



California Fair Political Practices Commission

December 26, 1989

Bruce W. Robeck
Paralegal Administrator
Political Reports Unit
Nielsen, Merksamer, Hodgson,
Parrinello and Mueller
770 L Street, Suite 800
Sacramento, CA 95814

Re: Your Request for Informal Assistance
Our File No. I-89-580

Dear Mr. Robeck:

We have received your letter of October 4, 1989, seeking confirmation of telephone advice provided to you regarding cumulation of contributions made separately by one spouse from community funds. This is to confirm that your letter accurately reflects my advice that, because of the contribution limitations imposed by passage of Proposition 73, spouses may now make individual contributions from community funds. Thus, political contributions which are made separately by one spouse from community funds are not cumulated with those of the other spouse for purposes of qualification as a major donor nor for disclosure on the other spouse's campaign statement. (See Ishihara Advice Letter, No. I-89-508, copy enclosed.)¹

Enclosed for your convenience is a copy of your letter. Do not hesitate to call me at (916) 322-5901 if you have further questions regarding this matter.

Sincerely,

Kathryn E. Donovan
General Counsel

A handwritten signature in cursive script that reads "Blanca M. Breeze".

By: Blanca M. Breeze
Counsel, Legal Division

KED:BMB:plh
Enclosure

¹ On November 7, 1989, the Commission adopted Regulation 18533 (copy enclosed) concerning contributions from joint checking accounts. This regulation provides guidance for allocation of contributions from contributors who use joint checking accounts.

LAW OFFICES OF
**NIELSEN, MERKSAMER,
HODGSON, PARRINELLO & MUELLER**
A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

SAN FRANCISCO
650 CALIFORNIA STREET, SUITE 2650
SAN FRANCISCO, CALIFORNIA 94108
TELEPHONE (415) 989-6800

770 L STREET, SUITE 800
SACRAMENTO, CALIFORNIA 95814
TELEPHONE (916) 446-6752

FILE NUMBER

9999

October 4, 1989

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FPPC

Ms. Blanca Breeze
Attorney, Legal Division
Fair Political Practice Commission
428 J Street
Sacramento, California 95804

Re: Telephone Advice

Dear Ms. Breeze:

I am writing to confirm the telephone advice you provided to me on Friday, September 29, 1989. My understanding of the question and the conclusion follows.

Question

Are political contributions which are made separately by a spouse from community funds cumulated for purposes of qualification as a major donor by the other spouse [Government Code Section 82013(c)] and for disclosure on the other spouse's campaign statement?

Conclusion

Political contributions which are made separately by a spouse from community funds are not cumulated with the other spouse's political contributions for purposes of qualification as a major donor nor for disclosure on the other spouse's campaign statement.

Please correct me if I have misstated either the question or the conclusion.

Sincerely,



Bruce W. Robeck
Paralegal Administrator
Political Reports Unit
Sacramento

BWR:mjsw



California Fair Political Practices Commission

October 11, 1989

Bruce W. Robeck
Nielsen, Merksamer, Hodgson,
Parrinello & Mueller
770 L Street, Suite 800
Sacramento, CA 95814

Re: Letter No. 89-580

Dear Mr. Robeck:

Your letter requesting advice under the Political Reform Act was received on October 6, 1989 by the Fair Political Practices Commission. If you have any questions about your advice request, you may contact Blanca Breeze an attorney in the Legal Division, directly at (916) 322-5901.

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 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,

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

Kathryn E. Donovan
General Counsel

KED:plh