



State of New Jersey

ELECTION LAW ENFORCEMENT COMMISSION

THOMAS H. PROL
Chairman

RYAN PETERS
Commissioner

NORMA R. EVANS
Commissioner

JON-HENRY BARR
Commissioner

Respond to:
P.O. Box 185
Trenton, New Jersey 08625-0185

(609) 292-8700

Website: www.elec.nj.gov/

JEFFREY M. BRINDLE
Executive Director

JOSEPH W. DONOHUE
Deputy Director

STEPHANIE A. OLIVO
Compliance Director

EDWIN R. MATTHEWS
Legal Counsel

INDEPENDENT EXPENDITURE REPORTING

FORMS	WHEN TO FILE
<p>Form D-6 Independent Expenditure Committee – Registration Statement and Designation of Campaign Treasurer and Depository</p>	<p>Within 10 days of receiving a contribution or making or incurring expenditures for the purposes of making independent expenditures or electioneering communications – Must be filed for each election</p>
<p>Form R-1 Selection of “Independent Expenditure Only Committee” as office sought (when independent expenditures or electioneering communications > \$7,500)</p>	<p>Primary election participation*</p> <ul style="list-style-type: none"> • 11-DAY PREELECTION (cumulative from January 1 of election year) • 20-DAY POSTELECTION
	<p>Municipal, runoff, school board, special or general election participation*</p> <ul style="list-style-type: none"> • 29-DAY PREELECTION (cumulative from January 1 of election year**) • 11-DAY PREELECTION • 20-DAY POSTELECTION
<p>*Disclosure of Contributions in detail will occur when aggregated above \$7,500 **Committees participating in a primary immediately before a general election should begin the 29-DAY PREELECTION report upon the close of the primary 20-DAY POSTELECTION report</p>	
<p>Form IND Report of Independent Expenditures [Persons making independent expenditures, not in concert with any other person or group, for the support or defeat of a candidate or to aid the passage or defeat of a public question, from personal funds (that will not be paid back to them by another person or party)]</p>	<p>Disclose any expenditure made or incurred in excess of \$200</p> <ul style="list-style-type: none"> • 29-DAY PREELECTION • 11-DAY PREELECTION • 20-DAY POSTELECTION <p>Additionally filed within 72 hours of making an independent expenditure between 13 days, up to and including the 8th day prior to the election date, and within 24 hours of making an independent expenditure from the 7 days before the election, up to and including the date of the election.</p>

DEFINITIONS

Independent expenditure – An expenditure not coordinated with a candidate or political party to expressly advocate the election or defeat of a clearly identified candidate, public question or referendum, or its functional equivalent.

Electioneering communication – A communication made within 30 days of a primary election and within 60 days of a municipal, runoff, school board, special or general election, that clearly mentions a candidate, public question or referendum and expressly supports or opposes the candidate, public question or referendum, or its functional equivalent.

Functional equivalent of express advocacy – Interpretation by a reasonable person, considering the mention of a question or referendum and its merit or lack of merit or mention of a candidate, their character, qualifications, fitness for office or position on an issue, that the communication is intended to advocate.

Independent expenditure committee – A person or (entity) organized under section 26 U.S.C. s.527 or under paragraph 4 or 6 of subsection (c) of 26 U.S.C. s.501, that cannot be defined as another committee type (candidate committee, political committee, continuing political committee, political party committee) that makes independent expenditures in excess of \$7,500, in the aggregate per election.