

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
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February 25, 1981

Helen Coney
 Administrative Assistant to
 Senator John V. Briggs
 State Capitol
 Sacramento, CA 95814

A-81-02-117

Dear Ms. Coney:

This is in response to your request that I confirm in writing the advice which I provided to you over the telephone on February 4, 1981.

You asked whether a legislator is required to report his taking a minor child (granddaughter, niece) to Disneyland on a pass provided by Disneyland on Legislator's Day at Disneyland.

The Political Reform Act requires a legislator to report any gift of \$25 or more on his Statement of Economic Interests. The term gift is defined by the Act as "any payment to the extent that consideration of equal or greater value is not received." Government Code Section 82028. "Payment," in turn, is defined in Section 82044 to mean "a payment, distribution, transfer, loan, advance, deposit, gift or other rendering of money, property, services or anything else of value, whether tangible or intangible." Since the complimentary tickets described in your letter entitle the holder to attend specified events without paying the admission price charged to other members of the public, such complimentary tickets constitute items of value. Moreover, since the value of such tickets is in the entitlement to attend specified events free of charge, it makes no difference whether you use the pass for your niece or for yourself. The tickets are "payments" within the meaning of Section 82044, and since they are complimentary,

Helen Coney
February 25, 1981
Page Two

we can assume that members of the legislature have not provided equal or greater consideration in return for them. Accordingly, the complimentary tickets constitute gifts which must be reported by each member on his or her Statement of Economic Interests.

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

Sincerely,

Alice Hughes
Documents Examiner

AH:ma

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California Legislature

STATE SENATOR
JOHN V. BRIGGS
THIRTY-FIFTH DISTRICT

SENATE REPUBLICAN WHIP

CHAIRMAN
SENATE SELECT COMMITTEE
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SENATE SELECT COMMITTEE
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ENTERPRISES

File J 12/21/81

8/11/7

February 6, 1981

Ms. Alice Hughes
F.P.P.C.
1100 K Street
Sacramento, California 95814

Dear Alice:

I talked to you on the telephone the other day, regarding whether or not a legislator is required to report his taking a minor child (granddaughter, niece) to Disneyland on a pass provided by Disneyland or Legislator's Day at Disneyland (a free day for Legislators, staff and families).

You referred me to Section 82028 of the Government Code. I later asked how this applied and asked that you provide something in writing to verify. You said that I should write for this information, so -- please furnish me with verification in writing.

Thank you. Also, would like to have this as soon as possible.

Sincerely,

A handwritten signature in cursive script, appearing to read "Helen".

Helen Coney
Administrative Assistant to
Senator John V. Briggs

HC:hek