

NEW JERSEY ELECTION LAW
ENFORCEMENT COMMISSION

A.O. 46-1973

11th Floor
National State Bank Building
28 West State Street
Trenton, New Jersey 08608

October 22, 1973

Mr. Marvin L. Rubin
Treasurer
Committee for Assemblyman
C. Louis Bassano
1851 Long Terrace
Union, New Jersey 07083

Re: The New Jersey Campaign Control and
and Expenditures Reporting Act, P. L.
1973, c. 83 ("the Act")
Your Letter Dated August 23, 1973

Dear Mr. Rubin:

Your letter of August 23, 1973 to the New Jersey Election Law Enforcement Commission ("the Commission"), including a request for advisory opinion, has been forwarded to me for reply.

1. Section 12 of the Act permits the transfer of funds received by campaign treasurer to the campaign treasurer of another candidate or committee for inclusion in the campaign fund of such other candidate or committee without first depositing such funds. In the event of such transfer, care should be taken to insure that such funds are deposited in a depository of the candidate or committee to whom transferred no later than the tenth calendar date following the initial receipt of such funds.
2. Nothing in the Act prevents the transfer by you of contributions received to another candidate or committee for the purposes of such other candidate or committee. The transfer of such contributions must be reported as an expenditure by you, but need not be included as an expense authorized or incurred in furtherance or in aid of the candidacy of Mr. Bassano in computing the amount of expenditures for purposes of Section 7 of the Act, except to the extent that such transferred funds are thereafter so used. In the event of any such transfer the record and record retention procedures used by you and by the committee to which transferred must be adequate to permit a later demonstration, if required, that a

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proper allocation has been made to Mr. Bassano, or any other candidate, of any of such transferred funds which were expended in furtherance or in aid of the candidacy of Mr. Bassano or such other candidate.

Yours very truly,

New Jersey Election Law
Enforcement Commission

By Edward J. Farrell, Esq.
Legal Counsel

EJF:bjv