

October 24, 1977

A-77-252

Daniel W. Holden  
Holden and Bevins  
300 South Harbor Blvd., Suite 910  
Anaheim, California 92805

Dear Mr. Holden:

Thank you for your letter dated October 11, 1977 requesting information regarding the lobbying provisions of the Political Reform Act.

A "Lobbyist" is defined in Section 82039 of the Act as: "Any person who is employed or contracts for economic consideration, other than reimbursement for reasonable travel expenses, to communicate directly or through his agents with any elective state official, agency official or legislative official for the purpose of influencing legislative or administrative action, if a substantial or regular portion of the activities for which he receives consideration is for the purpose of influencing legislative or administrative action." (emphasis added)

The Fair Political Practices Commission had adopted an administrative regulation (2 Cal. Adm. Code Section 18239) to clarify the terms used in Section 82039. In defining the terms "substantial or regular", the Commission established certain time and compensation tests which are contained in subsection (e).

I am enclosing, for your review, a copy of Regulation 18239 and also Regulation 18619 which defines who is a "Lobbyist Employer" in situations where a "firm" is retained for the purpose of influencing legislative or administrative action. In addition, enclosed for your reference are the forms and instruction manuals for lobbyists and lobbyist employers.

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

Sincerely,

Alan Herndon  
Compliance Representative

AH:bw

DANIEL W. HOLDEN  
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State of California  
Fair Political Practices Commission  
1100 K Street  
Sacramento, California 95814

Gentlemen:

Will you please send to the undersigned the appropriate regulations relating to registration by an individual as a lobbyist and under what circumstances such registration is required.

Very truly yours,

HOLDEN AND BEVINS

By



Daniel W. Holden

DWHg