



California
Fair Political
Practices Commission

SUPERSEDED

July 10, 1987

Y. Y. Chen
1617 S. Second Street
Alhambra, CA 91801

Re: Your Request for Advice
Our File No. I-87-150

Dear Mr. Chen:

You have requested advice concerning the campaign disclosure provisions of the Political Reform Act.^{1/}

QUESTION

Does the Political Reform Act prohibit governmental employees from working on political activities during government working hours or with government facilities or materials?

CONCLUSION

The Political Reform Act, which the Commission interprets and enforces, does not prohibit any particular political activities. The Act does, however, require that certain activities be disclosed on campaign statements.

Enclosed is a copy of Regulation 18423 which was adopted by the Commission to provide clarification of when certain activities performed by government employees constitute "campaign activity" for the purposes of the Act's campaign disclosure provisions.

^{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.

Your letter states only a general question. Therefore, we consider it to be a request for informal assistance pursuant to Regulation 18329(c) (copy enclosed). Informal assistance does not provide the requestor with immunity provided by an opinion or formal written advice. (Section 84113; Regulation 18329(c)(3).)

Also enclosed are copies of Commission Regulations 18215, 18225 and 18420 which provide further clarification of the terms "contribution" and "expenditure."

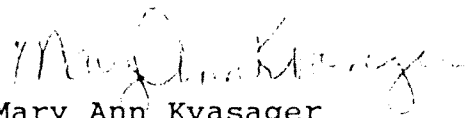
You may want to contact the State Attorney General's Office or your local district attorney to determine if the use of governmental facilities and employee time for political purposes is ever permissible.

Please do not hesitate to contact me if you have any additional questions concerning this matter.

Sincerely,

Diane M. Griffiths
General Counsel

By:


Mary Ann Kvasager
Political Reform Consultant

DMG:MAK:kmt
Enclosures

87-150

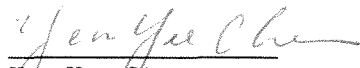
F P T
MAY 28 8 27 AM '87

May 11, 1987

Dear Sir,

I have a problem need your help. I want to know if it is legal that City, County or State employee running errands for his or her Politician Boss during office hour and using office facility for campaign things. If it is not legal please let me know what to do. Your earliest reply is highly appreciated. I am looking forward to hearing from you soon.

Sincerely,


Y. Y. Chen
1617 S. Second St.
ALHAMBRA, CA 91801

P.S. This mail was returned because of changing address.

5/26/87

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RAWW-97204-870819

RAWW-95815-870820

Registrants: (please print)

☒ Check enclosed for \$ 150.00

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NAME <u>Linda Moxall</u>	TITLE <u>Assoc. Gov't Prog.</u>	DEPT <u>Fair Political</u>
NAME	TITLE <u>Analyst</u>	DEPT <u>Practices Commis</u>
NAME	TITLE	DEPT

Signed _____ Title _____ Dept. _____

Organization _____ Street Address _____

City _____ State _____ ZIP _____ Telephone (area code) _____

☐ For group enrollments not accommodated by this form, attach a separate sheet

2 AWW1B08

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MEMORANDUM

TO: Adriane Korczmaros cc: Steve Churchwell
FROM: Hyla Wagner
DATE: April 10, 1996
SUBJECT: Superseded Advice

The following are several additional advice letters that have been identified as being superseded and should be marked as such:

A-95-113 to David L. Muir. Retirement board members who manage public investments and who are elected by the membership of the retirement system are not currently covered by the honoraria ban and gift limits of Section 89501. SUPERSEDED by 89503(a).

I-95-098 to Helen H. Suhr. Retirement board members who manage public investments that are appointed to their positions or are elected by the membership of the retirement system are not currently covered by the gift limits and honoraria ban since they are not local elected officials or designated employees in a conflict of interest code. Legislation has been proposed to impose the gift limits and honoraria ban on such officials in the future. SUPERSEDED by 89503(a).

I-93-357 Milman. SUPERSEDED by Schmidt I-95-394 and Regulations 18215 and 18944.2.

A-92-501 to Michael Estrada. Particular application of public generally exception to a specific plan. (Lanzone letter notes in footnote that it supersedes Estrada in part.) SUPERSEDED in part by Lanzone A-93-135.

I-87-150 to Y. Y. Chen. The Political Reform Act does not prohibit government employees from working on political activities during government working hours or with government facilities or materials. SUPERSEDED.

A-78-259 to McKean. Once a wedding gift becomes reportable, official must report the full value of the gift (\$100). SUPERSEDED by In re Torres 2 FPPC Ops. 31, fn 6.

A-77-267 O'Malley. Discusses old reciprocal hospitality exception to gift limits (weekend at friend's cabin). SUPERSEDED by Regulation 18942.

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supersede

T Yr Num Advisee Description
Sub Staff

A 96 29 Sharkey City will not become a source of income to city councilmbr
Randolph if the councilmbr applies for a redevelopment loan from the
city. Councilmbr may not participate in any decision that
will modify his liability under the loan and the loan must
be awarded pursuant to objective criteria & w/o regard to
the offcl's status. SUPERSEDES TRIPP LETTER A-92-056.

~~I 95 331 Hicks Provisions of a city's campaign reform ordinance which
Wagner permit contributions to be deposited directly into an
officeholder fund savings account or a legal expense fund
w/o being deposited into the campaign bank acct conflict w/
the Act (85201 & 18524) and are superseded.~~

M 95 213 N/A Spouse's reluctance to disclose sources of income does not
Muallem excuse offcl from reporting community property interest in
that income. Supersedes advice to the contrary given in
Christiansen Advice Letter I-87-019 in part

I 95 201 Supersedes M-77-340, A-77-336, A-83-210, A-83-267. All
Wardlow gifts, including gifts from lobbyists, may be reimbursed or
returned w/i 30 days per 18943.

~~I 95 66 Vlahos Health & Safety Code Section 32110(d) does not supersede
Muallem gov't code section 87100.~~

A 93 297 Bergman CSD bd member will not receive "promised" income in a real
Turvill estate transaction until property is in escrow. NOTE:
Advice Supersedes previous advice that multiple listings
constitute "promised" income.

A 93 261 Greenwel Current employee of county may not participate in any
Menchaca decisions relating to an RFP where he intends to bid for the
contract. Also, discussion on Thorner relating to
contracts, joint ventures and promised income.
"Multiple listings" as "promised" income superseded by
Bergman A-93-297.

93 187 Patent on refuse equipment design is an asset and source of
Turvill personal income. City refuse superintendent may have c/i
from participating in decisions affecting refuse equipment
manufacturers. Discusses "promised" income.
"Multiple listings" as "promised" income superseded by
Bergman A-93-297.

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supersede

T Yr Num Advisee Description
Sub Staff

A 93 147 Clifford Turvill Income from real estate listing is not income until it is "promised", i.e. sale is pending or in escrow. Councilmember can use his position to represent to seller in applying for city subsidized demolition assistance for a bldg located on property. "Multiple listings" as "promised" income superseded by Bergman A-93-297.

A 93 143 Commrs W Stecher Follow up to 93-075 where p.o. has undivided interest in association's common property which is within 300' of project, 18702.3(a)(1) applies.
SUPERSEDED BY A-94-106.

Field ~~Field Robert~~ Field

A 93 75 Wick Stecher Superseded by A-94-106. 3 p.o. have undivided interest in pud property. They may not participate in decision re: warehouse 300' from common property unless no financial effect on FMV of common property.

I 92 609 Bewley Wallace General discussion of conflicts of interest arising from the commission income to the spouse of a councilmembr. Discusses promised income.
"Multiple listings" as "promised" income superseded by Bergman A-93-297.

Nimmo

I 92 556 Parker Breeze Offcl may partic in decisions re a dist where his spouse is employed and his business partner sits on the board. Disqualify when partner appears before his agency and when decision may affect clients of mortgage broker who are sources of income to offcl. Discusses Nord.

A 92 366 Haas Wallace THIS LETTER IS SUPERSEDED BY 93-041. 3/2/93
Superseded by A-94-106. Offcl w/ interest in a unit & common area of a stock cooperative may not partic in a decision to rezone property if the property is within 300 feet of the commissioner's unit, or any common property of the stock cooperative and there will be any financial effect on the fmV of the commissioner's interest in the stock coop. Conflict re a decision to place an issue on the ballot.
~~Advice~~ Supersedes 92-075.

Field

Lough

A 92 75 Lough Hallabri County decision on prison expansion which will cause prison to need more soil and water testing will have reasonable foreseeable mfe on county supervisor who previously provided these services to the prison.

~~This letter was~~ Superseded by A-92-94.

Arnold

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T Yr Num Advisee Description
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I 92 62 Watson A State Senator may use camp funds to install and operate a
Menchaca telephone in her Capitol office for use in her camp.
Section 85300 applies.
SUPERSEDED RE 18423 BY MORROW ~~ADVICE LETTER~~ A-95-365.
Shankey

A 92 56 Tami Nothing in the Act prevents a person from serving as city
Stone treasurer and having a Community Development Block Grant
("CDBG") loan with the same city. Because duties of city
treasurer relating to CDBG loan accts appear to be merely
ministerial or clerical in nature, it is okay for city
treasurer to process CDBG loan accts. SUPERSEDED BY A-96-029.

G 91 370 Cross Third party request. General inquiry into status of advice
Stone given in Savage adv letter, No. I 90 662a (superseded by
Alperin, No. I-90-324). and see proposed draft reg 18704.6.
~~Sources of Income to Public Offcl Paid by an Agency from
Fees~~
1

I 91 282 Greene Earned income for personal svcs which are customarily
Wallace provided in connection with the offcl bona fide business or
trade is not an hon. However, Section 89502 requires that
there be a separate underlying business that is not itself
article writing. ~~TO THE EXTENT THIS LETTER CONFLICTS WITH
THE REGULATION, THE GREENE ADVICE LETTER IS SUPERSEDED.~~

I 90 664 Freeman Architect who serves on planning commission & design review
Bernardy commission may submit plans to either agency but may not
appear before agency or commission w/ agency member re his
plans. Superseded in part by Rumansoff 94-045.
*In part by
Reg. 18932.1*

I 90 662 Savage City of Isleton wishes to charge dev the actual cost of
Morodomi processing land use applications including cost of conslt,
city staff, application fees charged by LAFCO. Letter sets
forth procedures and conditions where developers are not
sources of income to conslt and staff and thus not cause for
C/I. Superseded by 90-324 & 18704.6. See new Sec. 87103.6

I 90 546 Fuhrman Interim advice concerning slatemailers, the transfer ban
Wallace and sl mlr org.
Alperin 91-324 *(no such reg.)*
(Superseded by SEIU)

90 529 McKee A contractual option to purchase proeprty which provides for
Stone furture payments to mayor is deemed to be "promised" income
from the option holder.
"Multiple listings" as "promised" income superseded by
Bergman A-93-297.

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T Yr	Num	Advisee	Description
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Sub	Staff
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I 90	492	Leidigh Wallace	General responses to trust hypotheticals including cont to federal cand; out of state comm and bal meas.
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(Superseded by SEIU)

I 90	435	Leidigh Ellison	Regulation 18526.1 superseded by Section 89513 re: reimbursement of incuments. Changes period for reimbursement.
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I 90	234	Gallo Wallace	City offcl may not use city FAX machine for camp purposes. SUPERSEDED RE 18423 BY MORROW ADVICE LETTER, NO A-95-365.
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W 90	192	Senator Rothman	this supersede letter # 164 - source of camp cont
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W 90	112	Peters Ellison	Prop 103 rptg requirements Advice was Superseded by Advice Letter 90-692.
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W 90	102	Slaby Ellison	Superseded by 90-692.
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W 90	98	Hauge Ellison	Superseded by 90-692.
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W 90	92	Jenkins Ellison	Superseded by 90-692.
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T Yr Num Advisee Description
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A 89 521 Leslie Small business conference is not a "public meeting" or
Wallace official agency event. However, 18901 restricts the use of
publicly funded mass mailings. Chambers of commerce are not
public entities for the purposes of the mass mailing
reg.
(Superseded by Connelly ~~AVALA~~ Advice Letter No. 90-524)

A 89 349 Under SEIU v. FPPC injunction, funds raised prior to 1/1/89
Wallace that are in compliance with cont limits of the PRA may be
used for future elections, those in excess may be used for
any lawful purpose other than to support or oppose candd.
(Superseded by SEIU).

A 89 120 Cosgrove Five councilmbrs and 5 plng commrs in Signal Hill with real
Wallace property interests in and around 2 proposed development
sites and various properties subject to a zoning definition
change.
(Modified by Reg. 18703.1) by Kraue!
~~Analysis Superseded by 92-119.~~

~~I 88 454 Whether San Jose's cont limits and system of separate
Wallace officeholder comms is superseded by the PRA and discussion
of officeholder comms under the PRA.~~

I 88 328 LEVINGER Restrictions on plannig commissioner/architects ability to
ALTAMIRA influence decisions. Superseded in part by Rumansoff
94-045.

M 88 160 N/A LOAN FORGIVENESS IS A CONT AND MUST BE COUNTED TO
WARDLOW DETERMINE MAJOR DONOR STATUS. SUPERSEDES PESSNER, A-79-024,
MEIER, A-84-028, AND M-81-158.

A 88 68 GOVERNAR LOBBYISTS WHO PROVIDE LOBBYING SERVICES UNDER AN EXCLUSIVE
WARDLOW CONTRACT WITH GOV ADVOCATES INC. MUST REGISTER AND FILE
RPTS AS LOBBYING FIRMS. ~~ADVICE SUPERSEDED BY AMENDMENT
ADDING SUBSECTION (C) TO REGULATION 18238.5.~~ (C)

A 87 191 CARMODY Activities by a group of persons to study inc. of a city are
ROBECK not reportable until after the city inforporation proposal
is placed on an election ballot. ~~This advice is~~ Superseded
by 93-378.
Martini

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T Yr Num Advisee Description
Sub Staff

A 87 74 ROBBINS PROMISED INCOME IN THE FORM OF A REAL ESTATE COMM'N WHERE
LEIDIGH SALE HAS BEEN CONSUMMATED. SELLER COULD BE AFFECTED BY LANI
USE DECISIONS RE ADJACENT PARCELS.
"MULTIPLE LISTINGS" AS "PROMISED" INCOME SUPERSEDED BY
BERGMAN A-93-297.

I 87 19 CHRISTIA Disclosure of names of clients of spouse's accounting
DONOVAN practice. ~~Advice~~ Superseded by M-95-213. General discussion
of disqualification in decisions concerning clients.

O 87 1 Lui A judge who, in 1985, or thereafter, makes any cont from
O 10/10 personal funds must file camp stmts for the year in which
the cont were made. Cont made by the judge's spouse from
comm prop funds are considered to be cont made by the judge.
APPLIES WHETHER OR NOT RUNNING JUDGE RUNNING FOR OFFICE.
(PORTION RE SPOUSE'S CONT MAY BE SUPERSEDED BY REG. 18533.)

A 85 130 FELTS CLARIFIES AND AMPLIFIES ON REMELMEYER LETTER A-81-510 AS TO
LEIDIGH WHEN REAL ESTATE COMMISSION INCOME IS "PROMISED" WITHIN THE
MEANING OF 87103(C). MULTIPLE LISTINGS MAY CONSTITUTE
PROMISE EVEN BEFORE SALE IS CONSUMMATED.
"MULTIPLE LISTINGS" AS "PROMISED" INCOME SUPERSEDED BY
BERGMAN A-93-297.

~~A 85 112 LOTZ A CITY MAY NOT ADOPT AN ORDINANCE WHICH DIFFERS FROM AND
TURVILL SUPERSEDES THE PRA~~

A 84 226 REED CONFLICTS OF SEVERAL OFFICIALS ON BEACHFRONT LAND USE PLAN;
FISHBURN PUBLIC GENERALLY; PROMISED INCOME; EFFECTS ON INDIVIDUAL
SOURCE OF INCOME.

"MULITPLE LISTINGS" AS "PROMISED" INCOME SUPERSEDED BY
BERGMAN A-93-297.

A 84 76 SMITH A BUSINESS IS OWNED BY TWO GENERAL PARTENRS. THE WIFE OF
MCLEAN PARTNER #1 IS A PLNG COMM'R. SHE HAS AN INVESTMENT INTEREST
IN THE PARTNERSHIP AND PARTNER #2 (ALL OF NORD'S
REQUIREMENTS WERE MET).

~~THIS LETTER HAS BEEN~~ SUPERSEDED BY 93041.

Nimmo

A 83 267 DUGGAN A gift is not required to be reported by an employer if the
PRITCHAR employer is paid the fair market value before the end of the
calendar month in which the gift was given. An offcl is not
required to report a gift if he pays the fair market value
to the donor w/i 30 days after receipt. SUPERSEDED BY
I-95-201.

Davis

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T Yr Num Advisee Description
Sub Staff

A 83 210 Eichman If a lobbyist makes a payment that benefits an offcl & the
Pritchard offcl reimburses the lobbyist before the end of the calendar
month, the lobbyist has no obligation to report the portion
which has been reimbursed. SUPERSEDED BY I-95-201.

Davis

A 81 510 REMELMEY LIMITED PARTNER IN CABLE TV FRANCHISE WOULD BE MAT AFFECTED
LEIDIGH BY FRANCHISE DECISION. REAL ESTATE CUSTOMER IS NOT SOURCE
OF INCOME TO BROKER UNTIL SALE IS CONSUMATED.
"MULTIPLE LISTINGS" AS "PROMISED" INCOME SUPERSEDED BY
BERGMAN A-93-297.

~~A 81 135 BURROWS CITIES ARE NOT REQUIRED TO ADOPT EXACT WORDING OF 18730 AS
FISHBURN PART OF THEIR C/I CODES; IT IS OPTIONAL. THE COMM'N
STRONGLY RECOMMENDS USE BY ALL CITIES AND COUNTIES. FILING
DEADLINE SUGGESTED. DISCL SET FORTH IN THE ACT SUPERSEDES
C/I CODE.~~

~~A 81 63 SMITH IF A BD OF ED MBR DISQUALIFIED HIMSELF ON THE HIRING OF HIS
SHANK WIFE AS A CERTIFIED EMPLOYEE, CAN THE REMAINING BD MBRS VOTE
TO HIRE THE SPOUSE? DO THE C/I PROVISIONS PROVIDED BY THE
ED CODE SUPERSEDE THE PRA?~~

A 78 259 MCKEAN Assistant state treasurer is required to report wedding
PRIM gifts rec'd by him & his wife on his SEI. SUPERSEDED BY
SUBSEQUENT ADVICE IN 1984.

Davis

M 77 340 Superseded by I-95-201. No reporting obligations if
BAKER legislator reimburses lobbyist for dinner prior to filing of
lobbyist's periodic statement.

A 77 336 EICHMAN Lobbyist has no reporting obligation if legislator
HERNDON reimburses lobbyist prior to closing dates of lobbyist's
periodic report. SUPERSEDED BY I-95-201.

Davis

~~A 76 182 MILLER CHARTERED CITY'S AUTHORITY TO ENACT AN ORDINANCE WHICH
DIFFERS FROM AND SUPERSEDES THE PROVISIONS OF THE PRA
REQUIRING DISCL OF CAMP FINANCE INFORMATION.~~

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T	Yr	Num	Advisee	Description
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Sub	Staff
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O 76	71	Sankey	A pub offcl who has a 50 percent equity interest in a parcel of property which is leased to a utility company must disqualify herself from partic in the assessment of the parcel of property in which she has the interest, and she must also disqual from partic in the assessment of other prop owned by the co.(ANALYSIS APPLIED OLD 18702,SUPERSEDED)
O 75	125	Miller	A chartered city does not have the authority to enact an ordinance which differs from and supersedes the campaign finance discl provisions of the PRA. A chartered city may, enact an ordinance which imposes addtl disclosure reqmnts if such addtl reqmnts do not prevent compliance with the Act. See Johnson v. Bradley; 81009.5 and 85101.

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supercede

T	Yr	Num	Advisee	Description
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			Sub Staff	
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A	93	130	Andersen	93-130 is Superceded by 93-130a which says where "legally required participation" applies and some decisions need 3-vote majority & some need 4-vote supermajority, it is appropriate to requalify 1 of the 3 disqualified members to participate in all votes & requalify 1 of the 2 remaining members to participate in 4-vote decision.
A	78	73	CHRISTIA	87100 SUPERCEDES C/I PROVISIONS OF ED CODE SECTIONS
			PRIM	1171, ET SEQ.

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modified

T	Yr	Num	Advisee	Description
			Sub Staff	

A	94	12	LAFCo Turvill	Boundaries for proposed city of Elk Grove have been modified to exclude supervisor's property, which is now more than 2,500 feet from boundaries. Supervisor may participate in subsequent incorporation proceedings.
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I	93	439	Senate Wallace	Discussion of when letters signed by a Legislator are considered substantially similar for purposes of the mass mailing restriction of 89001. No more than an aggregate of 200 copies of substantially similar letters may be sent in a calendar month with public funds. <u>Modified by I-94-060.</u>
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Leidigh

I	91	73	Wilson Wallace	Water bd member may partic in a rate setting decisions and revision of the water conservation ordinance provided the decisions will not have foreseeable mfe on the offcl, his property or on any source of income to the offcl, which is distinguishable from the effect on the pub gen. <u>Superseded in part.</u>
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I	88	45	BAIRD SPITZ	VALUATION OF GIFT OF CINEMA PASSES; EXPLAINED THAT REG MODIFIED HOPKINS RULE.
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Superseded in part by Peck

A	87	75	MADDY HUGHES	COUNTRY CLUB MBRSHIP IS NOT RPTABLE UNLESS THE CLUB IS A "BUSINESS ENTITY, M" I.E., OPERATED FOR PROFIT, AND THE OFFICIAL HAS AN "INVESTMENT" IN THE CLUB. IN THIS CASE, SEN MADDY HAS A "PROPRIETARY" INTEREST, THEREFORE MUST RPT. <u>The conclusion in this in this letter has been modified by Strauss I-90-654.</u>
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Superseded in part

A	84	62	BURNHAM FISHBURN	CONFLICTS RE MBRSHIP AND FREE GUEST PASSES TO A PRIVATE SOCIAL CLUB WHICH LEASES LAND FROM THE CITY. VALUATION OF PASSES; EFFECT ON THE VALUE OF A MBRSHIP. (BALBOA BAY CLUB) <u>the conclusion in this letter has been modified by Strauss I-90-654.</u>
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Superseded in part

C	79	979	Hays Wood	Hays v. Wood (1979) 25 Cal.3d 772. Disclosure provisions upheld even where attorney-client privilege asserted, but modified with respect to thresholds as to lawyers and real estate brokers.
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APPENDIX

COMMISSION ADVICE AFFECTED BY THESE AMENDMENTS

The advice given in the following letters is affected by one or more provisions of sections 18215, 18225, and 18225.7, as adopted in this rulemaking proceeding. Unless otherwise noted, the entire letter is superceded. Copies of these letters/memos are available from the Commission.

§

THIS LIST IS NOT EXHAUSTIVE, AND OTHER LETTERS MAY BE AFFECTED. Please contact the Commission if you have a question concerning previous Commission advice concerning these areas of the law.

1. M-76-498 (merno to advice file). Costs of fundraiser at a home or a fundraiser in an office would be a non-monetary contribution. Superseded by ~~Regulation~~ 18215(c)(3).
2. A-77-04-010 to Ines Del Campo. Forum provided to all candidates on an equal basis would not be a contribution to candidates attending the forum. Superseded by ~~Regulation~~ 18215(c)(10).
3. A-77-09-021 from John M. Burns to John Giancello. Consumable items or expenses for a fundraiser in an occupant's home are non-monetary contributions. Superseded in part by 18215(c)(3).
4. A-77-433 to Assemblymember Bill Lockyer. Donation of a billboard to Lockyer to announce the time and location of meetings with constituents is a non-monetary contribution. Superseded by 18215(c)(4) and 18225.5(a).
5. A-82-082 to Donna Dascenzo. Costs incurred by a candidate in connection with campaign literature expressly advocating support for a ballot measure might be independent expenditures to the measure if issues are distinctly different from those involved in candidate's campaign. Superseded by 18215(c)(15).
6. A-82-096, A-82-097 and A-82-098 to Joseph E. Baird, Peter Pelkofer and Wayne Smith, respectively. Mike Curb paid for production of television advertisement which featured him raising questions about Prop. 9, the Peripheral Canal issue. Curb gave the video to Committee Against Government Excess (CAGE), the opponents of the ballot measure. CAGE ran the video several times. Ken Cory also wrote and produced an advertisement in opposition to the Peripheral Canal. Production and airing costs were paid for by CAGE. Letter concludes Curb and CAGE made in-kind contributions to each other and Cory and CAGE made in-kind contributions to each other. ~~Curb's payment of advertisement superseded by 18215(c)(15). CAGE's use of video and payment for additional video by Ken Cory superseded by 18215(c)(7).~~
Superseded in part by 18215(c)(15) and 18215(c)(7).
7. A-83-200 to Jim Gross. Provides candidates' forum is not a contribution if all candidates are invited. Superseded by 18215(c)(3) and 18215(c)(10).
8. A-85-057 to Assemblymember Mike Roos. Payments made by Nissan Motor Corporation for

a brochure for distribution at a crime prevention seminar are in-kind contributions to Mike Roos. Superseded by 18215(c)(4) and 18225.5(a).

9. A-86-0 to Phil Dowd. A billboard company producing public service billboards which include a picture of Willie Brown with a short message from Brown encouraging people to use their seatbelts is making an in-kind contribution to Brown. Superseded by 18215(c)(4) and 18225.5(a).

10. M-86-292 Memo to Advice File. Payments by the Indo-American Association which mails a brochure containing a reference to the Lt. Governor and includes a letter from the Lt. Governor promoting a trade mission are in-kind contributions. Superseded by 18215(c)(4) and 18225.5(a).

11. A-87-172 to Teresa K. Lippert. Candidates' event at a local hotel will be an in-kind contribution to those attending unless all candidates are invited. Superseded by 18215(c)(10).

12. A-90-163 to Lt. Gov. Leo McCarthy. University of San Francisco's use of McCarthy's name and photograph for their advertisements promoting a program for professional studies is an in-kind contribution to McCarthy since his reelection attempt was within three months of advertisements. Superseded in part by 18215(c)(4) and 18225.5.

13. A-90-173 to Judy Davis. Several questions posed in letter re forums and communications. Question and Conclusion 1.a. provides that using information gleaned from an interview with a candidate to be used in a mailer is at the behest of the candidate. Question and Conclusion 1.g. provides that if a committee requests and receives a candidate's photograph, biography, text of speeches, etc., from the candidate, the requesting committee has made a contribution to candidate. ~~Entire letter~~ Superseded by 18225.7.

14. T-90-187 Confirmation of Telephone Advice. Cable television station makes an in-kind contribution to Assemblymember Woodruff when cable station requests Woodruff to participate on a cable television program where he will interview government related persons. Superseded by 18215(c)(4).

15. A-90-407 to Daniel Lowenstein. Candidate A pays for television ad featuring Candidate B endorsing Candidate A. Letter provides that Candidate A is making a contribution to Candidate B. Superseded by 18215(c)(6).

16. I-91-044 to Phillip Recht. This letter contains a discussion regarding forums and provides that forums are not contributions if all candidates are invited. Superseded in part by 18215(c)(10).

17. A-91-529 to Robert F. Burns. Letter discusses forums in newspapers and provides that forums made available to all candidates would not be a contributions. Superseded in part by 18215(c)(10).

18. A-92-151 to Ronald W. Beals. Billboard space promoting the Congress of Racial Equality

(CORE) which features a CORE official who is also a candidate for municipal election, is not a contribution to official so long as the billboard is not in or situated such that it would be directed to the voters in the candidate's municipality. Superseded by 18215(c)(4).

19. A-92-411 to Ann Mills. Letter discusses use of photograph, name and title of an elected officer in video or brochure. If video or brochure is published within three months of next election, this could constitute a contribution to the elected officer depicted in the video or brochure. Superseded in part by 18215(c)(4) and 18225.5(a).

20. A-92-453 to B.E. Goldfarb. Televised debate where all candidates are invited to attend is not a contribution to candidates attending. Superseded by 18215(c)(10).

21. A-92-456 to Robert W. Wilson. If all candidates in an election for a specific office are invited to a forum sponsored by the Retired Public Employees Association of California, forum is not a contribution to candidates who attend. Superseded by 18215(c)(10).

22. I-92-473 to James R. Sutton. ~~Portions of letter addressing debates and forums to all candidates~~ Superseded by 18215(c)(10).

in part

23. A-93-300 to Jonathan P. Lowell. A "candidate's night" forum provided to all candidates sponsored by the city to be televised on cable television is not a contribution to candidates who participate. Superseded by 18215(c)(10).

24. A-94-026 to Ellen Spellman. Page Seven contains a reference to the McCarthy Advice Letter, A-90-163 which is totally superseded by 18215. Reference to McCarthy is removed.

25. I-94-117 to Robert Shield. Page Three of letter references McCarthy Advice Letter, A-90-163 which is totally superseded by 18215. Reference to McCarthy is removed.

26. A-94-221 to Judy Davis. Brochure sent to the public two months before the election which contained a picture of the mayor encouraging support for a library project was a contribution to the mayor. Superseded by 18215(c)(4) and 18225.5.

27. A-94-370 to Nancy Mancuso. The San Francisco Municipal Forum (SFMF) made campaign contributions to two candidates invited to a debate because the SFMF did not invite all candidates on the ballot for that election. Superseded by 18215(c)(10).

28. I-95-015 to Fred Lowell. Discussion that a forum for all candidates would not be a contribution to those candidates attending. Superseded in part by 18215(c)(10).