

NEW JERSEY ELECTION LAW
ENFORCEMENT COMMISSION
c/o Frank P. Reiche, Esq.
1 Palmer Square
Princeton, New Jersey 07540

A.O. 19-1973

September 15, 1973

Walter J. McManus, Esq.
Chairman, East Hanover Democratic
County Committee
72 Eagle Rock Avenue
East Hanover, New Jersey 07936

Re: The New Jersey Campaign Control and
Expenditures Reporting Act, P. L.
1973, c. 83 ("the Act")
Your Letter Dated August 2, 1973

Dear Mr. McManus:

Your letter of August 6, 1973, to the New Jersey Election Law Enforcement Commission ("the Commission"), including a request for advisory opinion, has been forwarded to me for reply. By previous correspondence, the Commission requested an extension of time within which to reply to August 20, 1973.

1. The cocktail party described in your letter constitutes a testimonial affair and the expenses incurred in connection with that testimonial affair will constitute expenses authorized or incurred by the candidates in furtherance or in aid of their candidacy. The gross proceeds from such affair must be reported as contributions. The expenses for such affair including the expenses of the 50-50 raffle and open premise raffle are reportable as expenditures.
2. All of the ticket receipts and receipts from 50-50 raffles referred to in paragraph number 2 of your letter will constitute contributions and the expenses of the affair and expenses in connection with the raffles will constitute expenditures.

No rules or regulations relating to allocation have been promulgated by the Commission. Where two or more candidates share in an expenditure the initial allocation should be made by the candidates, and in this case by the candidates in cooperation with the county committee, on a reasonable basis, in advance of the expenditure where possible. The facts relating to the allocation should be set forth in full in reporting such expenditure and all documents and financial records relating to the allocation and to the expenditure should be retained.

3. Since all expenses of the affair must be reported as expenditures, the reporting requirement will not be affected by whether the testimonial affair is run at a loss.

Yours very truly,

New Jersey Election Law
Enforcement Commission

BY 
Edward J. Farrell, Esq.
Legal Counsel

EJF:bjv