

Elliott Johnson



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

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Jun 28 10 11 AM '95

**SUBMITTED LATE
AGENDA ITEM**

For Meeting of: JUN 29 1995

MEMORANDUM

TO: The Commission

Marjorie Emmons
Commission Secretary

FROM: Trevor Potter
Commissioner *TP*

DATE: June 28, 1995

SUBJECT: Alternative Language AO 1995-20

excellent!

Attached please find proposed alternative language for the June 29, 1995 discussion of draft Advisory Opinion 1995-20.

Attachment

**AO 1995-20
(Proposed Alternative Language)**

**--substitute for Revised Agenda document
#95-68 page 4 through line 5 of page 5 --**

The situation regarding your children requires a different analysis. You state that because of their ages, the children need to accompany you and your wife when you both travel to the district for campaign events. On some occasions the children may participate in campaign events such as picnics, while on others they will only travel to remain near their parents. In this sense, the expenditure is (1) only required because of the campaign, and (2) campaign-related travel in that it is to the district in order for you and your wife to participate in campaign events. This is not the same as family travel to vacation locales, or other examples of personal uses of campaign funds.

For these reasons, and in these specific circumstances, the Commission concludes that travel by children accompanying their parents between the Washington, D.C. area and the candidate's district would not constitute the personal use of campaign funds provided that the parents are traveling for campaign purposes, and the children are minors.

The cost of airfare for travel consistent with this Advisory Opinion should be reported as an operating expenditure by your Committee, with the purpose noted. See 11 CFR § 104.3(b)(2) and (b)(4)(i).

*Larry:
Good public policy.
However, - - - - -*

¹ As you also note in your Comment of June 22, 1995, families of candidates and Members of Congress have an unusually difficult time spending time together because of the nature of the demands of political life and, for Members, the common necessity of maintaining two family residences -- one in their home district and one near Washington, D.C.