

STATE OF NEW JERSEY  
ELECTION LAW ENFORCEMENT  
COMMISSION  
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EXECUTIVE DIRECTOR  
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COUNSEL

November 16, 1979

Richard A. Lustgarten, Esq.  
Goodman & Lustgarten, Esquires  
659 Eagle Rock Avenue  
West Orange, New Jersey 07052

RECEIVED  
NOV 19 '79  
N. J. ELECTION  
LAW ENFORCEMENT  
COMMISSION

Re: The New Jersey Campaign Contributions and  
Expenditures Reporting Act, Chapter 83, Laws  
of 1973 as Amended and Supplemented ("the Act")  
Your letter dated October 24, 1979  
Opinion #0-17-79

Dear Mr. Lustgarten:

Your letter dated October 24, 1979 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 is of the opinion that some appropriate  
portion of the expense of the operation of an ongoing computer  
study of the kind described in your letter must be allocated to  
the candidacy of the candidates affected. To the extent that the  
information can be shown by you to be used for the administration  
of the political party in Bergen County, some portion, and  
perhaps a substantial portion, of the expenditure would not be  
required to be included as campaign expenditure, which are  
allocated to the specific candidate or candidates then seeking  
office.

We express no opinion as to the applicability of this  
opinion to the proper allocation of ongoing computer studies  
or other activities in an election for the office of Governor  
of the State of New Jersey funded in whole or in part with  
public funds. We express no opinion with respect to the question  
whether the use of materials of this kind in a primary election  
would constitute an unlawful contribution to candidates in  
violation of 19:44A-11 and 19:44A-33.

Yours very truly,

*Edward J. Farrell*

Edward J. Farrell  
Legal Counsel

EJF:no