Charles V. Carroll, Jr.
Campaign Treasurer
11 Woodland Terrace
Lincroft, New Jersey 07738

Re: The New Jersey Campaign Contributions and Expenditures Reporting Act, Chapter 83, Laws of 1972, as Amended and Supplemented ("the Act")
Your Letter Dated June 17, 1977
Opinion #(0-28-77)

Dear Mr. Carroll:

Your letter dated June 17, 1977 to the New Jersey Election Law Enforcement Commission ("the Commission"), including a request for advisory opinion, has been forwarded to me for reply.

The Commission has no authority to allow or prohibit materials on billboards. Whether or not materials of that kind remaining after the date of the primary as described in your letter would constitute expenditures with respect to the general election, and, if so, whether a proper payment by the general election campaign organization of the candidate for those expenditures has been made, would depend on a number of questions such as the contractual arrangement as to the billboard space, the arrangements, if any, to have the billboard materials continued through the general election, and similar questions.

The question of the application of contribution limitations to the payment of primary debt remaining after the date of the primary election is presently before the Court in an action commenced by Common Cause in the case of Common Cause v. New Jersey Election Law Enforcement Commission, Docket No. A-3907-76, and is awaiting determination before the Supreme Court of New Jersey.

Contribution or participation in a legal proceeding in the circumstances outlined in Paragraph 3 of your letter would not be deemed by the Commission to be a contribution in aid of the candidacy of the candidate.

Yours very truly,

Edward J. Farrell
Legal Counsel

EJF: jj