



State of New Jersey

ELECTION LAW ENFORCEMENT COMMISSION

NATIONAL STATE BANK BLDG., SUITE 1215
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TRENTON, NEW JERSEY 08625-0185
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DAVID LINETT
COMMISSIONER

May 16, 1989

Laila B. Soares
Assistant General Counsel
Avco Financial Services
3349 Michelson Drive
Irvine, CA 92715

Advisory Opinion No. 10-1989

Dear Ms. Soares:

The Commission has directed me to respond to your letter received on April 24, 1989 requesting an advisory opinion in regard to statutory prohibitions against insurance and banking corporations from making campaign contributions to New Jersey candidates; see N.J.S.A. 19:34-32 and 19:34-45. You have asked whether Avco Financial Services Management Company (hereafter, AFS Management), is affiliated with insurance and bank companies, but those companies are not subsidiaries of AFS Management.

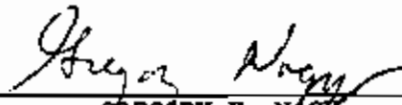
The jurisdiction of the Commission to issue advisory opinions is limited to matters arising under "The New Jersey Campaign Contributions and Expenditures Reporting Act," N.J.S.A. 19:44A-1 et seq. The statutes you have cited are not part of the Reporting Act, and therefore the Commission lacks jurisdiction to provide an advisory opinion. However, it has in the past sought the assistance of the State Attorney General on questions involving the statutes prohibiting political contributions by certain corporations. Since your inquiry falls within this category, the Commission will refer your letter for consideration by the State Attorney General.

At such time as the Commission receives a response from the State Attorney General, it will forward the opinion to you.

Very truly yours,

ELECTION LAW ENFORCEMENT COMMISSION

BY


GREGORY E. NAGY

GEN/cn



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May 16, 1989

Honorable Peter N. Perretti, Jr.
Attorney General of New Jersey
CN-080
Justice Complex
Trenton, NJ 08625

RE: Advisory Opinion Request from Avco
Financial Services Management Company
Our File No. Advisory Opinion No. 10-1989

Dear Attorney General Perretti:

The Commission has directed me to request on its behalf your consideration of the enclosed request for an advisory opinion made by Avco Financial Services Management Company; see attached letter from Laila B. Soares, Assistant General Counsel, dated April 24, 1989. This inquiry concerns the application of the statutory prohibitions against political contributions by insurance and banking corporations; see N.J.S.A. 19:34-32 19:34-45. Since these statutes are not part of the Campaign Reporting Act, they are beyond the jurisdictional authority of the Commission to issue advisory opinions.

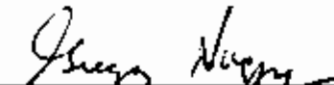
Therefore, the Commission respectfully forwards this request for your consideration because it believes that a response from your office will be of assistance to this and possibly other similarly situated corporations.

Thank you for your consideration.

Very truly yours,

ELECTION LAW ENFORCEMENT COMMISSION

BY: _____


GREGORY E. MAGY

GEN/cn
Attachment