



FAIR POLITICAL PRACTICES COMMISSION

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November 20, 1998

Debi Fletcher
Association of California Water Agencies
910 K Street, Suite 100
Sacramento, California 95814-3512

**Re: Your Request for Advice
Our File No. G-98-272**

Dear Ms. Fletcher:

This letter is in response to your request for advice regarding the provisions of the Political Reform Act (the "Act").¹ The Commission does not respond to requests where all the material facts have not been provided or to requests for hypothetical advice. (Regulation 18329 (copy enclosed).) I have provided references to the applicable law and copies of advice letters that may be helpful to you. Please write again with specific facts for more assistance.

Section 86203 provides:

"It shall be unlawful for a lobbyist, or lobbying firm, to make gifts to one person aggregating more than ten dollars (\$10) in a calendar month, or to act as an agent or intermediary in the making of any gift, or to arrange for the making of any gift by any other person."

Section 86204 provides:

"It shall be unlawful for any person knowingly to receive any gift which is made unlawful by Section 86203."

¹ Government Code sections 81000 - 91014. Commission regulations appear at title 2, sections 18109 - 18995, of the California Code of Regulations.

Section 86201 provides:

“‘Gift’ as used in this article means a gift made directly or indirectly to any state candidate, elected state officer, or legislative official, or to an agency official of any agency required to be listed on the registration statement of the lobbying firm or the lobbyist employer of the lobbyist.”

For the definition of “lobbyist,” see Section 82039 and Regulation 18239. For the definition of “lobbying firm,” see Section 82038.5 and Regulation 18238.5. For the definition of “lobbyist employer,” see Section 82039.5 and Regulation 18239.5. For the definition of “arranging,” see Regulation 18624. (Copies of these regulations are enclosed.)

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

Sincerely,

Steven G. Churchwell
General Counsel



By: Marte Castaños
Staff Counsel, Legal Division

SGC:MC:tls

Advice Letters Enclosed:

Micheli Advice Letter, No. I-93-424

Micheli Advice Letter, No. A-94-136