

# State of California



## Fair Political Practices Commission

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June 7, 1984

Kirk Pessner  
Nielsen, Hodgson, Parrinello  
& Mueller  
The Hartford Building  
650 California Street, Suite 2650  
San Francisco, CA 94108

RE: FPPC Advice No. A-84-156

Dear Kirk:

This is in reply to your letter dated June 5, 1984, and to confirm our telephone conversation.

The filing requirements for the major donor committee are correct as stated in your letter: (1) once the committee becomes a "major donor" it is required to file campaign statements on the "Standard Filing Schedule" as set out in Section A of the FPPC "Information Manual on Campaign Disclosure Provisions" and is no longer required to file campaign statements on the election schedule for the April 10 election; (2) Government Code Section 84215(g) requires that a committee which begins filing its statements only in a city or county, and subsequently is required to file with the county or statewide must continue filing copies in the city or county until the end of the year.

There is another possible filing obligation the committee might incur, which is not mentioned in your letter and which we did not discuss in our telephone conversation. If the committee makes independent expenditures totaling \$500 or more in connection with a single ballot measure or a single candidate, the committee must file a "Supplemental Independent Expenditure Report" (Form 465). The Form 465 must be filed in the places and at the time the committee would be required to file if it were primarily formed to support or oppose the measure or candidate supported or opposed by the independent expenditure. (Government Code Section 84208). This supplemental report is in addition to the committee's regular campaign disclosure statement (Form 461).

Please call me if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Jeanne Pritchard".

Jeanne Pritchard

Political Reform Consultant

A-84-156

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FILE NUMBER

5842.01

June 5, 1984

Ms. Jeanne Pritchard  
Fair Political Practices Commission  
Post Office Box 807  
Sacramento, CA 95807

Re: Filing Deadlines

Dear Jeanne:

Pursuant to our telephone conversation, I wish to confirm what I understand your advice to have been.

I described a situation in which an independent expenditure committee which made both independent expenditures and non-monetary contributions in one city with reference to a measure to be voted on April 10, 1984, had filed the 12-day pre-election filing covering the period January 1 through March 24, 1984. Subsequent to the close of that campaign statement, the committee continued to make independent expenditures and non-monetary contributions with reference to the city measure being voted on April 10, 1984, and, therefore, has an obligation to disclose, in that jurisdiction, contributions made subsequent to the March 24, 1984, filing.

The committee made additional monetary, non-monetary and independent expenditures to measures being voted on the June 5, 1984, ballot. Pursuant to previous advice from you, since the committee had reached both major donor and independent expenditure thresholds, the committee was considered to be a major donor committee and required to file on the six fixed filing dates as outlined in Government Code Section 84200. Therefore, the committee filed a campaign statement covering the period March 25 through May 19, 1984. Since all activity by the filer was in one county, the filing was made with that county, the county of domicile, and the city in which the committee had previously filed.

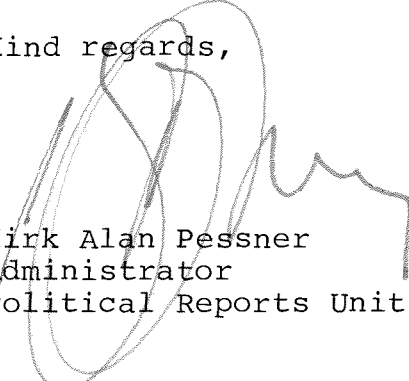
A 65-day post-campaign filing is due on June 14, 1984, covering the period through June 7, 1984, for the April 10

Ms. Jeanne Pritchard  
June 5, 1984  
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election. My question to you was whether or not this committee was required to file on that deadline and, if so, what period would the report cover. You advised me that since the committee is now a major donor it must file on the six fixed date filing deadlines only and not on any other filing deadlines. You therefore indicated to me that the next filing of the committee would be due July 31, 1984, covering the period from May 20, 1984, through June 30, 1984, and would be filed with the county in which the campaign activity took place, the county of domicile, and the city where campaign activity took place. The report would, of course, contain all campaign information relating to the election on April 10, 1984.

If I have misstated our conversation, please do not hesitate to contact me at your earliest convenience. If the conversation is correctly stated here, please sign the attached letter copy and return it to me in the enclosed envelope. Thank you for your prompt attention to this matter.

Kind regards,



Kirk Alan Pessner  
Administrator  
Political Reports Unit

KAP:ddl  
Enclosures

CONFIRMED BY:

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JEANNE PRITCHARD