

February 2, 1978

78-275

David Townsend, Consultant
Senate Select Committee on Children and Youth
State Capitol, Room 4076
Sacramento, California 95814

Dear David:

This letter is in response to your letter to the Commission of January 25, 1978 requesting information concerning the last possible date this year that a legislator may send a mass mailing, as defined in the Political Reform Act of 1974, at public expense. Section 89001 of the Government Code states that "no legislative newsletter or other mass mailing may be sent at public expense by or on behalf of any elected state officer after the elected state officer has filed a declaration of candidacy for any office." The declaration of candidacy is required to be filed anytime between February 13 through March 10, 1978. Exceptions to this prohibition are outlined in the attached regulation 18902.

Please let me know if you have any additional questions.

Very truly yours,

Regina Siciliano-Kutchins
Technical Assistance Program
Coordinator

RSK:bw

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COMMITTEE CONSULTANT

California Legislature

Senate Select Committee on Children and Youth

SENATOR ROBERT PRESLEY
CHAIRMAN

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January 25, 1978

TO: Regina Kutchins, Technical Assistant
Fair Political Practices

FROM: David Townsend, Consultant

What is the last possible date of this year that a Legislator may send a mass mailing as defined under the Political Reform Act of 1974?

I have spoken with someone from your office and they indicated to me that it is possible to send mass mailings up until filing the declaration of candidacy. My understanding is this is separate and distinct from declaration of intent. Therefore, may we send publicly-paid-for mass mailings up until March 10, if the elected official files his declaration of candidacy on the last day of filing?

I would appreciate a written reply as soon as possible for our files.

Thank you very much for your assistance.

Sincerely,

David Townsend
Consultant

DT:bh