

# State of California



# Fair Political Practices Commission

P.O. BOX 807 • SACRAMENTO, 95804 ••• 1100 K STREET BUILDING, SACRAMENTO, 95814

Technical Assistance/Administration	•••	Executive/Legal	•••	Enforcement	•••	Conflict of Interest
(916) 322-5660		322-5901		322-6441		322-6444

January 25, 1978

Assemblyman Gordon Duffy  
State Capitol  
Sacramento, California 95814

*A-78263*

Dear Assemblyman Duffy:

Thank you for your letter of January 17, 1978, in which you asked whether you had to report on your Statement of Economic Interests a lifetime membership received several years ago. According to Bill Kitchen of the California Optometric Association, the donor of the membership, it appears that the primary benefit of your membership is the receipt of a monthly newsletter and the privilege of joining their credit union and life insurance program. He indicated to me that the cost of an active membership could be as much as \$304 per year, which pays for the cost of running the Association.

The Political Reform Act requires each public official to report gifts of \$25 or more received during the reporting period. Government Code Sections 87203 and 87207. However, the Political Reform Act does not require reporting the use during a current filing period of gifts received in prior periods. From the facts provided to us, it appears that you received your "gift" several years ago and are continuing to receive certain benefits from it. Because this gift was provided to you several years ago, you have no reporting obligations.

Please feel free to call on me if you have any further questions on this matter.

Sincerely,

*Robert M. Stern*

Robert M. Stern  
General Counsel

RMS:nc

cc: Bill Kitchen

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# Assembly California Legislature

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**GORDON DUFFY**  
MEMBER OF ASSEMBLY  
THIRTY-SECOND ASSEMBLY DISTRICT

REPLY TO:
<input type="checkbox"/> HANFORD
<input type="checkbox"/> VISALIA
<input type="checkbox"/> SACRAMENTO

January 17, 1978

Daniel Lowenstein  
Chairman  
Fair Political Practices  
Commission  
1100 K Street  
Sacramento, CA 95814

Dear Dan:

Due to a new billing system instituted by the California Optometric Association, I have been reminded of the fact they are reporting my lifetime membership in their Association which was a gift to me many years ago (before the Fair Political Practices Act).

I have not practiced optometry in over 12 years and the only benefit I have received from my membership in the COA is the privilege of using their credit union.

My questions are:

1. Should I report this membership even though it was given to me prior to enactment of the FPCC?
2. Would I need to report if only using their credit union?

Thank you for your assistance.

Sincerely,

  
GORDON DUFFY

GD:PL:ml