

M E M O R A N D U M

TO: Advice File, Sections                      DATE: April 27, 1988  
82013, 82015, 82025, 18216

FROM: Carla Wardlow *CW*  
Technical Assistance & Analysis Division

SUBJECT: Loan Forgiveness and Major Donor Qualification  
File No. M-88-160

QUESTION

Is a loan forgiveness counted for purposes of determining if a person qualifies as a major donor committee under Section 82013(c) of the Act?

ANSWER

A loan forgiveness is a contribution and must be cumulated with other contributions to determine if an individual or entity has qualified as a major donor committee.

ANALYSIS

Sections 82015 and 82025 include the term "forgiveness of a loan" when defining the terms "contribution" and "expenditure," respectively. In addition, Regulation 18216 defines the term "enforceable promise to make a payment" as used in Sections 82015 and 82025 to include loan forgiveness. (2 California Code of Regulations Section 18216(b)(1).) Therefore, a loan forgiveness must be cumulated with other contributions made during a calendar year for purposes of determining if an individual or entity has qualified as a major donor.

This memorandum supersedes the Pessner advice letter, No. A-79-024, the Meier advice letter, No. A-84-028, and File Memo No. M-81-158.