

84204

February 15, 1980

Kirk Alan Pessner
Dobbs & Nielsen
Suite 2500, the Alcoa Building
One Maritime Plaza
San Francisco, CA 94111

filed with:

A - 80-02-005

Dear Mr. Pessner:

Enclosed is a copy of my response to an inquiry by Mr. William Hudson about certain filing problems under Government Code Section 84204, in which you expressed an interest.

Sincerely,

John Giansello
Staff Services Analyst

JG:plh

February 15, 1980

William Hudson
Orrick, Berrington, Rowley
& Sutcliffe
Twelfth Floor
500 Montgomery St.
San Francisco, CA 94111

A-80-02-005

Dear Mr. Hudson:

You have asked whether a major donor otherwise required to file a year-end semi-annual campaign statement must also file a post qualification drive statement under Government Code Section 84204 that is due by the terms of that section after the first of the succeeding year. The answer to your question is no, providing that all of the following conditions are met:

- (1) All contributions and expenditures in connection with the ballot measure qualification drive were made by the closing date of the year-end semi-annual statement;
- (2) No contributions and expenditures in connection with the ballot measure qualification drive are anticipated to be made after the closing date of the semi-annual statement;
- (3) All contributions and expenditures in connection with the ballot measure qualification drive are disclosed on the year-end semi-annual statement;
- (4) The year-end semi-annual statement is designated as filed in fulfillment of the obligation under Section 84204 to file in connection with the qualification of a measure;
- (5) The year-end semi-annual statement is filed with every office with which a statement pursuant to Section 84204 would have to be filed; and

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- (6) The year-end semi-annual statement is filed on or before the deadline for filing in connection with the qualification of a ballot measure pursuant to Section 84204.

The designation required in (4) can be accomplished by attaching a "Declaration of Final Campaign Statement," Form 400, with reference to the qualification drive, to the year-end semi-annual statement.

Sincerely,

John Giansello
Staff Services Analyst

JG:plh