

0-13-76

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April 30, 1976

John A. Kroeger, Chairman
Friends of Sheriff Fox Committee
12-14 North Beverwyck Road
Lake Hiawatha, New Jersey 07034

Re: The New Jersey Campaign Contributions and Expenditures
Reporting Act, Chapter 83, Laws of 1973 as Amended
and Supplemented ("the Act")
Your Letter Dated March 15, 1976
Opinion # (0-13-76)

Dear Mr. Kroeger:

Your letter dated March 15, 1976 to the New Jersey
Election Law Enforcement Commission ("the Commission"),
including a request for advisory opinion, has been forwarded
to me for reply.

Nothing in the Act prohibits the solicitation or
collection of funds in a non-election year to repay debts
from a prior election as described in your letter of March 15,
1976. All contributions received or expenditures made in
connection with conducting any testimonial affair must be
reported in accordance with the provisions of Section 18 of
the Act (N.J.S.A. 19:44A-18). This generally will require a
report not later than 20 days after the date of the testimonial
affair or public solicitation, and such report must include
all from the period covered by the previous report up through
the date of the report for such testimonial affair.

The Commission is not authorized to express an opinion
with respect to the use of unexpended political contributions
or funds left over after a political campaign. The situation
that you describe with respect to the "The Sheriff Fox Scholarship
Fund" does not, however, appear to fit into that category.

John A. Kroeger

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April 30, 1976

That use of political contributions, in the context of your letter, would be a political expenditure on behalf of Sheriff Fox and would be required to be reported as such, either in connection with the reporting of the testimonial affair, or in the next series of pre-election and post-election reports filed on behalf of the candidate.

Yours very truly,



Edward J. Farrell
Legal Counsel

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