

0-37-77

STATE OF NEW JERSEY
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COMMISSION
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September 7, 1977

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Re: The New Jersey Campaign Contributions and Expenditures
Reporting Act, Chapter 83, Laws of 1975 as
Amended and Supplemented ("the Act")
Your Letter dated June 30, 1977
Opinion (#0-37-77)

Dear Mr. Raymar:

Your two page letter dated June 30, 1977 relating to reimbursement of certain expenses from public matching funds account to the New Jersey Election Law Enforcement Commission ("the Commission"), including a request for advisory opinion has been forwarded to me for reply.

The Commission is in accord with your reading of the statute to allow reimbursement from the public matching funds account for certain payments made from the private campaign funds account for expenditures allowed under N.J.S.A. 19:44A-35(a) of the Act. Reimbursement must be by individual check from the public account in the exact amount of the check or checks from the private account and must relate specifically to the check or checks from the private campaign fund account. In order to be eligible for reimbursement, the check from the private campaign fund account must specifically identify and on its face demonstrate that it is in payment of an expenditure proper under N.J.S.A. 19:44A-35(a) of the Act. No such expenditure may be incurred which will be paid from the private campaign fund account at any time later than eight days prior to the election. The appropriate twenty-five day or the seven-day pre-election report must set forth all details of such reimbursement and the seven-day report must include a designation by the candidate of every previously paid expenditure for which reimbursement from public funds will be made. Nothing herein contained shall be construed to limit the power of the Commission under its investigation or audit procedures to require the submission of additional information subsequent to the twenty-five day pre-election report with respect to any such reimbursement item.

Yours very truly,

Edward J. Farrell
Edward J. Farrell
Legal Counsel

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