

# Memorandum

To : Bob Stern;  
File 84302 + 86202

Date : Nov. 14, 1978

*M-78-244*

From : FAIR POLITICAL PRACTICES COMMISSION  
Natalie West

Subject: "agent or intermediary," Sections 84302, 86202

The policies underlying Section 84302 and 86202 require that the term "agent or intermediary" be accorded different meanings in these two sections.

Suppose that a lobbyist delivered a check from his employer to an assemblyman's campaign committee. The committee records include a Xerox copy of the check and the lobbyist's calling card.

The committee is not required to report the lobbyist as an intermediary on campaign statements, because the phrase "intermediary" in Section 84302 does not include mere delivery of a check. (See memo from Barbara Campbell to Robert Summers in 84302 file.)

However, it's the staff view that the lobbyist has violated Section 86202 (and the committee has violated Section 86204) because delivery of a check is sufficient to make a lobbyist an intermediary for purposes of Section 86202. It was decided to seek legislative clarification of 86202, if the section is upheld in IGA.

NW:plh