

45:17A-3

LEGISLATIVE HISTORY CHECKLIST

NJSA 45:17A-3

Laws of 1975 Chapter 279

Bill No. S 1502

Sponsor(s) Menza & others

Date Introduced Nov. 25, 1974

Committee: Assembly Commerce, Industry & Professions

Senate Law, Public Safety & Defense

Amended during passage Yes No

Date of passage: Assembly Nov. 24, 1975

Senate Feb. 10, 1975

Date of approval Jan. 12, 1976

Following statements are attached if available:

Sponsor statement Yes No

Committee Statement: Assembly Yes No

Senate Yes No

Fiscal Note Yes No

Veto message Yes No

Message on signing Yes No

Following were printed:

Reports Yes No

Hearings Yes No

Recommendations mentioned in sponsor's statement can be located in:

- 974.90 New Jersey. Commission of Investigation.
- I 62 Final report and recommendations on the investigation
- 1974b of profit oriented companies operating in a pseudo-charitable manner. 1974.

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10/4/76

MAR 1977

SENATE, No. 1502

STATE OF NEW JERSEY

INTRODUCED NOVEMBER 25, 1974

By Senators MENZA, SCARDINO, FAY and DUNN

Referred to Committee on Law, Public Safety and Defense

AN ACT to amend the "Charitable Fund Raising Act of 1971,"
approved March 2, 1972 (P. L. 1971, c. 469).

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

1 1. Section 3 of P. L. 1971, c. 469 (C. 45:17A-3) is amended to
2 read as follows:

3 3. The following words and phrases as used in this article shall
4 have the following meanings unless a different meaning is required
5 by the context:

6 (a) "Charitable organization." Any benevolent, philanthropic,
7 patriotic, or eleemosynary person or one purporting to be such
8 and shall include any such person who in any manner employs a
9 charitable or philanthropic appeal as the basis of any solicitation
10 or which could be reasonably interpreted to suggest that there is
11 a charitable or philanthropic purpose to any such solicitation.

12 (b) "Contribution." The promise or grant of any money or
13 property of any kind or value, including a grant or other financial
14 assistance from any agency of government, but except payments by
15 members of an organization for membership fees, dues, fines, or
16 assessments, or for services rendered to individual members, if
17 membership in such organization confers a bona fide right, priv-
18 ilege, professional standing, honor or other direct benefit, other
19 than the right to vote, elect officers, or hold offices.

20 (c) "Professional fund raiser." Any person who for compen-
21 sation or other consideration plans, conducts, manages, or carries
22 on any drive or campaign in this State for the purpose of soliciting
23 contributions for or on behalf of any charitable organization or any
24 other person, or who engages in the business of, or holds himself
25 out to persons in this State as independently engaged in the business
26 of soliciting contributions for such purpose. A bona fide officer or

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27 employee of a charitable organization shall not be deemed a pro-
28 fessional fund raiser.

29 (d) "Professional solicitor." Any person who is employed or
30 retained for compensation by a professional fund raiser to solicit
31 contributions for charitable purposes from persons in this State.

32 (e) "Person." Any individual, organization, group, association,
33 partnership, corporation, or any combination of them.

1 2. This act shall take effect immediately.

STATEMENT

This bill is one of two bills based upon the recommendations of the State Commission of Investigation with the aim of protecting the public against false representation of an organization as being charitable, philanthropic, or nonprofit.

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SENATE LAW, PUBLIC SAFETY AND DEFENSE
COMMITTEE

STATEMENT TO

SENATE, No. 1502

STATE OF NEW JERSEY

DATED: JANUARY 27, 1975

This bill redefines "charitable organization" in the "Charitable Fund Raising Act" (P. L. 1971, c. 469) to prevent an organization from misrepresenting itself as charitable, philanthropic, or non-profit.