

19:44A-12

LEGISLATIVE HISTORY CHECKLIST
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NJSA: 19:44-A-12

LAWS OF: 1995 CHAPTER: 178

BILL NO: A2176

SPONSOR(S): Lance

DATE INTRODUCED: September 29, 1994

COMMITTEE: ASSEMBLY: State Government
SENATE: Judiciary

AMENDED DURING PASSAGE: Yes Amendments during passage
First reprint enacted denoted by superscript numbers

DATE OF PASSAGE: ASSEMBLY: December 5, 1995
SENATE: June 12, 1995

DATE OF APPROVAL: July 11, 1995

FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:
SPONSOR STATEMENT: Yes

COMMITTEE STATEMENT: ASSEMBLY: Yes
SENATE: Yes

FISCAL NOTE: No

VETO MESSAGE: No

MESSAGE ON SIGNING: No

FOLLOWING WERE PRINTED:
REPORTS: No

HEARINGS: No

KBG:pp

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[FIRST REPRINT]
ASSEMBLY, No. 2176

STATE OF NEW JERSEY

INTRODUCED SEPTEMBER 29, 1994

By Assemblyman LANCE

1 AN ACT eliminating a provision under "The New Jersey
2 Campaign Contributions and Expenditures Reporting Act" for
3 designation of a campaign depository account as an "election
4 fund" and amending P.L.1973, c.83.

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

8 1. Section 12 of P.L.1973, c.83 (C.19:44A-12) is amended to
9 read as follows:

10 12. An organizational or campaign treasurer or deputy
11 organizational or campaign treasurer of a candidate committee
12 or joint candidates committee, a political committee, a
13 continuing political committee, a political party committee or a
14 legislative leadership committee shall make a written record of
15 all funds which he receives as contributions to the candidate
16 committee, joint candidates committee, political committee,
17 continuing political committee, political party committee or
18 legislative leadership committee, including in that record the
19 name and mailing address of the contributor, the amount and date
20 of the contribution, and where the contributor is an individual,
21 the occupation of the individual and the name and mailing address
22 of the individual's employer. The organizational or campaign
23 treasurer shall retain that record for a period of not less than
24 four years. All funds so received shall be deposited by the
25 campaign or organizational treasurer or deputy campaign or
26 organizational treasurer in a campaign depository of the
27 candidate committee or joint candidates committee, the
28 continuing political committee, political committee, political
29 party committee or legislative leadership committee¹, in an
30 account designated "Election Fund of (name of candidate,
31 candidates or committee)"¹ no later than the tenth calendar day
32 following receipt of such funds; except that any such treasurer or
33 deputy treasurer may, when authorized by the candidate,
34 candidates or committee of which he is the campaign or
35 organizational treasurer or deputy campaign or organizational
36 treasurer ¹[and without so depositing such funds in the
37 candidate's, candidates' or committee's own campaign
38 depository]¹, transfer [any such] ¹[the] any such¹ funds to the
39 duly designated campaign or organizational treasurer or deputy
40 campaign or organizational treasurer of another candidate or
41 committee, for [inclusion] ¹[deposit] inclusion¹ in the [election
42 fund thereof, without first so depositing them] ¹[campaign
43 depository of that transferee candidate or committee] campaign

EXPLANATION--Matter enclosed in bold-faced brackets [thus] in the
above bill is not enacted and is 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 SJU committee amendments adopted January 12, 1995.

1 depository thereof, without first so depositing them¹; provided,
2 however, that the amount so transferred shall not be in excess of
3 the amount that may be contributed by one candidate to another
4 candidate in an election pursuant to section 18 of P.L.1993, c.65
5 (C.19:44A-11.3), but this proviso shall not be construed to
6 prohibit a county or municipal committee of a political party
7 from making a contribution or contributions, or from transferring
8 funds as hereinabove authorized, to any candidate, candidate
9 committee, joint candidates committee, political committee,
10 continuing political committee, political party committee, or
11 legislative leadership committee. A record of all nondeposited
12 funds so transferred shall be attached to the statement required
13 under this section, identifying them as to source and amount in
14 the same manner as deposited funds.

15 (cf: P.L.1993, c.65, s.8)

16 2. This act shall take effect immediately.

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21 Eliminates requirement under "The New Jersey Campaign
22 Contributions and Expenditures Reporting Act" that candidates
23 and committees designate their campaign depository account as
24 an "election fund".

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2 one candidate to another candidate in an election pursuant to
3 section 18 of P.L.1993, c.65 (C.19:44A-11.3), but this proviso
4 shall not be construed to prohibit a county or municipal
5 committee of a political party from making a contribution or
6 contributions, or from transferring funds as hereinabove
7 authorized, to any candidate, candidate committee, joint
8 candidates committee, political committee, continuing political
9 committee, political party committee, or legislative leadership
10 committee. A record of all nondeposited funds so transferred
11 shall be attached to the statement required under this section,
12 identifying them as to source and amount in the same manner as
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15 2. This act shall take effect immediately.

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STATEMENT

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20 This bill eliminates a provision of "The New Jersey Campaign
21 Contributions and Expenditures Reporting Act" requiring that a
22 committee subject to the Act's campaign finance disclosure
23 requirements shall designate the account in its campaign
24 depository into which it deposits the contributions it receives as
25 the "Election Fund of (name of candidate, candidates or
26 committee)". The Act separately requires each such committee
27 to identify to the Election Law Enforcement Commission (ELEC)
28 the financial institution into which it deposits the funds it
29 receives, and ELEC regulations require the committee to disclose
30 the number of each account it maintains at that institution; thus
31 the provision that the bill would eliminate serves no disclosure
32 function. Moreover, it has the potential to mislead candidates
33 into confusion when read in conjunction with the rules governing
34 the naming of candidates' committees.

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39 Eliminates requirement under "The New Jersey Campaign
40 Contributions and Expenditures Reporting Act" that candidates
41 and committees designate their campaign depository account as
42 an "election fund".

ASSEMBLY STATE GOVERNMENT COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2176

STATE OF NEW JERSEY

DATED: NOVEMBER 21, 1994

The Assembly State Government Committee reports favorably Assembly, No. 2176.

This bill eliminates a provision of "The New Jersey Campaign Contributions and Expenditures Reporting Act" requiring that a committee subject to the Act's campaign finance disclosure requirements shall designate the account in its campaign depository into which it deposits the contributions it receives as the "Election Fund of (name of candidate, candidates or committee)".

The sponsor's statement to this bill notes that the Reporting Act separately requires each such committee to identify to the Election Law Enforcement Commission (ELEC) the financial institution into which it deposits the funds it receives, and that ELEC regulations require the committee to disclose the number of each account it maintains at that institution. The sponsor's statement concludes, as a result, that the provision that the bill would eliminate serves no disclosure function; the statement further declares that the provision has the potential to mislead candidates into confusion when read in conjunction with the rules governing the naming of candidates' committees.

SENATE JUDICIARY COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2176

with committee amendments

STATE OF NEW JERSEY

DATED: JANUARY 12, 1995

The Senate Judiciary Committee reports favorably and with committee amendments Assembly Bill No. 2176.

This bill eliminates a provision of "The New Jersey Campaign Contributions and Expenditures Reporting Act" requiring that a committee subject to the Act's campaign finance disclosure requirements designate the account into which it deposits the contributions it receives as the "Election Fund of (name of candidate, candidates or committee)".

The sponsor's statement to the bill notes that the Reporting Act separately requires each such committee to identify to the Election Law Enforcement Committee (ELEC) the financial institution into which it deposits the funds it receives, and that ELEC regulations require the committee to disclose the number of each account it maintains at that institution. The sponsor's statement concludes, as a result, that the provision that the bill would eliminate serves no disclosure function. The statement further declares that the provision has the potential to lead candidates into confusion when read in conjunction with the rules governing the naming of candidates' committees.

The committee amendments are of a technical nature and are intended to insure that the wording of the bill does not change the present law with regard to the depositing of campaign contributions.