annual Convention on October 9, 1987. We wish to conduct a "raffle" type of event where contributors of at least \$15.00 will be awarded an opportunity (one "raffle" ticket) to win the grand prize (one week vacation for two in Hawaii). Multiple contributions of \$15.00 will earn the contributor additional tickets for the drawing. A limited number of tickets will be printed.

LAB-PAC intends to purchase the prize from proceeds of this fundraiser. Any and all remaining funds will be deposited into the LAB-PAC treasury.

I am, therefore, requesting your advice on the following points:

- Problems from a legal standpoint regarding this type of fundraiser.
- Reporting and record keeping functions required; specifically, forms to be used on reporting activities.
- Any requirements specific to a "raffle", i.e. tickets to individuals who request them, but do not contribute to the fund.

Ms. Diane Griffiths
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- Mandatory statements to be printed on promotional flyers,
etc., and on the tickets itself?

Thank you for your help in this matter. If further information is required, please contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read "Manuel De Pinna". The signature is written in dark ink and is positioned above the typed name.

Manuel De Pinna
Treasurer, CAMLT LAB-PAC

MDP/dy

cc: Joyce Estes, Chairman, CAMLT LAB-PAC

