



FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

STATEMENT FOR THE RECORD IN
ADVISORY OPINION REQUEST 1995-15

COMMISSIONER TREVOR POTTER
COMMISSIONER SCOTT E. THOMAS

We note that the requestor here proposes to use administrative (corporate treasury) funds to solicit contributions to its PAC, and to transmit as PAC contributions to federal candidates (subject to individual and PAC limits) those contributions which are earmarked. The Commission's advisory opinion fully addresses this issue.

While the requestor does not now propose to do so, we further note that some PACs may seek to expend PAC funds (not corporate treasury funds) to set up a program whereby employees could make contributions to individual candidates, and then serve as a conduit for those contributions without the contributions counting against the PAC's own limits. In such circumstances, the "direction and control" regulations, 11 CFR 110.6(d)(1), would apply. Under that standard, the earmarked contributions will be attributed to the conduit if it exercises direction or control. See Advisory Opinion 1981-57.

6/29/95
Date

Trevor Potter
Trevor Potter
Commissioner

6/29/95
Date

Scott E. Thomas
Scott E. Thomas
Commissioner