

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	••	Statements of Economic Interest
(916) 322-5662		322-5660		322-5901		322-6441		322-6444

August 17, 1981

Nancy C. Miller, Esq.
 Law Offices of Richard H. Hyde, Inc.
 111 Capitol Mall building, Suite 225
 Sacramento, CA 95814

A-81-08-046

Re: Sacramento Transit Development Agency

Dear Nancy:

This letter is sent to confirm our telephone conversation of August 11, 1981, in which we discussed STDA. Our conclusion is that STDA does not meet the criteria for a state agency set forth in Commission Regulation 2 Cal. Adm. Code Section 18249. Therefore, STDA is not exempt from the lobbyist registration and reporting requirements contained in Government Code Sections 86100-86300.

I would also like to confirm that the Commission is the code reviewing body for STDA since it is a multi-county, local governmental agency. Government Code Section 82011(a). We will be sending you a Notice of Deadline for the Submission of a Code shortly.

Very truly yours,

Diane Maura Fishburn
 Counsel
 Legal Division

DMF:pjh

LAW OFFICES
OF

RICHARD H. HYDE, INC.

111 Capitol Mall Building, Suite 225
Sacramento, California 95814
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JUL 20 11 15 AM '81

July 17, 1981

Diane Fishburn
Fair Political Practices Commission
1100 "K" Street
Sacramento, CA 95814

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Re: Sacramento Transit Development Agency

Dear Diane:

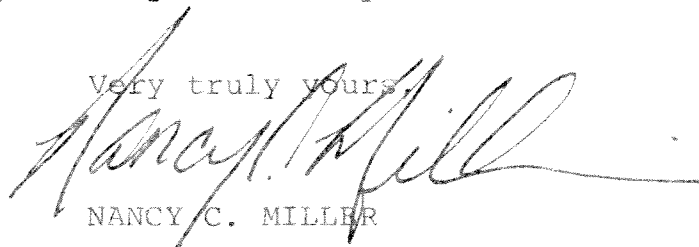
Pursuant to our telephone conversation of July 13, 1981, I am forwarding to you the Joint Powers Agreement between the City of Sacramento, County of Sacramento, Regional Transit District and the State of California, creating the Sacramento Transit Development Agency. The Board Membership, as we discussed, is comprised of State officials and local officials.

We have been retained as counsel for the Agency and our duties may include the monitoring of legislation and other activities which may fall within the definition of "lobbying functions. I am requesting an informal letter from the FPFC as to whether the Transit Agency is a State Agency for the purpose of preparation of our conflict of interest code and lobbyist Registration and Reporting Requirements. If the Agency is a State Agency, it is my understanding that our lobbying activities on the Agency's behalf would be exempt from these Registration and Reporting Requirements under Government Code Section 86100 - 86300.

As we discussed on the phone, it was your initial conclusion that the Agency is a "State" Agency, therefore; (1) the FPFC would be our code reviewing body for our Conflict of Interest Code; and (2) under Lobbyist Registration and Reporting Law (GC § 86100-86300), any person who performs "lobbying" activities on its behalf would be exempt from reporting and registration.

I would appreciate a confirming letter from you on these two points at your convenience. I would be happy to discuss this with you further and provide you with any additional documents you may need.

Very truly yours,



NANCY C. MILLER

NCM:cr