



# California Fair Political Practices Commission

May 8, 1990

Robert W. Hartsock  
McMurtrey and Hartsock  
2001 22nd Street, Suite 100  
Bakersfield, CA 93301

Re: Your Request for Advice  
Our File No. A-90-270

Dear Mr. Hartsock:

We have received your letter dated April 5, 1990 seeking written confirmation of the telephone advice provided to you by this agency in April, 1990 regarding reporting responsibilities under the campaign contributions and conflict of interest provisions of the Political Reform Act ("the Act").<sup>1</sup>

Specifically, you requested confirmation that the Kern County Water District need not file any particular form on behalf of deceased director Hale Costerisan and that the district should merely put some type of notation in the district's file (the file relevant to campaign statements and conflict of interest statements) that the director is deceased. Also, assuming there are no legislative changes to the Political Reform Act, would the same procedure (i.e., a notation in the district's file) be acceptable for districts other than Kern Delta Water District in the event of a similar situation?

Your letter accurately summarizes the advice that you were provided.<sup>2</sup>

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<sup>1</sup> 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.

<sup>2</sup> Of course, the reporting requirements for campaign statements and the procedures for termination of those requirements must be met by the deceased candidate/officeholder's committee. (Government Code section 84214, Regulation 18404)

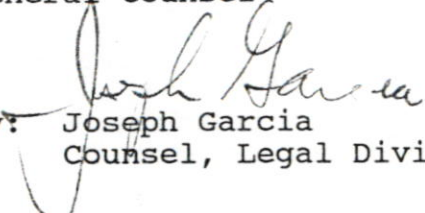
Although the Commission does not render advice as to hypothetical questions, I note that your conclusion that the same rules would apply to members of the governing boards of other districts is correct as a general rule.

I trust this letter has provided you with the guidance you requested. For your convenience, a copy of your incoming letter is enclosed.

If you have any further questions regarding this matter please contact me at (916) 322-5091.

Sincerely,

Kathryn E. Donovan  
General Counsel

  
By: Joseph Garcia  
Counsel, Legal Division

KED:JG:aa

Enclosure