

0-01-77

STATE OF NEW JERSEY
ELECTION LAW ENFORCEMENT
COMMISSION
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March 3, 1977

Mary Ann LaGola
25 Texas Road
Jamesburg, New Jersey 08831

Re: The New Jersey Campaign Contributions and Expenditures
Reporting Act, Chapter 83, Laws of 1973 as
Amended and Supplemented ("the Act")
Your Letter Dated January 3, 1977
Opinion #(0-01-77)

Dear Ms. LaGola:

Your letter dated January 3, 1977 to the New Jersey
Election Law Enforcement Commission ("the Commission"),
including a request for advisory opinion, has been forwarded
to me for reply. We regret that the press of other Commission
business has caused a delay in our response to your letter.

The Commission is created by Section 5 of the Act and
its authority, including the authority to issue legal opinions,
is limited by the Act. Although the Commission is not authorized
to express any opinion as to the legitimacy of payments to poll
challengers, there is nothing in the Act which prohibits payment
to poll challengers. Authority respecting Title 19 (other
than the Act) rests with the Attorney General. The Commission
accordingly expresses no opinion with respect to whether a
payment to a poll challenger is a legitimate campaign expenditure.

It is clear that expenditures of the kind described in
your letter are expenses in aid or furtherance of one or
more candidates and must be included as expenditures, properly
allocated as to candidates, in pre-election and post-election
reports required to be filed under the Act.

Yours very truly,

Edward J. Farrell
Edward J. Farrell
Legal Counsel

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