

RAVI MEHTA
CHAIRMAN



FAIR POLITICAL PRACTICES COMMISSION

June 2, 1997

Andrew P. Fox
Council member
City of Thousand Oaks
2100 Thousand Oaks Blvd.
Thousand Oaks, California 91362

**Re: Your Request for Informal Assistance
Our File No. I-97-252**

Dear Mr. Fox:

You have requested advice concerning the campaign provisions of the Political Reform Act.¹ Because your question is a general inquiry, we are treating your letter as a request for informal assistance pursuant to Regulation 18329(c)(3).²

QUESTION

You have sent us a copy of a suggestion from a council member regarding adoption of a local ordinance. The proposed ordinance would require the filing of disclosure statements on contributions of \$250 or more within 24 hours of the contribution. Is such an ordinance practical and appropriate under the Political Reform Act and does the City of Thousand Oaks have the authority to enact such an ordinance?

CONCLUSION

The Act does not prohibit a city from adopting a local ordinance which requires the filing of disclosure statements on contributions of \$250 or more within 24 hours of the contribution. However, these filings must be in addition to any filing required by the Political Reform Act.

¹ Government Code Sections 81000-91015. Commission regulations appear at Title 2, California Code of Regulations Section 18000, *et seq.*

² Informal assistance does not provide the requestor with the immunity provided by an opinion or formal written advice. (Section 83114; Regulation 18329(c)(3).)

ANALYSIS

Local jurisdictions are permitted to impose additional requirements provided the requirements do not prevent a person from complying with the Act. (Section 81013.)

In addition, Government Code Section 81009.5(b) states:

Notwithstanding Section 81013, no local government agency shall enact any ordinance imposing filing requirements additional to or different from those set forth in Chapter 4 (commencing with Section 84100) for elections held in its jurisdiction unless the additional or different filing requirements apply to only the candidates seeking election in that jurisdiction, their controlled committees or committees formed or existing primarily to support or oppose their candidacies, and to committees formed or existing primarily to support or oppose a candidate or to support or oppose the qualification of, or passage of, a local ballot measure which is being voted on only in that jurisdiction, and to city or county general purpose committees active only in that city or county, respectively.

If you have any further questions regarding this matter, please contact me at (916) 322-5660.

Sincerely,

Steven G. Churchwell
General Counsel



By: Trish Mayer
Political Reform Consultant