



# California Fair Political Practices Commission

February 5, 1992

Robert E. Leidigh  
Olson, Connelly, Hagel, Fong & Leidigh  
300 Capitol Mall, Ste. 350  
Sacramento, CA 95814

Re: Your Request For Advice  
Our File No. A-92-20

Dear Mr. Leidigh:

Your have requested confirmation of telephone advice provided to you on behalf of your client, Wallace G. Morrow, under the campaign disclosure provisions of the Political Reform Act of 1974.<sup>1/</sup>

Your letter dated December 30, 1991, accurately states the advice I provided to you concerning Mr. Morrow's campaign disclosure requirement.

Regulation 18216<sup>2/</sup> provides that the term "contribution" includes an "enforceable promise to make a payment," and includes a loan guarantee as an enforceable promise. The regulation became operative on March 19, 1988. A loan guarantee executed on or after the operative date of the regulation is required to be disclosed by the guarantor as an enforceable promise to make a payment. A loan guarantee executed prior to the operative date of

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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.

2/ Copies of Commission regulations and opinions are available in many law libraries. Alternatively, copies of these materials and Commission advice letters may be obtained from the Commission at a cost of 10¢ per page.

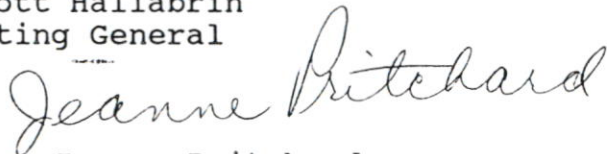
Robert E. Leidigh  
Page Two

Regulation 18216 was not required to be disclosed by the guarantor.<sup>3/</sup> A copy of your letter is attached for your convenience.

If you have any questions about this letter, please call me at (916) 322-5662.

Sincerely,

Scott Hallabrin  
Acting General

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

By: Jeanne Pritchard  
Division Chief  
Technical Assistance and  
Analysis Division

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<sup>3/</sup> Please note that the mere adoption or amendment of a regulation under the Act should not ordinarily be construed to relieve a person of his or her pre-existing obligations.