

0-07-77

FRANK R. REICHE
CHAIRMAN
SIDNEY GOLDMANN
VICE CHAIRMAN
JOSEPHINE S. MARGETTS
ARCHIBALD S. ALEXANDER

STATE OF NEW JERSEY
ELECTION LAW ENFORCEMENT
COMMISSION
RECEIVED
NATIONAL STATE BANK BLDG.
JUN 30 1114
TRENTON, N. J. 08605
N. J. ELECTION
LAW ENFORCEMENT
COMMISSION
June 29, 1977

LEWIS B. THURSTON, III
EXECUTIVE DIRECTOR
EDWARD J. FARRELL
COUNSEL

Michael L. Kingman, Treasurer
Friends of Joe Woodcock
P.O. Box 456
Hackensack, New Jersey 07602

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 3, 1977
Opinion #(0-07-77)

Dear Mr. Kingman:

Your letter dated March 3, 1977 to the New Jersey Election
Law Enforcement Commission ("the Commission"), including a
request for advisory opinion, has been forwarded to me
for reply.

There are no limitations on contributions or as to
expenditures with respect to the primary election, except
that there are certain limitations with respect to expenditures
which represent payment of primary debts remaining after the
date of the primary, and there are certain limitations on
contributions made for that purpose after the date of the
primary. Those limitations are not applicable to the primary
election held on June 7, 1977 and a copy of Regulation 19:25-15.
36 is enclosed. There is pending litigation commenced by
Common Cause respecting this regulation and its applicability
to the primary election.

With respect to the requirement of including in-kind
contributions, such as office space, bumper stickers or the
like in the pre-election and post-election reports for the
primary, an estimate must be made of the reasonable value of
the use of such office space, bumper stickers or the like.
The value to be determined must generally be the reasonable
commercial value of such materials or use of facilities.


With respect to your questions regarding prohibited
contributions, nothing in the Act prohibits corporate contri-
butions, and corporate contributions by a New Jersey corporation
in a New Jersey state election are generally permitted under
the election laws of the State of New Jersey, except that
contributions by banks, insurance companies and public
utilities are prohibited under N.J.S.A. 19:34-32 and 19:34-45.

June 29, 1977

A corporation wholly owned by one person may make a contribution in the general election for Governor up to the contribution limit of \$600.00, from funds or things of value of the corporation, and such contribution will be deemed to be separate from a contribution by such person out of his own assets (other than assets of such corporation). A partner may contribute funds from a partnership account. I am enclosing a copy of the regulations of the Commission adopted in March 1977 which, in Section 19:25-15, deals with the question of partnership contributions in the general election for Governor. Facilities owned by a corporation may be contributed by a manager of that corporation, assuming of course that the contribution is authorized by such corporation.

While the Commission is aware that Mr. Woodcock had withdrawn as a candidate, the Commission was of the view that response to your letter might be of value in the event that there were questions remaining with respect to possible obligations relating to the primary campaign.

Yours very truly,


Edward J. Farrell
Legal Counsel

EJF:jj