



California Fair Political Practices Commission

April 1, 1992

Diane M. Fishburn
Olson, Connelly, Hagel,
Fong, & Leidigh
300 Capitol Mall Ste. 350
Sacramento, CA 95814

Re: Your Request for Confirmation
of Telephone Advice
Our File No. I-92-162

Dear Ms. Fishburn:

You have requested confirmation of telephone advice provided to you concerning the campaign disclosure provisions of the Political Reform Act.¹ Because you have not identified the officeholder on whose behalf you are requesting this advice we are treating your request as one for informal assistance pursuant to Regulation 18329(c)(3).²

Your letter accurately summarizes my advice that a transfer of funds between committees controlled by a state senator, who is not up for election in 1992, would not be considered a contribution within the meaning of Section 84200.5. Therefore, a first preelection statement would not be required, so long as none of the senator's controlled committees made contributions or

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 Informal assistance does not provide the requestor with the immunity provided by an opinion or formal written advice. (Government Code Section 83114; 2 Cal. Code of Regs. Sections 18329(c)(3).)

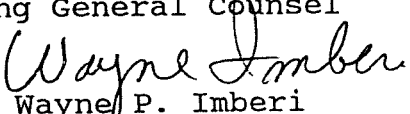
Page 2
Fishburn, Diane

independent expenditures to support or oppose other candidates or committees within the first preelection period.

If you have additional questions, please contact me at (916) 322-5662.

Sincerely,

Scott Hallabrin
Acting General Counsel


By: Wayne P. Imberi
Political Reform Consultant