



THE COMMONWEALTH OF MASSACHUSETTS
OFFICE OF CAMPAIGN & POLITICAL FINANCE

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November 29, 2011

Representative Keiko Orrall
4 Daniels Road
Lakeville, MA 02347

RE: CPF-11-73

Dear Representative Orrall:

This office has completed its review of issues raised in a complaint that we received relating to the Committee to Elect Keiko Orrall's (the Committee's) use of PayPal to process credit card contributions.

OCPF's regulations require that a political committee that solicits contributions using PayPal must request occupation and employer information from contributors giving \$200 or more in a year before directing the contributors to the PayPal site. In addition, the website must require contributors to certify, with an affirmative action, that they are responsible for making payments on the credit card and that the contributor's personal funds will be the true source of the contributions. See 970 CMR 1.09 and OCPF M-04-01.

The complainant alleged that the Committee's website allowed contributors to make contributions through PayPal without complying with these requirements.

Based on our review, we determined that the Committee website contained a request for occupation and employer information, which contributors would complete prior to being directed to PayPal. This was consistent with the regulation. Additionally, the Committee accurately reported occupation and employer information where required on its reports. The website did not, however, require contributors to affirmatively certify, as required by 970 CMR 1.09(2)(b)2, "that the contributor is responsible for paying all charges incurred in using the credit or debit card to make the contribution and that the contributor's personal funds will be the true source of the contribution."

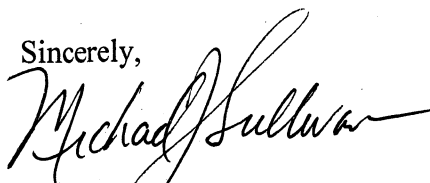
In response to OCPF's review, the Committee mailed letters to the persons who had contributed via PayPal, to ask the contributors to provide the certification (or alternatively, to indicate if they wanted a refund). As of November 18, the Committee had received positive affirmation letters for 32 of the 38 contributors, accounting for over 90% of the contributions made through PayPal. To the extent the Committee does not receive affirmative replies for the remaining contributions by December 31, those contributions must be refunded.



This office has determined that this matter may be closed at this time because the Committee fully cooperated with OCPF's review. In addition, we anticipate that the guidance provided in this letter will ensure future compliance.

In accordance with the opinion of the Supervisor of Public Records this letter is a public record. If you have any questions regarding this letter or any other campaign finance matter, please do not hesitate to contact this office.

Sincerely,

A handwritten signature in black ink that reads "Michael J. Sullivan". The signature is written in a cursive style with a long horizontal flourish at the end.

Michael J. Sullivan
Director

MJS/gb