

19:44A-27.1

LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2001 **CHAPTER:** 20

NJSA: 19:44A—27.1 (Gubernatorial candidates—financing)

BILL NO: A2647 (Substituted for S1468)

SPONSOR(S): Weingarten and O’Toole

DATE INTRODUCED: June 19, 2000

COMMITTEE: **ASSEMBLY:** State Government

SENATE: State Government

AMENDED DURING PASSAGE: Yes

DATE OF PASSAGE: **ASSEMBLY:** October 30, 2000

SENATE: December 18, 2000

DATE OF APPROVAL: January 30, 2001

FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL (2nd reprint enacted)

(Amendments during passage denoted by superscript numbers)

A2647

SPONSORS STATEMENT: (Begins on page 2 of original bill)	Yes
COMMITTEE STATEMENT:	
ASSEMBLY:	Yes
SENATE:	Yes

FLOOR AMENDMENT STATEMENTS: No

LEGISLATIVE FISCAL ESTIMATE: No

S1468

SPONSORS STATEMENT: (Begins on page 2 of original bill) Yes

Bill and Sponsors Statement identical to A2647

COMMITTEE STATEMENT:

ASSEMBLY: No

SENATE: Yes

Identical to Senate Statement for A2647

FLOOR AMENDMENT STATEMENTS: No

LEGISLATIVE FISCAL ESTIMATE: No

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: Yes

FOLLOWING WERE PRINTED:

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REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: No

ASSEMBLY, No. 2647

STATE OF NEW JERSEY 209th LEGISLATURE

INTRODUCED JUNE 19, 2000

Sponsored by:

Assemblyman JOEL WEINGARTEN

District 21 (Essex and Union)

Assemblyman KEVIN J. O'TOOLE

District 21 (Essex and Union)

Co-Sponsored by:

Assemblywoman Greenstein, Assemblymen LeFevre and R.Smith

SYNOPSIS

Provides that gubernatorial candidate will be ineligible for public financing unless candidate's issue advocacy organization makes certain disclosures.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 10/17/2000)

1 AN ACT concerning candidates for the office of Governor and
2 supplementing P.L.1974, c.26 (C.19:44A-27 et seq.)

3
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6
7 1. Whenever an individual who formed, assisted in the formation
8 of, or was involved in any way in the operation of, an issue advocacy
9 organization organized under section 527 of the federal Internal
10 Revenue Code (26 U.S.C. s.527) becomes a candidate for the office
11 of Governor, that candidate shall be ineligible to receive public
12 financing for the candidate's campaign, pursuant to P.L.1974, c.26
13 (C.19:44A-27 et seq.), unless the organization agrees to disclose the
14 name of each of its contributors and the amount of each contribution
15 and expenditure from the date the organization was formed through
16 the date that the candidate ceases to be a candidate.

17
18 2. The Election Law Enforcement Commission shall adopt rules
19 and regulations enabling an organization described in section 1 of this
20 act to make the required disclosures.

21
22 3. This act shall take effect immediately.

23
24
25 STATEMENT

26
27 This bill provides that whenever an individual who formed, assisted
28 in the formation of, or was involved in any way in the operation of, an
29 issue advocacy organization organized under section 527 of the federal
30 Internal Revenue Code (26 U.S.C. s.527) becomes a candidate for the
31 office of Governor, the candidate will be ineligible to receive public
32 financing for the candidate's campaign unless the organization agrees
33 to disclose the name of each of its contributors and the amount of each
34 contribution and expenditure from the date the organization was
35 formed through the date that the candidate ceases to be a candidate.

ASSEMBLY STATE GOVERNMENT COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2647

with committee amendments

STATE OF NEW JERSEY

DATED: OCTOBER 16, 2000

The Assembly State Government Committee reports favorably and with committee amendments Assembly Bill No. 2647.

This bill provides that whenever an individual who formed, assisted in the formation of, or was involved in any way in the operation of, an issue advocacy organization organized under section 527 of the federal Internal Revenue Code (26 U.S.C. s.527) or any other organization organized under a similar section of the federal Internal Revenue Code, as determined by the Election Law Enforcement Commission, becomes a candidate for the office of Governor, the candidate will be ineligible to receive public financing for the candidate's campaign unless the organization agrees to disclose the name of each of its contributors and the amount of each contribution and expenditure from the date the organization was formed through the date that the candidate ceases to be a candidate.

The committee amended the bill to make it apply to any issue advocacy organization organized under a section of the federal Internal Revenue Code that is similar to section 527, as determined by the Election Law Enforcement Commission.

[First Reprint]

ASSEMBLY, No. 2647

STATE OF NEW JERSEY
209th LEGISLATURE

INTRODUCED JUNE 19, 2000

Sponsored by:

Assemblyman JOEL WEINGARTEN

District 21 (Essex and Union)

Assemblyman KEVIN J. O'TOOLE

District 21 (Essex and Union)

Co-Sponsored by:

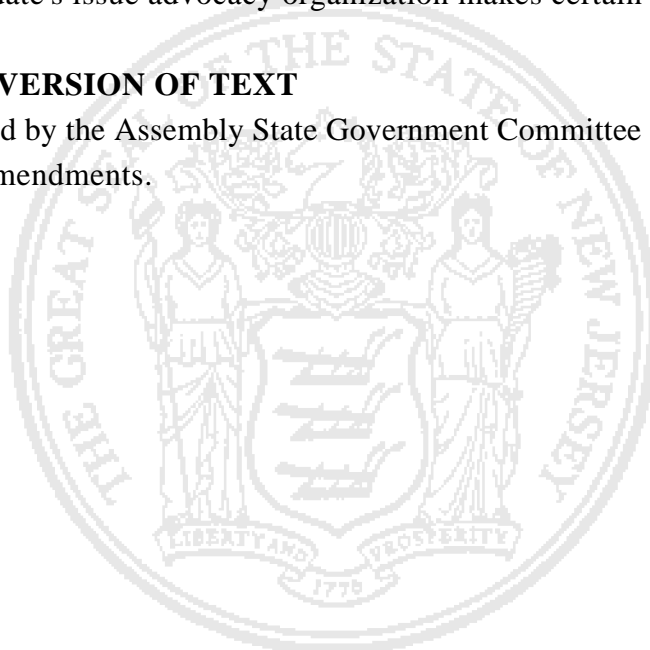
Assemblywoman Greenstein, Assemblymen LeFevre and R.Smith

SYNOPSIS

Provides that gubernatorial candidate will be ineligible for public financing unless candidate's issue advocacy organization makes certain disclosures.

CURRENT VERSION OF TEXT

As reported by the Assembly State Government Committee on October 16, 2000, with amendments.



(Sponsorship Updated As Of: 10/17/2000)

1 AN ACT concerning candidates for the office of Governor and
2 supplementing P.L.1974, c.26 (C.19:44A-27 et seq.)

3
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6
7 1. Whenever an individual who formed, assisted in the formation
8 of, or was involved in any way in the operation of, an issue advocacy
9 organization organized under section 527 of the federal Internal
10 Revenue Code (26 U.S.C. s.527) ¹or any other organization organized
11 under a similar section of the federal Internal Revenue Code, as
12 determined by the Election Law Enforcement Commission,¹ becomes
13 a candidate for the office of Governor, that candidate shall be
14 ineligible to receive public financing for the candidate's campaign,
15 pursuant to P.L.1974, c.26 (C.19:44A-27 et seq.), unless the
16 organization agrees to disclose the name of each of its contributors
17 and the amount of each contribution and expenditure from the date the
18 organization was formed through the date that the candidate ceases to
19 be a candidate.

20
21 2. The Election Law Enforcement Commission shall adopt rules
22 and regulations ¹[enabling]: a. to enable¹ an organization described
23 in section 1 of ¹[this act] P.L. _____, c. _____ (C. _____)(now pending
24 before the Legislature as this bill)¹ to make the required disclosures¹;
25 and b. to determine, pursuant to section 1 P.L. _____, c. _____ (C. _____)(now
26 pending before the Legislature as this bill), which organizations
27 organized under the federal Internal Revenue Code are similar to those
28 organized under 26 U.S.C. s.527¹.

29
30 3. This act shall take effect immediately.

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Assembly ASG committee amendments adopted October 16, 2000.

SENATE STATE GOVERNMENT COMMITTEE

STATEMENT TO

[First Reprint]

ASSEMBLY, No. 2647

with committee amendments

STATE OF NEW JERSEY

DATED: NOVEMBER 9, 2000

The Senate State Government Committee reports favorably and with committee amendments Assembly, No. 2647 (1R).

This bill provides that whenever an individual who formed, assisted in the formation of, or was involved in any way in the management of:

(1) an issue advocacy organization organized under section 527 of the federal Internal Revenue Code; or

(2) a tax-exempt organization organized under paragraph (4) of subsection c. of section 501 of the federal Internal Revenue Code; or

(3) an organization organized under any current or future section of the federal Internal Revenue Code which the Election Law Enforcement Commission (ELEC) determines is similar to a specified 501 or 527 organization;

becomes a candidate for the office of Governor, the candidate will be ineligible to receive public financing for the candidate's gubernatorial campaign unless the organization agrees to disclose the name of each of its contributors and the amount of each contribution and expenditure from the date occurring four years prior to the date the individual becomes a candidate for the office of Governor through the date that the candidate ceases to be a candidate.

The bill directs ELEC to adopt rules and regulations to enable an organization to make the required disclosures and to determine which organizations are similar to those organized under paragraph (4) of subsection c. of section 501 or section 527 of the federal Internal Revenue Code.

The committee amended the bill to include tax-exempt organizations organized under paragraph (4) of subsection c. of section 501 of the federal Internal Revenue Code and an organization organized under any current or future section of the federal Internal Revenue Code which ELEC determines is similar to a specified 501 or 527 organization. The committee also amended the bill to refer to an individual's involvement in the management, rather than the operation, of a specified 501, 527 or similar organization and to revise the disclosure period.

Assembly, No. 2647 (2R) is the same as Senate, No. 1468 (1R).

[Second Reprint]

ASSEMBLY, No. 2647

STATE OF NEW JERSEY
209th LEGISLATURE

INTRODUCED JUNE 19, 2000

Sponsored by:

Assemblyman JOEL WEINGARTEN

District 21 (Essex and Union)

Assemblyman KEVIN J. O'TOOLE

District 21 (Essex and Union)

Co-Sponsored by:

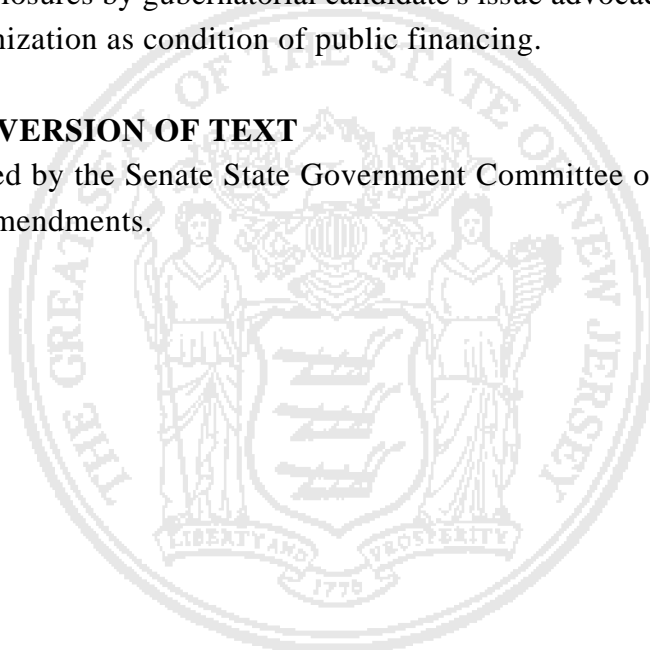
**Assemblywoman Greenstein, Assemblymen LeFevre, R.Smith, Senators
Gormley, Adler, Martin, Inverso and Allen**

SYNOPSIS

Requires disclosures by gubernatorial candidate's issue advocacy or other tax-exempt organization as condition of public financing.

CURRENT VERSION OF TEXT

As reported by the Senate State Government Committee on November 9, 2000, with amendments.



(Sponsorship Updated As Of: 12/19/2000)

1 AN ACT concerning candidates for the office of Governor and
2 supplementing P.L.1974, c.26 (C.19:44A-27 et seq.)

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. Whenever an individual who formed, assisted in the formation
8 of, or was involved in any way in the ²[operation] management² of
9 ²[.];²

10 an issue advocacy organization organized under section 527 of the
11 federal Internal Revenue Code (26 U.S.C. s.527) ²[¹or any other
12 organization organized under a similar section of the federal Internal
13 Revenue Code, as determined by the Election Law Enforcement
14 Commission,¹];

15 an organization organized under paragraph (4) of subsection c. of
16 section 501 of the federal Internal Revenue Code (26 U.S.C. s.501);
17 or

18 an organization organized under any other current or future section
19 of the federal Internal Revenue Code which the Election Law
20 Enforcement Commission determines is similar to any of the
21 organizations described above;²

22 becomes a candidate for the office of Governor, that candidate shall
23 be ineligible to receive public financing for the candidate's campaign,
24 pursuant to P.L.1974, c.26 (C.19:44A-27 et seq.), unless the
25 organization agrees to disclose the name of each of its contributors
26 and the amount of each contribution and expenditure from the date
27 ²[the organization was formed] occurring four years prior to the date
28 the individual becomes a candidate for the office of Governor² through
29 the date that the candidate ceases to be a candidate.

30
31 2. The Election Law Enforcement Commission shall adopt rules
32 and regulations ¹[enabling]: a. to enable¹ an organization described
33 in section 1 of ¹[this act] P.L. , c. (C.)(now pending
34 before the Legislature as this bill)¹ to make the required disclosures ¹;
35 and b. to determine, pursuant to section 1 ²of² P.L. , c. (C.)(now
36 pending before the Legislature as this bill), which organizations
37 organized under ²any other current or future section of ² the federal
38 Internal Revenue Code are similar to those ²[organized under 26
39 U.S.C. s.527¹] specifically described in section 1².

40
41 3. This act shall take effect immediately.

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Assembly ASG committee amendments adopted October 16, 2000.

² Senate SSG committee amendments adopted November 9, 2000.

SENATE, No. 1468

STATE OF NEW JERSEY
209th LEGISLATURE

INTRODUCED JUNE 19, 2000

Sponsored by:

Senator WILLIAM L. GORMLEY

District 2 (Atlantic)

Senator JOHN H. ADLER

District 6 (Camden)

Co-Sponsored by:

Senator Martin

SYNOPSIS

Provides that gubernatorial candidate will be ineligible for public financing unless candidate's issue advocacy organization makes certain disclosures.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning candidates for the office of Governor and
2 supplementing P.L.1974, c.26 (C.19:44A-27 et seq.)

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 1. Whenever an individual who formed, assisted in the formation
8 of, or was involved in any way in the operation of, an issue advocacy
9 organization organized under section 527 of the federal Internal
10 Revenue Code (26 U.S.C. s.527) becomes a candidate for the office
11 of Governor, that candidate shall be ineligible to receive public
12 financing for the candidate's campaign, pursuant to P.L.1974, c.26
13 (C.19:44A-27 et seq.), unless the organization agrees to disclose the
14 name of each of its contributors and the amount of each contribution
15 and expenditure from the date the organization was formed through
16 the date that the candidate ceases to be a candidate.

17

18 2. The Election Law Enforcement Commission shall adopt rules
19 and regulations enabling an organization described in section 1 of this
20 act to make the required disclosures.

21

22 3. This act shall take effect immediately.

23

24

25

STATEMENT

26

27 This bill provides that whenever an individual who formed, assisted
28 in the formation of, or was involved in any way in the operation of, an
29 issue advocacy organization organized under section 527 of the federal
30 Internal Revenue Code (26 U.S.C. s.527) becomes a candidate for the
31 office of Governor, the candidate will be ineligible to receive public
32 financing for the candidate's campaign unless the organization agrees
33 to disclose the name of each of its contributors and the amount of each
34 contribution and expenditure from the date the organization was
35 formed through the date that the candidate ceases to be a candidate.

SENATE STATE GOVERNMENT COMMITTEE

STATEMENT TO

SENATE, No. 1468

with committee amendments

STATE OF NEW JERSEY

DATED: NOVEMBER 9, 2000

The Senate State Government Committee reports favorably and with committee amendments Senate, No. 1468.

This bill provides that whenever an individual who formed, assisted in the formation of, or was involved in any way in the management of:

(1) an issue advocacy organization organized under section 527 of the federal Internal Revenue Code; or

(2) a tax-exempt organization organized under paragraph (4) of subsection c. of section 501 of the federal Internal Revenue Code; or

(3) an organization organized under any current or future section of the federal Internal Revenue Code which the Election Law Enforcement Commission (ELEC) determines is similar to a specified 501 or 527 organization;

becomes a candidate for the office of Governor, the candidate will be ineligible to receive public financing for the candidate's gubernatorial campaign unless the organization agrees to disclose the name of each of its contributors and the amount of each contribution and expenditure from the date occurring four years prior to the date the individual becomes a candidate for the office of Governor through the date that the candidate ceases to be a candidate.

The bill directs ELEC to adopt rules and regulations to enable an organization to make the required disclosures and to determine which organizations are similar to those organized under paragraph (4) of subsection c. of section 501 or section 527 of the federal Internal Revenue Code.

The committee amended the bill to include tax-exempt organizations organized under paragraph (4) of subsection c. of section 501 of the federal Internal Revenue Code and an organization organized under any current or future section of the federal Internal Revenue Code which ELEC determines is similar to a specified 501 or 527 organization. The committee also amended the bill to refer to an individual's involvement in the management, rather than the operation, of a specified 501, 527 or similar organization and to revise the disclosure period.

Senate, No. 1468 (1R) is the same as Assembly, No. 2647 (2R).

[First Reprint]

SENATE, No. 1468

STATE OF NEW JERSEY
209th LEGISLATURE

INTRODUCED JUNE 19, 2000

Sponsored by:

Senator WILLIAM L. GORMLEY

District 2 (Atlantic)

Senator JOHN H. ADLER

District 6 (Camden)

Co-Sponsored by:

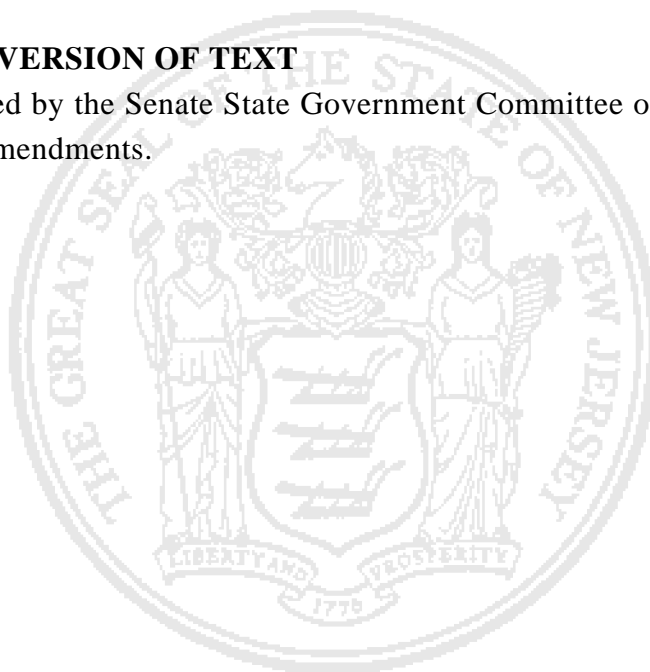
Senators Martin, Inverso, Allen and Baer

SYNOPSIS

Requires disclosures by gubernatorial candidate's issue advocacy or other tax-exempt organization as condition of public financing.

CURRENT VERSION OF TEXT

As reported by the Senate State Government Committee on November 9, 2000, with amendments.



(Sponsorship Updated As Of: 1/23/2001)

1 AN ACT concerning candidates for the office of Governor and
2 supplementing P.L.1974, c.26 (C.19:44A-27 et seq.)

3
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6
7 1. Whenever an individual who formed, assisted in the formation
8 of, or was involved in any way in the ¹[operation] management¹ of
9 ¹[.]:¹

10 an issue advocacy organization organized under section 527 of the
11 federal Internal Revenue Code (26 U.S.C. s.527) ¹;

12 an organization organized under paragraph (4) of subsection c. of
13 section 501 of the federal Internal Revenue Code (26 U.S.C. s.501);

14 or

15 an organization organized under any other current or future section
16 of the federal Internal Revenue Code which the Election Law
17 Enforcement Commission determines is similar to any of the
18 organizations described above;¹

19 becomes a candidate for the office of Governor, that candidate shall
20 be ineligible to receive public financing for the candidate's campaign,
21 pursuant to P.L.1974, c.26 (C.19:44A-27 et seq.), unless the
22 organization agrees to disclose the name of each of its contributors
23 and the amount of each contribution and expenditure from the date
24 ¹[the organization was formed] occurring four years prior to the date
25 the individual becomes a candidate for the office of Governor¹
26 through the date that the candidate ceases to be a candidate.

27

28 2. The Election Law Enforcement Commission shall adopt rules
29 and regulations ¹[enabling]: a. to enable¹ an organization described
30 in section 1 of ¹[this act] P.L. _____, c. _____ (C. _____)
31 before the Legislature as this bill¹ to make the required disclosures¹;
32 and b. to determine, pursuant to section 1 of P.L. _____, c. _____ (C. _____)
33 (now pending before the Legislature as this bill), which organizations
34 organized under any other current or future section of the federal
35 Internal Revenue Code are similar to those specifically described in
36 section 1¹.

37

38 3. This act shall take effect immediately.

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SSG committee amendments adopted November 9, 2000.

P.L. 2001, CHAPTER 20, *approved January 30, 2001*
Assembly, No. 2647 (*Second Reprint*)

1 AN ACT concerning candidates for the office of Governor and
2 supplementing P.L.1974, c.26 (C.19:44A-27 et seq.)

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 1. Whenever an individual who formed, assisted in the formation
8 of, or was involved in any way in the ²[operation] management² of
9 ²[.];²

10 an issue advocacy organization organized under section 527 of the
11 federal Internal Revenue Code (26 U.S.C. s.527) ²[¹or any other
12 organization organized under a similar section of the federal Internal
13 Revenue Code, as determined by the Election Law Enforcement
14 Commission,¹];

15 an organization organized under paragraph (4) of subsection c. of
16 section 501 of the federal Internal Revenue Code (26 U.S.C. s.501);
17 or

18 an organization organized under any other current or future section
19 of the federal Internal Revenue Code which the Election Law
20 Enforcement Commission determines is similar to any of the
21 organizations described above;²

22 becomes a candidate for the office of Governor, that candidate shall
23 be ineligible to receive public financing for the candidate's campaign,
24 pursuant to P.L.1974, c.26 (C.19:44A-27 et seq.), unless the
25 organization agrees to disclose the name of each of its contributors
26 and the amount of each contribution and expenditure from the date
27 ²[the organization was formed] occurring four years prior to the date
28 the individual becomes a candidate for the office of Governor² through
29 the date that the candidate ceases to be a candidate.

30

31 2. The Election Law Enforcement Commission shall adopt rules
32 and regulations ¹[enabling]: a. to enable¹ an organization described
33 in section 1 of ¹[this act] P.L. _____, c. _____ (C. _____)(now pending
34 before the Legislature as this bill)¹ to make the required disclosures ¹;
35 and b. to determine, pursuant to section 1 ²of² P.L. _____, c. _____ (C. _____)(now
36 pending before the Legislature as this bill), which organizations
37 organized under ²any other current or future section of ² the federal
38 Internal Revenue Code are similar to those ²[organized under 26

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Assembly ASG committee amendments adopted October 16, 2000.

² Senate SSG committee amendments adopted November 9, 2000.

1 U.S.C. s.527¹] specifically described in section 1².

2

3 3. This act shall take effect immediately.

4

5

6

7

8 Requires disclosures by gubernatorial candidate's issue advocacy or
9 other tax-exempt organization as condition of public financing.

CHAPTER 20

AN ACT concerning candidates for the office of Governor and supplementing P.L.1974, c.26 (C.19:44A-27 et seq.)

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

C.19:44A-27.1 Ineligibility of certain gubernatorial candidates for public financing.

1. Whenever an individual who formed, assisted in the formation of, or was involved in any way in the management of:

an issue advocacy organization organized under section 527 of the federal Internal Revenue Code (26 U.S.C. s.527);

an organization organized under paragraph (4) of subsection c. of section 501 of the federal Internal Revenue Code (26 U.S.C. s.501);

or

an organization organized under any other current or future section of the federal Internal Revenue Code which the Election Law Enforcement Commission determines is similar to any of the organizations described above;

becomes a candidate for the office of Governor, that candidate shall be ineligible to receive public financing for the candidate's campaign, pursuant to P.L.1974, c.26 (C.19:44A-27 et seq.), unless the organization agrees to disclose the name of each of its contributors and the amount of each contribution and expenditure from the date occurring four years prior to the date the individual becomes a candidate for the office of Governor through the date that the candidate ceases to be a candidate.

C.19:44A-27.2 Rules, regulations concerning disclosures and organization.

2. The Election Law Enforcement Commission shall adopt rules and regulations: a. to enable an organization described in section 1 of P.L.2001, c.20 (C.19:44A-27.1) to make the required disclosures; and b. to determine, pursuant to section 1 of P.L.2001, c.20 (C.19:44A-27.1), which organizations organized under any other current or future section of the federal Internal Revenue Code are similar to those specifically described in section 1.

3. This act shall take effect immediately.

Approved January 30, 2001.

Office of the Governor
NEWS RELEASE

PO BOX 004
TRENTON, NJ 08625

CONTACT: Jayne O'Connor
Laura Otterbourg
609-777-2600

RELEASE: January 30, 2001

Governor Whitman today signed the following legislation:

A-2647 - requires disclosures by gubernatorial candidate's issue advocacy organization or other tax-exempt organization as condition of public financing.