

September 16, 1975

Myles R. Callaghan
38 Monroe Drive
Trenton, New Jersey 08619

RE: Opinion #(0-2/-75)

Dear Mr. Callaghan:

This will acknowledge receipt of your request for advisory opinion dated September 10, 1975.

With respect to the necessity for the Booster Club to be incorporated and the requirements for incorporation you should be advised that the New Jersey Campaign Contributions and Expenditures Reporting Act does not require incorporation. Any question with respect to the requirements and conditions imposed on incorporating entities by the Laws of the State of New Jersey should be the subject of inquiry to the Office of the Secretary of State.

The New Jersey Campaign Contributions and Expenditures Reporting Act, a copy of which is enclosed, requires committees such as the one described in your letter to file a form D-1 designating a treasurer and depository with the Commission.... "before receiving any contribution or expending any money in furtherance or in aid of the election or defeat of any candidate...." Presumably such a filing might presently be due from your organization and we have therefore enclosed several copies of form D-1.

You should pay particular attention to the filing requirements of Section 8 including the last paragraph thereof which

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appears on the top of page 11 which pertains to the exemption of certain committees from the filing requirements of the Act. See Section 10 and 12 with respect to the Designation of Campaign treasurer and depository and deposit of funds.

Should you have further questions please feel free to be in touch at your convenience. Thank you very much for your attention to the Campaign Contributions and Expenditures Reporting Act.

Yours very truly,

David F. Norcross
Executive Director

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Enclosures

DACT
② Committee packet