

0-28-77

STATE OF NEW JERSEY
ELECTION LAW ENFORCEMENT
COMMISSION
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COUNSEL

(609) 292-8700 July 26, 1977

Charles V. Carroll, Jr.
Campaign Treasurer
11 Woodland Terrace
Lincroft, New Jersey 07738

Re: The New Jersey Campaign Contribution Expenditures
Reporting Act, Chapter 83, Laws of 1975
Amended and Supplemented ("the Act")
Your Letter Dated June 17, 1977
Opinion #(0-28-77)

RECEIVED
JUL 27 1977
N.J. ELECTION
LAW ENFORCEMENT
COMMISSION

Dear Mr. Carroll:

Your letter dated June 17, 1977 to the New Jersey
Election Law Enforcement Commission ("the Commission"),
including a request for advisory opinion, has been forwarded
to me for reply.

The Commission has no authority to allow or prohibit
materials on billboards. Whether or not materials of that
kind remaining after the date of the primary as described in
your letter would constitute expenditures with respect to
the general election, and, if so, whether a proper payment
by the general election campaign organization of the candidate
for those expenditures has been made, would depend on a
number of questions such as the contractual arrangement as
to the billboard space, the arrangements, if any, to have
the billboard materials continued through the general election,
and similar questions.

The question of the application of contribution limitations
to the payment of primary debt remaining after the date of
the primary election is presently before the Court in an
action commenced by Common Cause in the case of Common Cause v.
New Jersey Election Law Enforcement Commission, Docket No. A-
3907-76, and is awaiting determination before the Supreme
Court of New Jersey.

Contribution or participation in a legal proceeding in
the circumstances outlined in Paragraph 3 of your letter
would not be deemed by the Commission to be a contribution
in aid of the candidacy of the candidate.

Yours very truly,
Edward J. Farrell
Edward J. Farrell
Legal Counsel

EJF:jj