



State of New Jersey

ELECTION LAW ENFORCEMENT COMMISSION

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COUNSEL

April 15, 1988

Arthur R. Albohn, Assemblyman 25th District
29 Hilltop Circle
Whippany, NJ 07891

Re: Advisory Opinion No. 18-1987

RECEIVED
APR 15 11 51 AM '88
LAW ENFORCEMENT

Dear Mr. Albohn:

Your letter dated December 21, 1987 to the New Jersey Election Law Enforcement Commission ("the Commission") including a request for advisory opinion has been forwarded to me for reply.

You have asked whether any campaign funds which may remain at the time of your death sometime in the future may be transferred to the Township of Hanover for the maintenance of the Whippany cemetery.

The Commission is unable to provide an opinion that such use of funds at some unspecified future time would be lawful, principally because the question is extremely speculative, since it depends on uncertain future events. Neither the statutes or regulations provide for posthumous disposition of surplus campaign funds.

Very truly yours,

Edward J. Farrell
Edward J. Farrell
Counsel

EJF:mmb