



California Fair Political Practices Commission

May 30, 1989

Parke Skelton
Skelton, Grover & Associates
1818-1/2 N. Harvard Boulevard
Los Angeles, CA 90027-3659

RE: Your Request for Advice
Our File No. A-89-262

Dear Mr. Skelton:

You have requested advice on behalf of Julie Korenstein regarding the campaign disclosure provisions of the Political Reform Act (the "Act").^{1/}

FACTS

Julie Korenstein is currently a member of the Los Angeles School Board. She is involved in a June 6th runoff election.

QUESTIONS

1. May contributions received in fiscal year 1989/90 be used to pay debts incurred in the 1988/89 fiscal year?
2. May a personal loan from the candidate to her committee in fiscal year 1988/89 be repaid from contributions received in fiscal year 1989/90?

CONCLUSIONS

1.&2. Contributions received during the 1989/90 fiscal year may be deposited into Ms. Korenstein's campaign account for her 1989 election to L.A. School Board and may be used to pay debts in connection with the June 6, 1989 election.

^{1/} Government Code Sections 81000-91015. 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 referneces to regulations are to Title 2, Division 6 of the California Code of Regulations.

Mr. Parke Skelton
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ANALYSIS

Candidates are required to file a Form 501, candidate intention statement, declaring the specific office for which they intend to solicit or receive contributions. The Form 501 must be filed before the candidate solicits or receives any contributions. A campaign bank account form, Form 502 must also be filed. (Sections 85200, 85201.) Contributions deposited into the bank account are held in trust for expenses incurred in seeking and holding that office. Section 85202(b) states:

All contributions deposited into the campaign account shall be deemed to be held in trust for expenses associated with the election of the candidate to the specific office for which the candidate has stated, pursuant to Section 85200, that he or she intends to seek or expenses associated with holding that office.

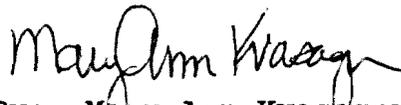
Therefore, contributions may be solicited and received for a specific election at any time subsequent to filing the Form 501 for that office.

Commission Regulation 18523.1 (copy enclosed) provides that any written solicitations for contributions shall identify the particular controlled committee for which the contributions are sought, and shall instruct contributors to designate their contributions for that particular controlled committee. At its May meeting, the Commission adopted an amendment to this regulation requiring that in addition to the name of the committee, the written solicitation must identify the name of the specific office and particular election for which the contributions are being sought.

Please contact me at 916/322-5662 if you need additional information concerning this matter.

Sincerely,

Kathryn E. Donovan
General Counsel



By: Mary Ann Kvasager
Political Reform Consultant

Enclosure



F P P C

skelton, grover & associates

1818 1/2 N. Harvard Blvd. Los Angeles, CA 90027-3659 (213) 465-3773
APR 28 9 13 AM '89

April 24, 1989

Jeanne Pritchard
FPPC
428 J St. #700
Sacramento, CA 95814

Dear Ms. Pritchard,

I am writing on behalf of Los Angeles School Board member Julie Korenstein who faces a June 6 run-off.

Per our conversation today, I would like a written ruling as to whether donations from both PACs and individual donors received in the fiscal year beginning July 1, 1989 can be used to pay off a candidate's campaign debt incurred in the 1988 - 1989 fiscal year.

I would also like a ruling as to whether a personal loan a candidate makes to her committee in FY '88 - '89 can be repaid out of donations received in FY '89 - 90.

As these rulings will have great impact in the upcoming June 6 election, I would appreciate an answer as soon as possible.

Please send your respons to me at:
Skelton, Grover, and Associates
1818 1/2 N. Harvard Bl.
Los Angeles, CA 90027

Thank you,

Parke Skelton



F P P O

skelton, grover & associates

1818 1/2 N. Harvard Blvd., Los Angeles, CA 90027-3659 (213) 465-3773
APR 26 9 13 AM '89

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Please send your respons to me at:
Skelton, Grover, and Associates
1818 1/2 N. Harvard Bl.
Los Angeles, CA 90027

Thank you,

A handwritten signature in cursive script that reads 'Parke Skelton'.

Parke Skelton



California Fair Political Practices Commission

May 2, 1989

Parke Skelton
Skelton, Grover & Associates
1818-1/2 N. Harvard Blvd.
Los Angeles, Ca 90027-3659

Re: Letter No. 89-260

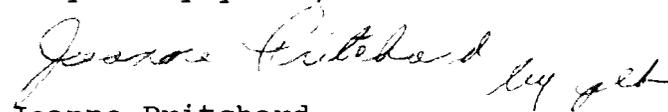
Dear Mr. Skelton:

Your letter requesting advice under the Political Reform Act was received on April 28, 1989 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
Chief Technical Assistance
and Analysis Division

JP:plh