



# California Fair Political Practices Commission

January 18, 1989

Nina M. Ryan  
Citizens for Collis  
3449 Beethoven Street  
Los Angeles, CA 90066

Dear Ms. Ryan:

Re: Your Request for Advice  
Our File No. A-88-402

This letter is to confirm our telephone conversation on November 1, 1988 regarding your request for advice which is referenced above. I will not be providing you with a written response to your request for advice because your question is answered in Regulations 18536, 18536.1 and 18536.2 which have been adopted by the Commission and are expected to take effect on January 24, 1989.

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

Sincerely,

A handwritten signature in black ink that reads "Bruce W. Robeck".

Bruce W. Robeck  
Political Reform Consultant

**CITIZENS FOR COLLIS**

3449 Beethoven Street  
Los Angeles, CA 90066

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Oct 17 8 56 AM '88

October 11, 1988

Mr. Bruce Robeck  
Fair Political Practices Commission  
P. O. Box 807 - 428 "J" Street, Suite 800  
Sacramento, CA 95804

Dear Mr. Robeck:

The purpose of this letter is to memorialize our recent telephone conversations concerning the interpretation of the Emergency Regulations implementing Proposition 73 and in particular the review process to identify restricted and unrestricted funds. I understand that the Commission is not sending advice letters at this time but will place this telephone confirmation in the file. If this letter is inaccurate in any respect, you will promptly notify me. If I do not hear from you, I will rely on my understanding of your advice as set forth hereinafter.

Citizens for Collis (hereinafter "CFC"), the committee controlled by Conway Collis, Member, Board of Equalization, has loaned money to Californians Working Together to End Hunger and Homelessness (hereinafter "CWT"), a broad-based coalition supporting Proposition 95 on the November ballot, of which Mr. Collis is the Proponent. You confirmed my interpretation that this loan constitutes a "cash equivalent" asset of CFC, subject to Proposition 73 Emergency Regulations 18536, 18536.1 and 18536.2. The question we discussed was how to do the review required under 18536.1(c) and specifically whether the same review was required for CWT including funds to repay CFC.

Your advice was that the loan receivable constitutes an asset of CFC and that CFC's review process is properly limited to contributions received by CFC without regard to CWT contributions.

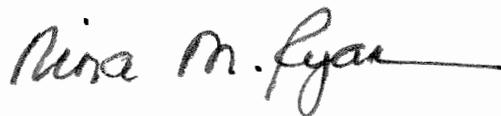
My understanding of the review process mandated by regulation 18536.1(c) in light of the above facts is as follows: For purposes of this discussion, assume on the review date (December 31,

Mr. Bruce Rebock  
October 11, 1988  
Page Two

1988 or earlier) cash in the CFC bank account is \$25,000. and the cash equivalent/loan receivable from CWT is \$100,000. All cash contributions to CFC will be reviewed chronologically, beginning with the most recent, until the total of \$125,000. is reached. Hypothetically, assume that this amount was reconstructed by totalling contributions from December 31, 1988 back to April 1, 1988. It is presumed that those contributions constitute the cash and cash equivalent on hand on the date of review. From these identified contributions, amounts within the Proposition 73 contribution limits may be segregated and deposited into a new separate bank account and may be carried forward for campaign use after January 1, 1989 as unrestricted funds so long as a statement of intention is filed and monies dedicated prior to June 30, 1989. If a contributor made additional contributions prior to the hypothetical April 1, 1988 date, these earlier contributions are irrelevant to the review process and do not disqualify otherwise unrestricted funds. Amounts in excess of Proposition 73 contribution limits are restricted to uses set forth in 18536.2.

The date or dates on which the loan is repaid by CWT to CFC are irrelevant to the above review process, so long as the amount is fixed on the review date. If the loan repayment money is to be used by CFC as unrestricted funds, they must be received and dedicated prior to June 30, 1989.

Very truly yours,

A handwritten signature in black ink that reads "Nina M. Ryan". The signature is written in a cursive, flowing style with a long horizontal line extending to the right.

NINA M. RYAN

NMR:N



# California Fair Political Practices Commission

October 24, 1988

Nina M. Ryan  
Citizens for Collis  
3449 Beethoven Street  
Los Angeles, CA 90066

Re: 88-402

Dear Ms. Ryan:

Your letter requesting advice under the Political Reform Act was received on October 17, 1988 by the Fair Political Practices Commission. If you have any questions about your advice request, you may contact me directly at (916) 322-5662.

We try to answer all advice requests promptly. Therefore, unless your request poses particularly complex legal questions, or more information is needed, you should expect a response within 21 working days if your request seeks formal written advice. If more information is needed, the person assigned to prepare a response to your request will contact you shortly to advise you as to the information needed. If your request is for informal assistance, we will answer it as quickly as we can. (See Commission Regulation 18329 (2 Cal. Code of Regs. Sec. 18329).)

You also should be aware that your letter and our response are public records which may be disclosed to the public upon receipt of a proper request for disclosure.

Very truly yours,

*Jeanne Pritchard*  
Jeanne Pritchard  
Chief  
Technical Assistance and Analysis  
Division

JP:plh

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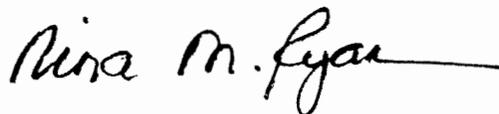
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