



California Fair Political Practices Commission

February 2, 1990

Shirley L. Grindle
Treasurer for Miguel Pulido
19051 Glen Arran
Orange, CA 92669

Re: Your Request for Advice
Our File No. A-90-022

Dear Ms. Grindle:

You have requested advice on behalf of Councilman Miguel Pulido under the campaign disclosure provisions of the Political Reform Act.^{1/}

FACTS

The Los Angeles City Club donated the use of one of its rooms for a fundraising event for Santa Ana Councilman Miguel Pulido.

QUESTION

How is the value of a donated room used for a fundraising event determined for purposes of reporting an in-kind contribution?

ANSWER

The candidate must report the fair market value of the donated room. The fair market value is whatever it would cost the candidate to rent the room directly from the Los Angeles City Club or a similar room on the open market.

^{1/} Government Code Sections 81000-91015. All statutory references are to the Government Code unless otherwise indicated. Commission regulations appear at 2 California Code of Regulations Section 18000, et seq. All references to regulations are to Title 2, Division 6 of the California Code of Regulations.

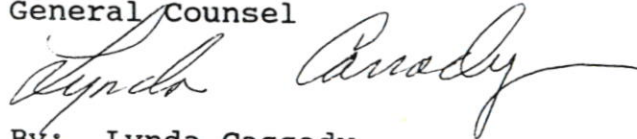
ANALYSIS

Section 82025.5 requires that whenever the amount of goods or services, facilities or anything of value other than money is required to be reported, "the amount reported shall be the fair market value." Therefore, a good faith effort must be made to determine the fair market value of what it would cost Councilman Pulido to rent similar space on the open market. Additionally, if the Los Angeles City Club rents rooms to the public, Section 84300 requires that if a candidate requests a determination of an in-kind contribution with a fair market value of \$100 or more in writing, the contributor, in turn, must provide the candidate in writing the fair market value of the donated goods or service.

Please do not hesitate to contact me at (916) 322-5662 if you have additional questions.

Sincerely,

Kathryn E. Donovan
General Counsel

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

By: Lynda Cassady
Political Reform Consultant