

0-19-77

STATE OF NEW JERSEY
ELECTION LAW ENFORCEMENT
COMMISSION
NATIONAL STATE BANK BLDG.
SUITE 1114
TRENTON, N. J. 08605
(609) 292-8700

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EXECUTIVE DIRECTOR
EDWARD J. FARRELL
COUNSEL

July 28, 1977

Victor Abramowitz, D.D.S.
One Dental Plaza
North Brunswick, New Jersey 08902

Re: The New Jersey Campaign Contributions and Expenditures
Reporting Act, Chapter 83, Laws of 1973 as
Amended and Supplemented ("the Act")
Your Letter Dated May 6, 1977
Opinion #(0-19-77)

Dear Dr. Abramowitz:

Your letter dated May 6, 1977 to the New Jersey Election
Law Enforcement Commission ("the Commission"), including a
request for advisory opinion, has been forwarded to me for
reply.

With respect to the question raised in Paragraph numbered
1 of your letter, each of the PAC's may contribute a
maximum amount of \$600.00 in the aggregate to a candidate in
the general election for the office of governor who is seeking
public funding, providing that the source of the contributions
in each case is funds of the PAC which is making the contribution
and that neither PAC has received funds from the other PAC
which constitutes a source of funds for the contribution by
the receiving PAC, or which makes available the contribution
by the receiving PAC.

Accordingly, it is the view of the Commission that the
contribution of the kind described in Paragraph numbered 2
of your letter would mean that the total amount of the
contribution to a specific candidate in a gubernatorial
general election who is seeking public funding by both the
Essex County PAC and the New Jersey PAC could not in the
aggregate exceed \$600.00.

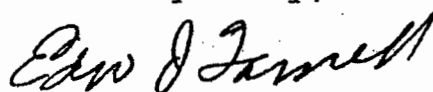
You should be aware that a contribution made by an
individual to a PAC, and allocated by the PAC to a candidate
in the general election for the office of Governor who is
seeking public funding would count against the \$600.00 contri-
bution limit of such contributor. A copy of Section 19:25-15.12(a)
dealing with this subject is enclosed.

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You should further be aware that since a PAC such as you have described is formed for political purposes, contributions by such PAC would constitute such a PAC as a political committee with the obligation of filing pre-election and post-election reports with respect to the election. A copy of the proposed regulation of the Commission relating to such political committees is enclosed.

The statements contained in this opinion respecting limitation of the provisions of the Act and the regulation of the Commission to candidates seeking public funding are subject to a final determination by the Court in a case presently pending before the Supreme Court of New Jersey entitled Common Cause v. New Jersey Election Law Enforcement Commission.

Yours very truly,



Edward J. Farrell
Legal Counsel

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