

NEW JERSEY ELECTION LAW ENFORCEMENT COMMISSION

PUBLIC SESSION MINUTES

JUNE 4, 1984

PRESENT

Andrew C. Axtell, Chairman
Alexander P. Waugh, Jr., Vice Chairman
Hadyn Proctor, Member
Scott A. Weiner, Executive Director*
William R. Schmidt, Asst. Executive Director
Gregory E. Nagy, Staff Counsel
Edward J. Farrell, Counsel

* Mr. Weiner attended all of the Public Session but only the personnel portion of the Executive Session.

Chairman Axtell called the meeting to order and announced that pursuant to the Open Public Meetings Law, P.L. 1975, c. 231, annual notice of the meeting of the Commission had been filed with the Secretary of State's office and distributed to the entire State House press corps.

The meeting convened at 10:00 a.m. at the offices of the Commission, 28 West State Street, Trenton, New Jersey.

1. Approval of Minutes of Public Session of Commission Meeting of May 21, 1984

General Legal Counsel Farrell noted that the public meetings law paragraph was missing from the draft minutes. On a motion by Commissioner Proctor, seconded by Commissioner Waugh and a vote of 3-0, the Commission approved the minutes, as amended, of the public session of May 21, 1984.

Approval of Minutes of Public Session of Commission Meeting of May 30, 1984

On a motion by Commissioner Proctor, seconded by Commissioner Waugh and a vote of 3-0, the Commission approved the minutes of the public session of May 30, 1984.

Advisory Opinion No. 12-1984

The Commission reviewed a one-page May 9, 1984 advisory opinion request from Laurie A. Schechter, Manager, Bear Stearns Political Campaign Committee in which the Commission was asked what method may be used to report contributions made by the committee from its organizational depository to federal and out-of-state candidates. The Commission also reviewed a two-page draft advisory opinion prepared by Staff Counsel Nagy. Mr. Nagy noted that the draft opinion does not deal with the issue of whether campaign contributions to federal and out-of-state candidates should be counted toward the \$2,500 threshold for a political committee to become a continuing political committee and to report quarterly. He said the opinion does not deal with that issue because the Bear Stearns Political

Campaign Committee did not raise the issue in its advisory opinion request, and, furthermore, the committee has chosen to file a quarterly report. However, the issue will be addressed during the Commission's deliberations on the proposed regulations. On a motion by Commissioner Waugh, seconded by Commissioner Proctor and a vote of 3-0, the Commission approved the draft advisory opinion for release.

4. Pending Legislation

Executive Director Weiner said that the Senate State Government Committee has scheduled Senate President Orechio's gubernatorial public financing bill for its agenda on Monday, June 11. Mr. Weiner said that Mr. Schmidt and Mr. Nagy would attend on behalf of the Commission. Mr. Weiner said the only outstanding major issue is whether there should be an expenditure limit. He also noted that there were some technical problems with the draft bill which had been brought to the attention of the committee aide and Senator Orechio's aide.

Mr. Weiner said that the Senate State Government Committee would also be considering Senator Saxton's bill to repeal the requirement for gubernatorial candidates' 500-word statements to be printed with the general election sample ballot.

5. Public Hearing on Proposed Regulations

On a motion by Commissioner Proctor, seconded by Commissioner Waugh and a vote of 3-0, the Commission decided to move the June 12, 1984 public hearing on the proposed regulations from the Assembly Chambers to the Commission's offices at 28 West State Street. The Commission made this decision because only one set of written comments has been received to date and no person has yet indicated he or she will be testifying.

6. Designation of Acting Executive Director

On a motion by Commissioner Waugh, seconded by Commissioner Proctor and a vote of 3-0, the Commission designated Assistant Executive Director Schmidt to serve as Acting Executive Director for the period between June 11, 1984 and the date a new Executive Director takes office.

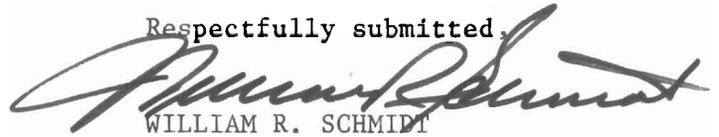
Executive Session

On a motion by Commissioner Proctor, seconded by Commissioner Waugh and a vote of 3-0, the Commission decided to go into executive session to discuss enforcement, investigative and personnel matters, the results of which will be made public after conclusion.

8. Adjournment

On a motion by Commissioner Waugh, seconded by Commissioner Proctor and a vote of 3-0, the Commission voted to adjourn.

Respectfully submitted,



WILLIAM R. SCHMIDT
Acting Executive Director