

**ETHICS INTERPRETATION EI-1992-007  
ISSUED JANUARY 28, 1993**

The Ethics Commission, in its regular meeting on January 28, 1993, discussed your request for an Ethics Interpretation. You asked, in effect:

*Does Title 74 O.S. Supp. 1992, § 4238 [the "Ethics Commission Act"] prohibit the inclusion of a small part of the public information required to be reported by legislators under § 4214 [campaign contributions and expenditures report] and § 4223 [financial disclosure statement] in a legislative and executive branch directory which would be sold to the public? [see attached example]*

**ANALYSIS**

Title 74 O.S. Supp. 1992, Section 4238 was not intended by the Legislature to apply to either Section 4214 or Section 4223. It was originally passed as Section 4014 of The Lobbying Act of 1978. It was renumbered by Laws 1986, Chapter 255, Section 34. Chapter 34 established the Oklahoma Ethics Commission Act [the "1986 Act"]. The 1986 Act combined, under the supervision of the Ethics Commission, the Campaign Contributions and Expenditures Act, the Financial Disclosure Act, the Lobbying Act and the Code of Ethics for State Employees.

It reads:

No information copied from *registration forms* and *activities reports* required by this act or from lists compiled from such forms and reports shall be sold or utilized by any person for the purpose of soliciting campaign contributions or selling tickets to a testimonial or similar fundraising affair or for any commercial purpose.

[74 O.S. Supp. 1992, § 4238]

[emphasis added]

The terminology used in Section 4238 specifically refers to "registration forms" and "activities reports". These terms describe the lobbying forms referred to in Sections 4229 and 4230. It does not include any reference to "contributions and expenditures reports" or "financial disclosure statements".

**CONCLUSION**

**It is, therefore, the ethics interpretation of the Ethics Commission as voted on at its regular meeting held on January 28, 1993, that under Title 74 O.S. Supp. 1992, § 4238 does not prohibit including a small part of the public information required to be reported by legislators under § 4214 [campaign contributions and expenditures report] and § 4223 [financial disclosure statement] in a legislative and executive branch directory which would be sold to the public [similar to the attached example].**

Please be aware that state law requires this agency to publish the Ethics Interpretations it issues. This will be done in such a way as to protect the name of the requesting party.