

16-2-76

October 7, 1976

Mr. Willis A. Frambach
411 South Long Beach Boulevard
Compton, California

Dear Mr. Frambach:

In your letter of September 3, 1976, you ask whether persons who make payments to influence a decision made by officials of an agency formed pursuant to California Health and Safety Code Sections 3300 et seq. are included under Government Code Section 86108(b).

The term "to influence legislative or administrative action" as used in Government Code Section 86108(b) refers to the State Legislature and state agencies.

Accordingly, if the agency referred to in your letter is a state agency, the persons attempting to influence must file a Form 650 if they make payments (as defined in Government Code Section 82045) of \$250 or more in any month.

With regard to your postscript, a court may compel a person to file reports. In addition, the Commission may bring an enforcement action and/or impose penalties for non-filing.

If I can be of further assistance do not hesitate to contact me.

Sincerely,

J. RICHARD EICHMAN
Special Compliance Representative

JRE:mak

bcc: Jeanne

Willis A. Frambach
411 S. Long Beach Blvd.
Compton, CA 90221
September 20, 1976

F P P C
SEP 22 8 51 AM '76

Mr. Delbert L. Spurlock, Jr.
Chief, Conflicts of Interest Division
State of California
Fair Political Practices Commission
P.O. Box 807
Sacramento, CA 95804

Dear Mr. Spurlock:

I have not received a reply to my letter of September 3, 1976. For your convenience, I have enclosed a copy.

I will appreciate your sharing with me a better understanding of the applicability of Government Code Section 86108 to a fact situation involving the Compton Community Redevelopment Agency.

Very truly yours,

Willis A. Frambach
Willis A. Frambach

Per memo CCRA is a City Agency

Willis A. Frambach
411 S. Long Beach Blvd.
Compton, CA 90221
September 3, 1976

F P P C

Sep 7 9 30 AM '76

Mr. Delbert L. Spurlock, Jr.
Chief, Conflicts of Interest Division
State of California
Fair Political Practices Commission
P.O. Box 807
Sacramento, CA 95804

Dear Mr. Spurlock:

Thank you for your letter of August 25th regarding the
Compton Community Redevelopment Agency.

I have a further question. Does California Government Code
Section 82045 mean that Section 86108 includes persons who
make payments to influence a decision made by officials of
an agency formed pursuant to California Health and Safety
Code Sections 33000 et seq. as a public body, corporate
and politic?

I am waiting eagerly to hear from you.

Very truly yours,



Willis A. Frambach

P.S. Is there any other legal theory under which persons
who have been found by a court of law to have made payments
as above can be compelled to make reports mandated by the
Political Reform Act of 1974?

August 25, 1976

Mr. Willis A. Frambach
411 S. Long Beach Blvd.
Compton, California 90221

Dear Mr. Frambach:

Thank you for your letter of August 19, 1976. You inquired about the Conflict of Interest Code of the Compton Community Redevelopment Agency.

The Political Reform Act of 1974 specifically requires that local governmental bodies, in this case, city councils, act as "code reviewing bodies" for local governmental agencies under their jurisdiction. Government Code §82011 provides:

Code reviewing body means:

(a) The Fair Political Practices Commission, with respect to the Conflict of Interest Code of ... a city council

(b) The City Council, with respect to the Conflict of Interest Code of any city agency other than the city council...

Thus, unless the Compton Community Redevelopment Agency is an agency with jurisdiction in more than one county, in which case the Fair Political Practices Commission would be the "code reviewing body", the city council will have responsibility of reviewing and approving the agency Code.

I would suggest, however, that if you are particularly concerned about which positions within the Compton Community Redevelopment Agency will be designated for the purpose of generating statements of reportable economic interests, you should contact the agency and talk to the person(s) delegated the responsibility of drafting a Conflict of Interest Code of the agency. The City Attorney's Office in Compton should also be able to supply you with the deadline date for the submission of the agency's code, if it has not yet been submitted.

If you have additional questions, or require more information, please do not hesitate to contact the Conflicts of Interest Division of the Fair Political Practices Commission.

Sincerely,

Delbert L. Spurlock, Jr.
Chief, Conflicts of Interest
Division
016/322-6444

DLS:jhm

a redevelopment agency organized pursuant
to Health & Safety Code 33000 et seq.

is the result of an ordinance adopted
by a legislative body, city council, board of
supervisors, or other legislative body of the
community.

October 7, 1976

Mr. Willis A. Frambach
411 South Long Beach Boulevard
Compton, California

Dear Mr. Frambach:

In your letter of September 3, 1976, you ask whether persons who make payments to influence a decision made by officials of an agency formed pursuant to California Health and Safety Code Sections 3300 et seq. are included under Government Code Section 86103(b).

The term "to influence legislative or administrative action" as used in Government Code Section 86103(b) refers to the State Legislature and state agencies.

Accordingly, if the agency referred to in your letter is a state agency, the persons attempting to influence must file a Form 650 if they make payments (as defined in Government Code Section 82045) of \$250 or more in any month.

With regard to your postscript, a court may compel a person to file reports. In addition, the Commission may bring an enforcement action and/or impose penalties for non-filing.

If I can be of further assistance do not hesitate to contact me.

Sincerely,

J. RICHARD EICHMAN
Special Compliance Representative

JRE:mak

bcc: Jeanne

Willis A. Frambach
411 S. Long Beach Blvd.
Compton, CA 90221
September 3, 1976

Mr. Delbert L. Spurlock, Jr.
Chief, Conflicts of Interest Division
State of California
Fair Political Practices Commission
P.O. Box 807
Sacramento, CA 95804

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Compton Community Redevelopment Agency.

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an agency formed pursuant to California Health and Safety
Code Sections 33000 et seq. as a public body, corporate
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I am waiting eagerly to hear from you.

Very truly yours,



Willis A. Frambach

P.S. Is there any other legal theory under which persons
who have been found by a court of law to have made payments
as above can be compelled to make reports mandated by the
Political Reform Act of 1974?

Govt can compel

*Commission may bring enforcement
on those penalties for non-filing*

To
Natalie
from
Marilyn

August 25, 1976

Mr. Willis A. Frambach
411 S. Long Beach Blvd.
Compton, California 90221

Dear Mr. Frambach:

Thank you for your letter of August 19, 1976. You inquired about the Conflict of Interest Code of the Compton Community Redevelopment Agency.

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If you have additional questions, or require more information,
please do not hesitate to contact the Conflicts of Interest
Division of the Fair Political Practices Commission.

Sincerely,

Delbert L. Spurlock, Jr.
Chief, Conflicts of Interest
Division
916/322-6444

DLS:jhm

Willis A. Frankach
411 S. Long Beach Blvd.
Compton, CA 90221
August 19, 1976

Aug 20 9 36 AM '76

F P M O

State of California
Fair Political Practices Commission
925 J Street, Suite 722
P.O. Box 807
Sacramento, CA 95814

Kindly tell me whether you have on file a Conflict of Interest Code pursuant to Government Code 87300 et seq. for:

Compton Community Redevelopment Agency
a.k.a. Community Redevelopment Agency of the City
of Compton, California
134 E. Palm Street
Compton, California

If so, I would like to have a copy of the list required by the provisions of Government Code 87302(a).

Please tell me how to request such a list.

Very truly yours,

Willis A. Frankach

Willis A. Frankach