



California
Fair Political
Practices Commission

March 2, 1988

Jennifer Davis
University of California
Student Association
926 J Street, Suite 522
Sacramento, CA 95814

RE: Your Request for Advice
Our File No. A-88-059

Dear Ms. Davis:

You have requested advice regarding the lobbying provisions of the Political Reform Act (the "Act").^{1/}

QUESTIONS

1. Are officials of the University of California (e.g., the Board of Regents, Office of the President, or Office of Governmental Relations) required to file reports under the lobbying provisions of the Act?

2. Is the University of California Student Association required to file lobbying reports?

CONCLUSIONS

1. None of the officials of the University of California mentioned above have reporting obligations under the lobbying provisions of the Act if they lobby exclusively in their official capacity.

2. If any employee of the University of California Student Association qualifies as a "lobbyist," the Association must register as a lobbyist employer and the Association and employee must file quarterly lobbying reports.

PAGES

The University of California Student Association is a "unit" of the University of California and comes under the jurisdiction of the Board of Regents.

^{1/}Government Code Sections 81000-81015. All statutory references are to the Government Code unless otherwise indicated. Commission regulations appear at 2 California Code of Regulations Section 18000, et seq. All references to regulations are to Title 2, Division 6 of the California Code of Regulations.

ALABAMA

1. While the Act places registration and reporting requirements on certain individuals who lobby the state legislature and state agencies, and on those who hire a lobbyist (Section 86300, et. seq.), Section 86300 provides an exemption to the lobbying provisions of the Act for employees of the State of California acting in their official capacity. Thus, the members of the Board of Regents, and employees of the Office of the President and Office of Governmental Relations are not required to register or report their lobbying activities.

2. Since persons employed by the University of California Student Association are not California state employees, they are not covered by the exemption to the lobbying provisions of the Act included in Section 86300, and must be certified as lobbyists if they meet the definition of lobbyist. In addition, if any employee of the University of California Student Association qualifies as a lobbyist, the Association must register as a lobbyist employer.

For the definitions, registration and reporting requirements of a lobbyist and lobbyist employer, please refer to our Advice Letter to you, No. A-88-618, dated February 1, 1988.

If you have additional questions, please call us at (916) 322-5662.

Sincerely,

Diane M. Griffiths
General Counsel



By: Kevin S. Braaten-Moen
Political Reform Consultant

cc: Aileen Cranks



University of California Student Association

An Association of University of California Student Governments

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February 1, 1988

Mr. Kevin S. Braaten-Moen
Political Reform Consultant
Fair Political Practice Commission
428 J Street, Suite 800
PO Box 807
Sacramento CA 95804-0807

Dear Mr. Braaten-Moen:

Thank you for your analysis (your file no. A-88-018) of the questions I submitted regarding lobbying provisions. In reviewing your analysis, our Executive Director has asked me to pursue your opinion on the following:

1. The University of California Student Association is a unit of the University of California and comes under the jurisdiction of the Board of Regents. Is the University of California (i.e., Board of Regents, Office of the President or Office of Governmental Relations) required to file FPPC reports? If not, should the University of California Student Association be required to file FPPC reports?

Your attention to this is very much appreciated. If you have further questions, please contact Jim Lofgren, Executive Director at (916) 447-8272.

Sincerely,

Jennifer L. Davis
Administrative Assistant

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