



April 25, 1989

Ms. Tammy Pedersen
Committee to Elect John Szczepkowski, Jr.
1800 Tuxedo
Detroit, Michigan 48206

Dear Ms. Pedersen:

This is in response to your letter of March 21, 1989, requesting an exemption from the identification requirements set forth in the Campaign Finance Act (the Act), 1976 PA 388, as amended. As stated in your letter, you intend to have a message favoring Mr. Szczepkowski's candidacy printed on "12" paper rulers."

Section 47(3) of the Act, MCL 169.247, states that "printed matter having reference to an election, . . . shall bear upon it the name and address of the person paying for the matter." This section goes on to state:

"The size and placement of the disclaimer shall be determined by rules promulgated by the secretary of state. The rules may exempt printed matter and certain other items such as campaign buttons or balloons, the size of which makes it unreasonable to add an identification or disclaimer, from the identification or disclaimer required by this section."

Pursuant to this provision in the Act, the Department has promulgated rule 36(3), 1979 AC R169.36(3):

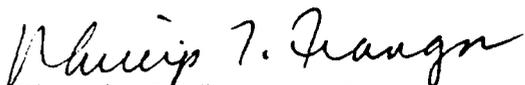
"(3) A campaign item, the size of which makes it unreasonable to add an identification or disclaimer, or both, as designated by the secretary of state, is exempted from this rule."

Since the item is printed on paper the identification may be printed on an item of the size you describe.

Ms. Tammy Pedersen
April 25, 1989
Page Two

Based on the above, the Department of State finds that a waiver is inappropriate in the fact situation presented for twelve inch (12") paper rulers.

Very truly yours,


Phillip T. Frangos, Director
Office of Hearings and Legislation

PTF:cw:rlp