



State of New Jersey

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NATIONAL STATE BANK BLDG., 12th FLOOR
28 W. STATE STREET, CN 185
TRENTON, NEW JERSEY 08625-0185
(609) 292-8700

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LEGAL DIRECTOR

September 26, 1994

Donald J. Lenner, Treasurer
Friends of Ken Zisa
459 Colonial Terrace
Hackensack, New Jersey 07601

ADVISORY OPINION NO. 02-1994

Dear Mr. Zisa:

The Commission has directed me to issue this response to your request for an advisory opinion concerning permissible uses of candidate funds pursuant to the New Jersey Campaign Contributions and Expenditures Reporting Act, N.J.S.A. 19:44A-1 et seq.

In your letter, received February 3, 1994, you asked whether contributions received by Assemblyman Charles "Ken" Zisa could be used to pay for the purchase of newspaper, magazines or journals to be delivered to either the home or the legislative office of Assemblyman Zisa. You listed the following publications: Bergen-Record, Newark Star-Ledger, Harold-News and New Jersey Reporter.

At its meeting of March 16, 1994, the Commission determined to defer a response to this request pending its implementation of new regulations on the subject of permissible uses of candidate funds, and by letter dated March 18, 1994, advised you it would be delaying its response. At its meeting of September 20, 1994, the Commission approved for adoption a final text of regulations implementing permissible use guidelines, and a copy of the text is enclosed for your reference. Further, the Commission directed me to issue this response to your inquiry.

Please note the provisions of N.J.A.C. 19:25-6.7(e)2iv (page 4). Under that regulation, newspapers, magazines or other periodicals used in connection with officeholding duties may be purchased with candidate funds provided that the costs are not already being paid by the State. Please note that there is no restriction on the place selected for delivery.

Donald J. Lemmer, Treasurer
September 26, 1994
Page 2

Thank you for your inquiry, and for your patience while the regulatory process was being completed.

Very truly yours,

ELECTION LAW ENFORCEMENT COMMISSION

By: 

GREGORY E. NAGY
Legal Director

enclosure