

STATE OF NEW JERSEY
ELECTION LAW ENFORCEMENT
COMMISSION
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Mr. Charles W. Bailey
Secretary of the Board
National Right to Work Committee
8316 Arlington Boulevard
Suite 600
Fairfax, Virginia 22030

Re: The New Jersey Campaign Contributions and Expenditures
Reporting Act, Chapter 83, Laws of 1973, as
Amended and Supplemented ("the Act")
Your Letter Dated July 29, 1975
Opinion # (0-16-75)

Dear Mr. Bailey:

Your letter dated July 29, 1975 to the New Jersey
Election Law Enforcement Commission ("the Commission")
including a request for advisory opinion, has been forwarded
to me for reply.

The placing of an ad of the kind described in your letter
would constitute your organization a political information
organization as that term is defined in Section 3.g of the
Act, as an association which seeks to influence the content,
introduction, passage or defeat of legislation. Accordingly,
the Act would require you to designate a treasurer and a
depository, and to report annually with respect to expenditures.

The provisions of the Act relating to political informa-
tion organizations have, however, been ruled to be unconsti-
tutional by the Honorable Irwin I. Kimmelman in the case of
N.J. State Chamber of Commerce v. New Jersey Election Law
Enforcement Commission 135 N.J. Super 537 (Ch. Div. 1975).
That Judgment is the subject of an appeal which is presently
pending, and the Judgment presently in effect may be modified
as a result of that appeal, or the Act may be amended by the
legislature. Until such time, however, your organization has
no liability to make any report to the Commission under the
Act by virtue of the activities described in your letter of
July 29, 1975.

Very truly yours,

Edward J. Farrell
Legal Counsel

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