

Memorandum Spouse - Reportable

To : Opinion request meeting participants.

Date : Feb. 10, 1977

M-77-528

From : FAIR POLITICAL PRACTICES COMMISSION
Natalie West

Subject: Item for discussion.

Marty Pike, of Winner, Wagner and Associates, has asked whether a lobbyist may make a campaign contribution to a candidate for local school board. The candidate is the spouse of a State Energy Commissioner and the lobbyist lobbies the Energy Commission.

It is our tentative conclusion that the contribution is permissible under the standard set forth in the Cory opinion, 2 FPPC Opinions 48. Should the lobbyist report the contribution as a "payment to influence ..." (See Section 82045(c)), pursuant to Section 86107(g). Can additional information be required pursuant to Section 86107(g) without adopting a regulation?

NW:jo

A lobbyist may contribute to the campaign of an official's spouse but the contribution is reportable as a payment to influence (activity expense) pursuant to 18615(b)(1)(a). Activity expense is defined at 18615(a)(2)