

## MICHIGAN DEPARTMENT OF STATE

RICHARD H. AUSTIN • SECRETARY OF STATE

STATE TREASURY BUILDING



LANSING

MICHIGAN 48918

May 26, 1987

Ms. Patricia A. Russell  
 Treasurer  
 Let's Invest for Education  
 1062 Canterbury  
 Pontiac, Michigan 48053

Dear Ms. Russell:

This is in response to your letter of February 23, 1987, 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 a ballot question printed on sweatshirts and t-shirts.

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 rules 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."

You indicate that your printer has informed you that the identification language would have to be 36 point type to be readable. The identification would take a minimum of three lines of type on a shirt if it were in 36 point type.

Based on the above, the Department of State finds that a waiver is appropriate in the fact situation presented.

Very truly yours,

A handwritten signature in cursive script that reads "Phillip T. Frangos".

Phillip T. Frangos  
 Director  
 Office of Hearings and Legislation

PTF:bk