FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Elizabeth Birch, Treasurer
Human Rights Campaign Fund Political Action
Committee
919 18th Street, NW, Suite 800
Washington, DC 20005

APR 23 2003

Identification Number: C00235853

Reference: Amended 30 Day Post-General Report (10/17/02-11/25/02), received 12/20/02

Dear Ms. Birch:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Your report discloses 219 disbursements totaling $5,475 to your connected organization for in-kind contributions to various federal candidates. 2 U.S.C. §441b prohibits a corporation or labor organization from contributing or expending funds for the purpose of influencing any federal election, except that a connected organization may pay for the solicitation and administrative costs of its separate segregated fund. However, corporate/labor officials or employees may direct subordinates to plan, organize or carry out fundraising as part of their work, using corporate/labor organization resources, only if the corporation or labor organization receives **advance payment** for the fair market value of the services, including compensation, benefits and overhead. However, using coercion to urge anyone to engage in fundraising on behalf of, or make a contribution to, a candidate or political committee is prohibited. 11 CFR §114.2(f)(2)(i)

Please amend your report to clarify the nature of these transactions and provide the dates of the activity conducted by your connected organization. If these transactions meet the definition of "advance payment", then it is also necessary for you to report the "advance payment" of these amounts on Line 21(b) to avoid the appearance of a prohibited contribution from your