

0-04-77

STATE OF NEW JERSEY
ELECTION LAW ENFORCEMENT
COMMISSION
NATIONAL STATE BANK BLDG.
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March 3, 1977

Mr. Raymond Wilson
Secretary/Treasurer
Holmdel Township P.B.A., Local #239
Box 385
Homdel, New Jersey 07733

Re: The New Jersey Campaign Contributions and Expenditures
Reporting Act, Chapter 83, Laws of 1973, as
Amended and Supplemented ("the Act")
Your Letter Dated January 24, 1977
Opinion #(0-04-77)

Dear Mr. Wilson:

Your letter dated January 24, 1977 to the New Jersey
Election Law Enforcement Commission ("the Commission"),
including a request for advisory opinion, has been forwarded
to me for reply.

From the information supplied in your letter, your
organization may have been a political committee with respect
to a public question in the November election, with an obligation
to file pre-election and post-election reports, but no annual
report.

Your letter deals also with annual reporting requirements
as a political information organization. By virtue of
litigation in the State of New Jersey, the provisions of the
Act with respect to annual reports by political information
organizations has been held unconstitutional. While that
decision is on appeal, no enforcement proceedings are being
taken by the Commission with respect to any political information
organizations. For this reason, there is no present requirement
that your organization file any annual report with the
Commission.

In view of this determination, we have not reached the
further question whether the activities of your group would
constitute a political information organization, but for the
fact of the court ruling.

Yours very truly,

Edward J. Farrell
Edward J. Farrell
Legal Counsel

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