

020506071
TP's file

Memorandum

To : File

Date : Feb. 22, 1980

M-80-147

From : FAIR POLITICAL PRACTICES COMMISSION
Dwight Dickerson

Subject: Repayment of Loan to an Official by a Relative

The staff decided at its February 8, 1980 Opinion Request Meeting that Section 82030(b)(9) does not exclude the repayment of a loan by a relative to a public official. Therefore, the official must disclose the relative's repayment when appropriate.

The staff recommended that Government Code Section 82030 be amended to exclude this type of transaction.

DED:nrw

Memorandum

To : Opinion Request Meeting
Participants

Date : Feb. 6, 1980

From : FAIR POLITICAL PRACTICES COMMISSION
Dwight Dickerson

Subject: Disclosure of loan repayments received from
a relative.

The issue presented for your consideration is whether an official is obligated to report income received from relatives in the form of loan repayments? The Act presently excludes from the definition of income loans received from relatives. See Government Code Section 82030(b)(9). However, the Act is silent regarding the treatment of repayment of loans made by the official to his or her relative.

In light of Government Code Section 82030(b)(9), it may be argued that it is not the purpose of the Act to consider loan repayments by relatives as income. Agree or Disagree?