



STATE OF CALIFORNIA
FAIR POLITICAL PRACTICES COMMISSION
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(916) 322-5660 • Fax (916) 322-0886

November 26, 2018

Matt Kauble
Yes on Measure BB Committee
13502 Whittier Blvd, Suite H-321
Whittier, CA 90605

Re: Your Request for Informal Assistance
Our File No. I-18-198

Dear Mr. Kauble:

This letter responds to your request for advice on behalf of the “Yes on Measure BB for Safe and Modern Schools in ABC” Committee regarding the campaign provisions of the Political Reform Act (the “Act”).¹ Please note that we are not a finder of fact when rendering advice (*In re Oglesby* (1975) 1 FPPC Ops. 71), and any advice we provide assumes your facts are complete and accurate. If this is not the case or if the facts underlying these decisions should change, you should contact us for additional advice.

Because your question is general in nature, we are treating your request as one for informal assistance. Informal assistance does not provide the requester with the immunity provided by an opinion or formal written advice. (Section 83114; Regulation 18329(c)(3).)

QUESTION

Does the Act prohibit or restrict a ballot measure committee from offering to publish, or publishing, a potential contributor’s logo or a link to the potential contributor’s website on its committee website?²

¹ The Political Reform Act is contained in Government Code Sections 81000 through 91014. All statutory references are to the Government Code, unless otherwise indicated. The regulations of the Fair Political Practices Commission are contained in Sections 18110 through 18997 of Title 2 of the California Code of Regulations. All regulatory references are to Title 2, Division 6 of the California Code of Regulations, unless otherwise indicated.

² You have also asked whether there are further restrictions on contributions from a potential or current vendor of a school district. We cannot provide you with advice in regard to the Act’s application to a school district or a vendor of a school district because we do not provide third-party advice. (Regulation 18329(b)(8)(B).) Also, we offer no opinion on the applicability of other bodies of law regarding the use of public funds, including, but not limited to, Sections 8314 and 54964 and Penal Code Section 424. (See also *Vargas v. City of Salinas* (2009) 46 Cal.4th 1 and *Stanson v. Mott* (1976) 17 Cal.3d 206.)

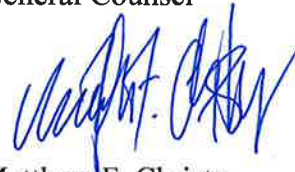
CONCLUSION

No. The Act does not prohibit or restrict a ballot measure committee from offering to publish, or publishing, a potential contributor's logo or a link to the potential contributor's website on its committee website. A contribution received in response to such a solicitation, however, must be reported as a contribution by the committee consistent with the Act's campaign reporting requirements.

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

Sincerely,

Dave Bainbridge
General Counsel



By: Matthew F. Christy
Counsel, Legal Division

MFC:gal