



California Fair Political Practices Commission

October 12, 1989

Harvey Tsuboi, Program Technician III
Political Reform Division
Secretary of State
P.O. Box 1467
Sacramento, CA 95807

Re: Your Request for Informal
Assistance
Our File No. I-89-531

Dear Mr. Tsuboi:

You have requested confirmation of telephone advice provided to you concerning the lobbying disclosure provisions of the Political Reform Act.¹

Your letter, dated September 8, 1989, correctly states that when the lobbying firm Douglas, Golden and Associates only monitors legislation and administrative action on behalf of a client, the client is not required to be registered or file lobbyist employer reports, and the firm is not required to disclose payments received from the client.

However, if a client expressly or implicitly authorizes the lobbying firm to engage in direct communication with elective state officials, legislative officials or agency officials for the purpose of influencing or attempting to influence legislative or administrative action, the client becomes a lobbyist employer and both the client and the lobbying firm must disclose payments for such activities.

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 references to regulations are to Title 2, Division 6 of the California Code of Regulations.

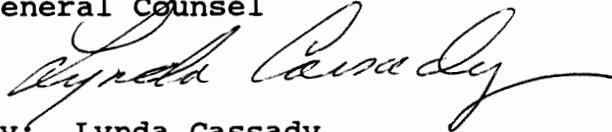
Please note that initiative-related and legislative-related services must be reported retroactively if, within one year the client authorizes the lobbying firm to communicate directly with elected state officials, legislative officials or agency officials for the purpose of influencing action on the same or substantially the same matter. (Sections 86100-86118, Regulation 18614.)

I hope this satisfactorily responds to your request. A copy of your letter is enclosed for your convenience.

Please contact me at (916) 322-5662 if you have additional questions.

Sincerely,

Kathryn E. Donovan
General Counsel

A handwritten signature in cursive script, appearing to read "Lynda Cassady".

By: Lynda Cassady
Political Reform Consultant

Enclosure



March Fong Eu
Secretary of State

1230 J Street
P.O. Box 1467
Sacramento, California 95807

POLITICAL REFORM DIVISION
(916) 322-4880



September 8, 1989

FPPC

SEP 11 1989

RECEIVED

Ms. MaryAnn Kvasager
Fair Political Practices Commission
428 'J' Street
Sacramento, CA 95814

Dear Ms. Kvasager:

This letter is to clarify advice we have received regarding the filing of obligations of Douglas, Golden and Associates; Southwest Gas Corporation; and California State Management Association.

While the firm Douglas, Golden and Associates has an active client, California State Employees' Association, it merely monitors legislation for Southwest Gas Corporation and California State Management Association. It is our understanding that as long as the firm's services are limited to monitoring legislation, the firm is not required to register either of the clients with our office, nor would the clients have a responsibility to file any reports with us. If Douglas, Golden and Associates begins lobbying on behalf of their clients, the firm would then need to file a Form 605 with appropriate Forms 602. After which time, the firm would list Southwest Gas Corporation and/or California Statement Management Association on their quarterly reports and the clients themselves would begin submitting quarterly Forms 635.

Please either confirm or correct this understanding in writing so we may make it part of our records.

Thank you,

Harvey Tsuboi
HARVEY TSUBOI, Program Technician III
Political Reform Division

HT:mw

89-531



March Fong Eu
Secretary of State

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September 8, 1989

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Thank you,

Harvey Tsuboi
HARVEY TSUBOI, Program Technician III
Political Reform Division

HT:mw



California Fair Political Practices Commission

September 15, 1989

Harvie Tsuboi
Secretary of State's Office
Political Reform Division
P.O. Box 1467
Sacramento, CA 95807

Re: Letter No. 89-531

Dear Mr. Tsuboi:

We received your letter requesting confirmation of advice under the Political Reform Act on September 11, 1989. Your letter has been assigned to our Technical Assistance and Analysis Division for response. If you have any questions, you may contact that division directly at (916) 322-5662.

If the letter is appropriate for confirmation without further analysis, we will attempt to expedite our response. A confirming response will be released after it has gone through our approval process. If the letter is not appropriate for this treatment, the staff person assigned to prepare the response will contact you shortly to advise you. In such cases, the normal analysis, review and approval process will be followed.

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

Sincerely,

A handwritten signature in cursive script that reads "Kathryn E. Donovan".

Kathryn E. Donovan
General Counsel

KED:plh:confadv1