



# California Fair Political Practices Commission

May 21, 1990

Tom Downs, Trustee  
South Bay Union High School District  
200 N. Pacific Coast Highway  
Redondo Beach, CA 90277

Re: Your Request for Confirmation of  
Telephone Advice  
Our File No. I-90-278

Dear Dr. Downs:

On April 3, 1990 you were provided telephone advice by this agency in response to your question whether, under provisions of the Political Reform Act ("the Act"),<sup>1</sup> you as an elected trustee of the South Bay Union High School District may run in 1991 for a seat on the Redondo Beach City Council. The City of Redondo Beach is included within the boundaries of the school district.

As the Act does not deal with this subject, you were advised that none of its provisions prohibited you from running for or serving as a member of the Redondo Beach City Council while also serving as a trustee of the school district. You were advised to contact the Attorney General's Office for assistance on this matter.

We have received your letter dated April 11, 1990 in which you repeat the facts provided by you to this agency on April 3, 1990. Because the Act does not address questions concerning the propriety of simultaneously holding two public offices with potentially overlapping jurisdictions, we again refer you to the Attorney General's Office for assistance and guidance. That office has issued numerous published opinions on incompatibility of offices.<sup>2</sup>

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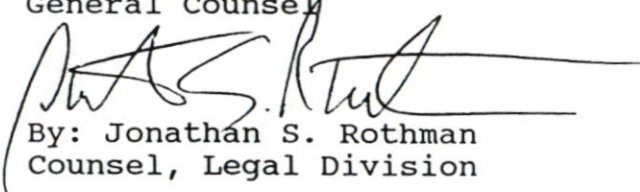
<sup>1</sup> Government Code Sections 81000-91015. All statutory references are to the Government Code unless otherwise indicated. Commission regulations appear at 2 California Code of Regulations Section 18000, et seq. All references to regulations are to Title 2, Division 6 of the California Code of Regulations.

<sup>2</sup> See, for example, 68 Op. Atty. Gen. 337 (1985), 68 Op. Atty. Gen. 7 (1984), 67 Op. Atty. Gen. 409 (1984), 66 Op. Atty. Gen. 382 (1983), and 66 Op. Atty. Gen. 293 (1983).

I trust this letter has provided you with the guidance you requested. If you have any further questions regarding this matter, please contact me at (916) 322-5901.

Sincerely,

Kathryn E. Donovan  
General Counsel



By: Jonathan S. Rothman  
Counsel, Legal Division

KED:JSR:plh