

[First Reprint]

**ASSEMBLY, No. 4372**

**STATE OF NEW JERSEY**  
**220th LEGISLATURE**

INTRODUCED JUNE 20, 2022

**Sponsored by:**

**Assemblyman LOUIS D. GREENWALD**

**District 6 (Burlington and Camden)**

**Assemblywoman CAROL A. MURPHY**

**District 7 (Burlington)**

**Co-Sponsored by:**

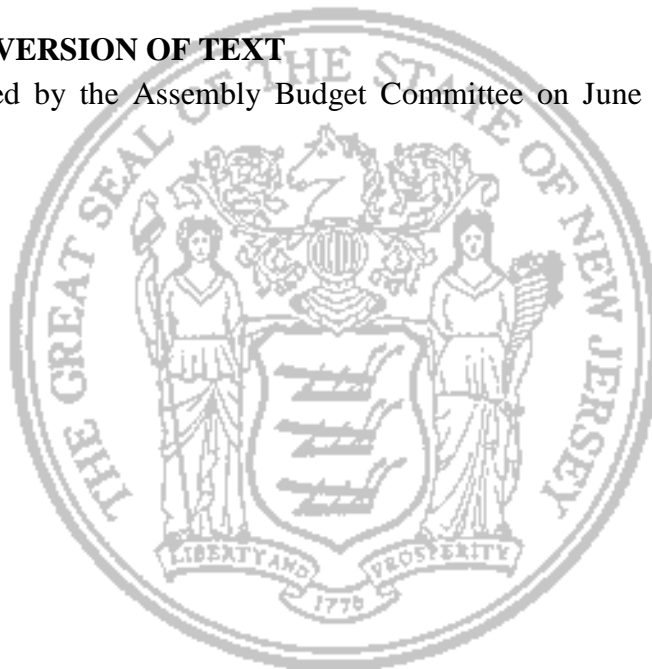
**Assemblywoman Tucker**

**SYNOPSIS**

Establishes “Elections Transparency Act;” requires independent expenditure committees report certain campaign contributions; increases contribution limits; changes reporting and other requirements; concerns certain business entity contributions and certain local provisions.

**CURRENT VERSION OF TEXT**

As reported by the Assembly Budget Committee on June 27, 2022, with amendments.



**(Sponsorship Updated As Of: 9/15/2022)**

1 AN ACT establishing “The Elections Transparency Act,” concerning  
2 campaign contribution limits and reporting requirements,  
3 amending various parts of the statutory law, supplementing  
4 P.L.1973, c.83 (19:44A-1 et seq.), and repealing section 1 of  
5 P.L.2005, c.271.

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

9  
10 1. Section 22 of P.L.1993, c.65 (C.19:44A-7.2) is amended to  
11 read as follows:

12 22. a. Not later than December 1 of each year **[**preceding any  
13 year in which a general election is to be held to fill the offices of  
14 Governor and Lieutenant Governor for a four-year term**]**, the  
15 Election Law Enforcement Commission shall adjust the amounts,  
16 set forth in subsection b. of this section, which shall be applicable  
17 under P.L.1973, c.83 (C.19:44A-1 et al.) to primary and general  
18 elections for any public office other than the offices of Governor  
19 and Lieutenant Governor at a percentage which shall be **[the same]**  
20 calculated in the same manner as the percentage of change that the  
21 commission applies to the amounts used for the primary election for  
22 the office of Governor and the general election for the offices of  
23 Governor and Lieutenant Governor **[**held in the third year  
24 preceding the year in which that December 1 occurs**]**, pursuant to  
25 section 19 of P.L.1980, c.74 (C.19:44A-7.1), and any amount so  
26 adjusted shall be rounded in the same manner as provided in that  
27 section.

28 b. The amounts subject to adjustment as provided under this  
29 section shall be:

30 (1) the minimum amount raised or expended by any two or more  
31 persons acting jointly who qualify as a political committee and the  
32 minimum amount contributed or expected to be contributed in any  
33 calendar year by any group of two or more persons acting jointly  
34 who qualify as a continuing political committee as defined in  
35 section 3 of P.L.1973, c.83 (C.19:44A-3);

36 (2) (Deleted by amendment, P.L.2004, c.28);

37 (3) the minimum amount of a contribution to a political  
38 committee, continuing political committee, legislative leadership  
39 committee or a political party committee received during the period  
40 between the 13th day prior to the election and the date of the  
41 election, the minimum amount of an expenditure by a political  
42 committee during that period, and the minimum amount of an  
43 expenditure by a continuing political committee during the period  
44 beginning after March 31 and ending on the date of the primary

**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:

<sup>1</sup>Assembly ABU committee amendments adopted June 27, 2022.

1 election and the period beginning after September 30 and ending on  
2 the date of the general election which triggers an obligation to  
3 report that contribution to the commission pursuant to section 8 of  
4 P.L.1973, c.83 (C.19:44A-8), and the minimum amount of a  
5 contribution to a candidate, candidate committee or joint candidates  
6 committee received during the period between the 13th day prior to  
7 the election and the date of the election which triggers an obligation  
8 to report that contribution to the commission pursuant to section 16  
9 of P.L.1973, c.83 (C.19:44A-16);

10 (4) the maximum amount which may be expended by the  
11 campaign organizations of two or more candidates forming a joint  
12 candidates committee without being required to file contribution  
13 reports, pursuant to section 8 of P.L.1973, c.83 (C.19:44A-8);

14 (5) the maximum amount that a person, not acting in concert  
15 with any other person or group, may spend to support or defeat a  
16 candidate or to aid the passage or defeat of a public question  
17 without being required to report all such expenditures and expenses  
18 to the commission pursuant to section 11 of P.L.1973, c.83  
19 (C.19:44A-11) and the maximum amount that a person, not acting  
20 in concert with any other person or group, may raise through a  
21 public solicitation and expend to finance any lawful activity in  
22 support of or in opposition to any candidate or public question or to  
23 seek to influence the content, introduction, passage or defeat of  
24 legislation pursuant to section 19 of P.L.1973, c.83 (C.19:44A-19);

25 (6) the maximum amount that may be expended, in the  
26 aggregate, on behalf of a candidate without requiring that candidate  
27 to file contribution reports with the commission and the maximum  
28 amount that may be expended, in the aggregate, on behalf of a  
29 candidate seeking election to a public office of a school district,  
30 without requiring that candidate to file contribution reports with the  
31 commission pursuant to section 16 of P.L.1973, c.83 (C.19:44A-  
32 16);

33 (7) the maximum amount of penalty which may be imposed by  
34 the commission on any person who fails to comply with the  
35 regulatory provisions of P.L.1973, c.83 (C.19:44A-1 et al.) for a  
36 first offense or a second and subsequent offenses, pursuant to  
37 section 22 of P.L.1973, c.83 (C.19:44A-22);

38 (8) the maximum amount of penalty which may be imposed by  
39 the commission on any corporation or labor organization which  
40 provides any of its employees any additional increment of salary for  
41 the express purpose of making a contribution to a candidate,  
42 candidate committee, joint candidates committee, political party  
43 committee, legislative leadership committee, political committee or  
44 continuing political committee for a first or a second and  
45 subsequent offenses, pursuant to section 15 of P.L.1993, c.65  
46 (C.19:44A-20.1);

47 (9) (Deleted by amendment, P.L.2004, c.174);

48 (10) (Deleted by amendment, P.L.2004, c.174);

49 (11) (Deleted by amendment, P.L.2004, c.174);

1 (12) the amount of filing fees which may be collected from a  
2 candidate committee, a joint candidates committee, a continuing  
3 political committee, a political party committee, a legislative  
4 leadership committee, or any other person pursuant to section 6 of  
5 P.L.1973, c.83 (C.19:44A-6) (as that section shall have been  
6 amended by P.L.1983, c.579).

7 c. Not later than December 15 of each year **【preceding any**  
8 year in which a general election is to be held to fill the offices of  
9 Governor and Lieutenant Governor for a four-year term**】**, the  
10 commission shall report to the Legislature and make public its  
11 adjustment of limits in accordance with the provisions of this  
12 section. Whenever, following the transmittal of that report, the  
13 commission shall have notice that a person has declared as a  
14 candidate for nomination for election or for election to any public  
15 office in a forthcoming primary or general election, it shall  
16 promptly notify that candidate of the amounts of those adjusted  
17 limits.

18 d. Notwithstanding the provisions of any other law, rule, or  
19 regulation to the contrary, the adjustment of limits under this  
20 section shall be conducted annually with respect to limits applicable  
21 to candidates and committees for the office of Member of the  
22 General Assembly, and shall be conducted annually in the first two  
23 years of each decade and every two years thereafter with respect to  
24 limits applicable to candidates and committees for the office of  
25 Member of the Senate, provided that such limits shall be applicable  
26 for each primary election and each general election separately.  
27 (cf: P.L.2009, c.66, s.9)

28  
29 2. Section 2 of P.L.2004, c.174 (C.19:44A-7.3) is amended to  
30 read as follows:

31 2. a. No later than July 1 of each year **【preceding any year in**  
32 which a general election is to be held to fill the offices of Governor  
33 and Lieutenant Governor for a four-year term**】**, the commission  
34 shall issue a report setting forth its recommendations for the  
35 adjustment of the amounts, set forth in subsection b. of this section  
36 and applicable to P.L.1973, c.83 (C.19:44A-1 et seq.), to primary  
37 and general elections for any public office other than the offices of  
38 Governor and Lieutenant Governor, to limitations on contributions  
39 to and from political committees, continuing political committees,  
40 candidate committees, joint candidates committees, political party  
41 committees and legislative leadership committees and to other  
42 amounts, at a percentage which shall be **【the same】** calculated in  
43 the same manner as the percentage of change that the commission  
44 applies to the amounts used for the primary election for the office of  
45 Governor and the general election for the offices of Governor and  
46 Lieutenant Governor **【held in the third year preceding the year in**  
47 which that December 1 occurs**】**, pursuant to section 19 of P.L.1980,

- 1 c.74 (C.19:44A-7.1). Any amount so recommended for adjustment  
2 shall be rounded in the same manner as provided in that section.
- 3 b. The amounts to be recommended for adjustment as provided  
4 under this section shall be:
- 5 (1) the maximum amount of contributions permitted to be made  
6 by an individual, a corporation or labor organization to a candidate,  
7 candidate committee or joint candidates committee, the maximum  
8 amount of contributions permitted to be made by a political  
9 committee or a continuing political committee to a candidate,  
10 candidate committee or joint candidates committee other than the  
11 committee of a candidate for nomination for the office of Governor  
12 or the committee of candidates for election to the offices of  
13 Governor and Lieutenant Governor and the maximum amount of  
14 contributions permitted to be made by one candidate, candidate  
15 committee or joint candidates committee, other than the committee  
16 of a candidate for nomination for the office of Governor or the  
17 committee for election to the offices of Governor and Lieutenant  
18 Governor, to another candidate, candidate committee or joint  
19 candidates committee other than the committee of a candidate for  
20 nomination for the office of Governor or the committee for election  
21 to the offices of Governor and Lieutenant Governor pursuant to  
22 section 18 of P.L.1993, c.65 (C.19:44A-11.3);
- 23 (2) the maximum amount of contributions permitted to be made  
24 by an individual, corporation, labor organization, political  
25 committee, continuing political committee, candidate committee or  
26 joint candidates committee or any other group to any political party  
27 committee or any legislative leadership committee pursuant to  
28 section 19 of P.L.1993, c.65 (C.19:44A-11.4); and
- 29 (3) the maximum amount of contributions permitted to be made  
30 by a candidate, candidate committee or joint candidates committee  
31 to a political committee or a continuing political committee and the  
32 maximum amount of contributions permitted to be made by one  
33 political committee or continuing political committee to another  
34 political committee or continuing political committee pursuant to  
35 section 20 of P.L.1993, c.65 (C.19:44A-11.5).
- 36 c. No later than July 15 of each year [preceding any year in  
37 which a general election is to be held to fill the offices of Governor  
38 and Lieutenant Governor for a four-year term], the commission  
39 shall transmit a copy of its report to each member of the Legislature  
40 and make public its recommended adjustment of limits pursuant to  
41 this section. The Legislature shall have the option of adopting all or  
42 part of the recommended adjustments by the passage of appropriate  
43 legislation.
- 44 d. Notwithstanding the provisions of any other law, rule, or  
45 regulation to the contrary, the adjustment of limits under this  
46 section shall be conducted annually with respect to limits applicable  
47 to candidates and committees for the office of Member of the  
48 General Assembly, and shall be conducted annually in the first two  
49 years of each decade and every two years thereafter with respect to

1 limits applicable to candidates and committees for the office of  
2 Member of the Senate, provided that such limits shall be applicable  
3 for each primary election and each general election separately.  
4 (cf: P.L.2009, c.66, s.10)

5  
6 3. Section 8 of P.L.1973, c.83 (C.19:44A-8) is amended to read  
7 as follows:

8 8. a. (1) Each political committee shall make a **full** <sup>1full</sup>  
9 cumulative <sup>1quarterly</sup> report <sup>1each calendar year</sup>, upon a  
10 form prescribed by the Election Law Enforcement Commission, of  
11 all contributions in the form of moneys, loans, paid personal  
12 services, or other things of value made to it and all expenditures  
13 made, incurred, or authorized by it in furtherance of the nomination,  
14 election, or defeat of any candidate, or in aid of the passage or  
15 defeat of any public question, or to provide political information on  
16 any candidate or public question, during the period ending 48 hours  
17 preceding the date of the report and beginning on the date on which  
18 the first of those contributions was received or the first of those  
19 expenditures was made, whichever occurred first. The cumulative  
20 <sup>1quarterly</sup> report, except as hereinafter provided, shall contain  
21 the name and mailing address of each person or group from whom  
22 moneys, loans, paid personal services or other things of value have  
23 been contributed since 48 hours preceding the date on which the  
24 previous such report was made and the amount contributed by each  
25 person or group, and where the contributor is an individual, the  
26 report shall indicate the occupation of the individual and the name  
27 and mailing address of the individual's employer. In the case of any  
28 loan reported pursuant to this subsection, the report shall contain  
29 the name and mailing address of each person who has cosigned such  
30 loan since 48 hours preceding the date on which the previous such  
31 report was made, and where an individual has cosigned such loans,  
32 the report shall indicate the occupation of the individual and the  
33 name and mailing address of the individual's employer. The  
34 cumulative <sup>1quarterly</sup> report shall also contain the name and  
35 address of each person, firm or organization to whom expenditures  
36 have been paid since 48 hours preceding the date on which the  
37 previous such report was made and the amount and purpose of each  
38 such expenditure. The cumulative <sup>1quarterly</sup> report shall be  
39 filed with the Election Law Enforcement Commission on the dates  
40 designated in section 16 hereof.

41 The campaign treasurer of the political committee reporting shall  
42 certify to the correctness of each report.

43 Each campaign treasurer of a political committee shall file  
44 written notice with the commission of a contribution in excess of  
45 \$500 received during the period between the 13th day prior to the  
46 election and the date of the election, and of an expenditure of  
47 money or other thing of value in excess of \$500 made, incurred or  
48 authorized by the political committee to support or defeat a

1 candidate in an election, or to aid the passage or defeat of any  
2 public question, during the period between the 13th day prior to the  
3 election and the date of the election. The notice of a contribution  
4 shall be filed in writing or by electronic transmission within 48  
5 hours of the receipt of the contribution and shall set forth the  
6 amount and date of the contribution, the name and mailing address  
7 of the contributor, and where the contributor is an individual, the  
8 individual's occupation and the name and mailing address of the  
9 individual's employer. The notice of an expenditure shall be filed  
10 in writing or by electronic transmission within 48 hours of the  
11 making, incurring or authorization of the expenditure and shall set  
12 forth the name and mailing address of the person, firm or  
13 organization to whom or which the expenditure was paid and the  
14 amount and purpose of the expenditure.

15 (2) When a political committee or an individual seeking party  
16 office makes or authorizes an expenditure on behalf of a candidate,  
17 it shall provide immediate written notification to the candidate of  
18 the expenditure.

19 (3) In addition to reporting contributions in the cumulative  
20 '[quarterly]' report as required under this subsection, each  
21 campaign treasurer of a political committee shall file written notice  
22 with the commission of a contribution in excess of \$2,000 within 96  
23 hours of receiving the contribution.

24 b. (1) A group of two or more persons acting jointly, or any  
25 corporation, partnership, or any other incorporated or  
26 unincorporated association including a political club, political  
27 action committee, civic association or other organization, which in  
28 any calendar year contributes or expects to contribute at least  
29 \$2,500.00 to the aid or promotion of the candidacy of an individual,  
30 or of the candidacies of individuals, for elective public office or the  
31 passage or defeat of a public question or public questions and which  
32 expects to make contributions toward such aid or promotion, or  
33 toward such passage or defeat, during a subsequent election shall  
34 certify that fact to the commission, and the commission, upon  
35 receiving that certification and on the basis of any information as it  
36 may require of the group, corporation, partnership, association or  
37 other organization, shall determine whether the group, corporation,  
38 partnership, association or other organization is a continuing  
39 political committee for the purposes of this act. If the commission  
40 determines that the group, corporation, partnership, association or  
41 other organization is a continuing political committee, it shall so  
42 notify that continuing political committee.

43 No person serving as the chairman of a political party committee  
44 or a legislative leadership committee shall be eligible to be  
45 appointed or to serve as the chairman of a continuing political  
46 committee.

47 (2) A continuing political committee shall file with the Election  
48 Law Enforcement Commission, not later than April 15, July 15,  
49 October 15 and January 15 of each calendar year, a cumulative

1 quarterly report of all moneys, loans, paid personal services or other  
2 things of value contributed to it during the period ending on the  
3 15th day preceding that date and commencing on January 1 of that  
4 calendar year or, in the case of the cumulative quarterly report to be  
5 filed not later than January 15, of the previous calendar year, and all  
6 expenditures made, incurred, or authorized by it during the period,  
7 whether or not such expenditures were made, incurred or authorized  
8 in furtherance of the election or defeat of any candidate, or in aid of  
9 the passage or defeat of any public question or to provide  
10 information on any candidate or public question.

11 The cumulative quarterly report shall contain the name and  
12 mailing address of each person or group from whom moneys, loans,  
13 paid personal services or other things of value have been  
14 contributed and the amount contributed by each person or group,  
15 and where an individual has made such contributions, the report  
16 shall indicate the occupation of the individual and the name and  
17 mailing address of the individual's employer. In the case of any  
18 loan reported pursuant to this subsection, the report shall contain  
19 the name and address of each person who cosigns such loan, and  
20 where an individual has cosigned such loans, the report shall  
21 indicate the occupation of the individual and the name and mailing  
22 address of the individual's employer. The report shall also contain  
23 the name and address of each person, firm or organization to whom  
24 expenditures have been paid and the amount and purpose of each  
25 such expenditure. The treasurer of the continuing political  
26 committee reporting shall certify to the correctness of each  
27 cumulative quarterly report.

28 Each continuing political committee shall provide immediate  
29 written notification to each candidate of all expenditures made or  
30 authorized on behalf of the candidate.

31 If any continuing political committee submitting cumulative  
32 quarterly reports as provided under this subsection receives a  
33 contribution from a single source of more than \$500 after the final  
34 day of a quarterly reporting period and on or before a primary,  
35 general, municipal, school or special election which occurs after  
36 that final day but prior to the final day of the next reporting period  
37 it shall, in writing or by electronic transmission, report that  
38 contribution to the commission within 48 hours of the receipt  
39 thereof, including in that report the amount and date of the  
40 contribution; the name and mailing address of the contributor; and  
41 where the contributor is an individual, the individual's occupation  
42 and the name and mailing address of the individual's employer. If  
43 any continuing political committee makes or authorizes an  
44 expenditure of money or other thing of value in excess of \$500, or  
45 incurs any obligation therefor, to support or defeat a candidate in an  
46 election, or to aid the passage or defeat of any public question, after  
47 March 31 and on or before the day of the primary election, or after  
48 September 30 and on or before the day of the general election, it  
49 shall, in writing or by electronic transmission, report that



1 expenditure to the commission within 48 hours of the making,  
2 authorizing or incurring thereof.

3 A continuing political committee which ceases making  
4 contributions toward the aiding or promoting of the candidacy of an  
5 individual, or of the candidacies of individuals, for elective public  
6 office in this State or the passage or defeat of a public question or  
7 public questions in this State shall certify that fact in writing to the  
8 commission, and that certification shall be accompanied by a final  
9 accounting of any fund relating to such aiding or promoting  
10 including the final disposition of any balance in such fund at the  
11 time of dissolution. Until that certification has been filed, the  
12 committee shall continue to file the quarterly reports as provided  
13 under this subsection.

14 (3) In addition to reporting contributions in the cumulative  
15 quarterly report as required under this subsection, each treasurer of  
16 a continuing political committee shall file written notice with the  
17 commission of a contribution in excess of \$2,000 within 96 hours of  
18 receiving the contribution.

19 c. (1) Each political party committee and each legislative  
20 leadership committee shall file with the Election Law Enforcement  
21 Commission, not later than April 15, July 15, October 15 and  
22 January 15 of each calendar year, a cumulative quarterly report of  
23 all moneys, loans, paid personal services or other things of value  
24 contributed to it during the period ending on the 15th day preceding  
25 that date and commencing on January 1 of that calendar year or, in  
26 the case of the cumulative quarterly report to be filed not later than  
27 January 15, of the previous calendar year, and all expenditures  
28 made, incurred, or authorized by it during the period, whether or not  
29 such expenditures were made, incurred or authorized in furtherance  
30 of the election or defeat of any candidate, or in aid of the passage or  
31 defeat of any public question or to provide information on any  
32 candidate or public question.

33 The cumulative quarterly report shall contain the name and  
34 mailing address of each person or group from whom moneys, loans,  
35 paid personal services or other things of value have been  
36 contributed and the amount contributed by each person or group,  
37 and where an individual has made such contributions, the report  
38 shall indicate the occupation of the individual and the name and  
39 mailing address of the individual's employer. In the case of any  
40 loan reported pursuant to this subsection, the report shall contain  
41 the name and address of each person who cosigns such loan, and  
42 where an individual has cosigned such loans, the report shall  
43 indicate the occupation of the individual and the name and mailing  
44 address of the individual's employer. The report shall also contain  
45 the name and address of each person, firm or organization to whom  
46 expenditures have been paid and the amount and purpose of each  
47 such expenditure. The treasurer of the political party committee or  
48 legislative leadership committee reporting shall certify to the  
49 correctness of each cumulative quarterly report.

1       (2) In addition to reporting contributions in the cumulative  
2 quarterly report as required under this subsection, each campaign  
3 treasurer of a political party committee and of a legislative  
4 leadership committee shall file written notice with the commission  
5 of a contribution in excess of \$2,000 within 96 hours of receiving  
6 the contribution.

7       d. (1) Each independent expenditure committee <sup>1</sup>making an  
8 expenditure pertaining to a primary election<sup>1</sup> shall file with the  
9 Election Law Enforcement Commission, <sup>1</sup>[not later than April 15,  
10 July 15, October 15 and January 15 of each calendar year, a  
11 cumulative quarterly report] a cumulative report on the 11th day  
12 preceding the primary election, and after the primary election file a  
13 report on the 20th day following the election<sup>1</sup>, upon a form  
14 prescribed by the Election Law Enforcement Commission, of all  
15 contributions received in excess of ~~[\$10,000]~~ <sup>1</sup>~~[\$1,000]~~ \$7,500<sup>1</sup> in  
16 the form of moneys, loans, paid personal services, or other things of  
17 value made to it, and of all expenditures <sup>1</sup>[in excess of]<sup>1</sup> ~~[\$3,000]~~  
18 <sup>1</sup>~~[\$1,000]~~<sup>1</sup> made, incurred, or authorized by it <sup>1</sup>[in influencing or  
19 attempting to influence the outcome of any election or the  
20 nomination, election, or defeat of any person to State or local  
21 elective public office or the passage or defeat of any public  
22 question, legislation, or regulation, or in providing political  
23 information on any candidate or public question, legislation, or  
24 regulation, during the period ending 48 hours preceding the date of  
25 the report and beginning on the date on which the first of those  
26 contributions was received or the first of those expenditures was  
27 made, whichever occurred first. The quarterly] during the time  
28 period prescribed by the Election Law Enforcement Commission.  
29 Each independent expenditure committee making an expenditure  
30 pertaining to a municipal, runoff, school board, special, or general  
31 election shall file with the Election Law Enforcement Commission  
32 a cumulative report on the 29th day preceding the election, a report  
33 on the 11th day preceding the election, and after the election file a  
34 report on the 20th day following the election, upon a form  
35 prescribed by the Election Law Enforcement Commission, of all  
36 contributions received in excess of \$7,500 in the form of moneys,  
37 loans, paid personal services, or other things of value made to it,  
38 and of all expenditures made, incurred, or authorized by it during  
39 the time period prescribed by the Election Law Enforcement  
40 Commission. The<sup>1</sup> report, except as hereinafter provided, shall  
41 contain the name and mailing address of each person or group from  
42 whom moneys, loans, paid personal services or other things of value  
43 have been contributed since 48 hours preceding the date on which  
44 such previous report was made and the amount contributed by each  
45 person or group in excess of ~~[\$10,000]~~ <sup>1</sup>~~[\$1,000]~~ \$7,500<sup>1</sup>, and  
46 when the contributor is an individual, the report shall indicate the  
47 occupation of the individual and the name and mailing address of  
48 the individual's employer. In the case of any loan reported pursuant

1 to this subsection, the report shall contain the name and mailing  
2 address of each person who has cosigned such loan since 48 hours  
3 preceding the date on which the previous such report was made, and  
4 when an individual has cosigned such loans, the report shall  
5 indicate the occupation of the individual and the name and mailing  
6 address of the individual's employer. The **‘[quarterly]’** report shall  
7 also contain the name and address of each person, firm, or  
8 organization to whom expenditures have been paid since 48 hours  
9 preceding the date on which the previous such report was made and  
10 the amount and purpose of each such expenditure.

11 (2) **‘[An independent expenditure committee shall disclose all**  
12 **expenditures made by it in excess of]’** **[\$3,000]** **‘[\$1,000,**  
13 **including, but not limited to, for electioneering communications,**  
14 **voter registration, get-out-the-vote efforts, polling, and research.**  
15 **The disclosures required by this paragraph shall be reported to the**  
16 **Election Law Enforcement Commission on the same schedule as**  
17 **required for continuing political committees pursuant to this**  
18 **section.]’**

19 The treasurer of the reporting independent expenditure  
20 committee shall certify the correctness of each report and shall  
21 maintain all records of contributions and expenditures for a period  
22 of not less than four years.

23 The **[\$10,000]** **‘[\$1,000]** **\$7,500’** contribution amount **‘[and**  
24 **the]’** **[\$3,000]** **‘[\$1,000** expenditure amount established in this  
25 subsection**]’** shall remain as stated in this subsection without  
26 further adjustment by the commission pursuant to section 22 of  
27 P.L.1993, c.65 (C.19:44A-7.2).

28 e. When a political party committee **‘[.]** **or’** legislative  
29 leadership committee **‘[or independent expenditure committee]’**  
30 receives a contribution from a single source of more than \$500 after  
31 the final day of a quarterly reporting period and on or before a  
32 primary, general, municipal, school, or special election which  
33 occurs after that final day but prior to the final day of the next  
34 reporting period it shall, in writing or by electronic transmission,  
35 report that contribution to the commission within 48 hours of the  
36 receipt thereof, including in that report the amount and date of the  
37 contribution; the name and mailing address of the contributor; and  
38 where the contributor is an individual, the individual's occupation  
39 and the name and mailing address of the individual's employer.  
40 When a political party committee **‘[.]** **or’** legislative leadership  
41 committee **‘[., or an independent expenditure committee]’** makes or  
42 authorizes an expenditure of money or other thing of value in  
43 excess of \$800, or incurs any obligation therefor, to support or  
44 defeat a candidate in an election, or to aid the passage or defeat of  
45 any public question, **‘[or to aid the passage or defeat of legislation**  
46 **or regulation in the case of an independent expenditure**  
47 **committee.]’** after March 31 and on or before the day of the  
48 primary election, or after September 30 and on or before the day of

1 the general election, it shall, in writing or by electronic  
2 transmission, report that expenditure to the commission within 48  
3 hours of the making, authorizing or incurring thereof.

4 f. In any report filed pursuant to the provisions of this section  
5 the organization or committee reporting may exclude from the  
6 report the name of and other information relating to any contributor  
7 whose contributions during the period covered by the report did not  
8 exceed \$300, provided, however, that (1) such exclusion is unlawful  
9 if any person responsible for the preparation or filing of the report  
10 knew that it was made with respect to any person whose  
11 contributions relating to the same election or issue and made to the  
12 reporting organization or committee aggregate, in combination with  
13 the contribution in respect of which such exclusion is made, more  
14 than \$300 and (2) any person who knowingly prepares, assists in  
15 preparing, files or acquiesces in the filing of any report from which  
16 the identification of a contributor has been excluded contrary to the  
17 provisions of this section is subject to the provisions of section 21  
18 of P.L.1973, c.83 (C.19:44A-21), but (3) nothing in this proviso  
19 shall be construed as requiring any committee or organization  
20 reporting pursuant to this act to report the amounts, dates or other  
21 circumstantial data regarding contributions made to any other  
22 organization or political committee, political party committee or  
23 campaign organization of a candidate.

24 g. Any report filed pursuant to the provisions of this section  
25 shall include an itemized accounting of all receipts and  
26 expenditures relative to any testimonial affairs held since the date  
27 of the most recent report filed, which accounting shall include the  
28 name and mailing address of each contributor in excess of \$300 to  
29 such testimonial affair and the amount contributed by each; in the  
30 case of an individual contributor, the occupation of the individual  
31 and the name and mailing address of the individual's employer; the  
32 expenses incurred; and the disposition of the proceeds of such  
33 testimonial affair.

34 The \$300 limit established in this subsection shall remain as  
35 stated in this subsection without further adjustment by the  
36 commission in the manner prescribed by section 22 of P.L.1993,  
37 c.65 (C.19:44A-7.2).

38 (cf: P.L.2019, c.124, s.2)

39

40 4. Section 18 of P.L.1993, c.65 (C.19:44A-11.3) is amended to  
41 read as follows:

42 18. a. No individual, other than an individual who is a  
43 candidate, no corporation of any kind organized and incorporated  
44 under the laws of this State or any other state or any country other  
45 than the United States, no labor organization of any kind which  
46 exists or is constituted for the purpose, in whole or in part, of  
47 collective bargaining, or of dealing with employers concerning the  
48 grievances, terms or conditions of employment, or of other mutual  
49 aid or protection in connection with employment, or any group

1 shall: (1) pay or make any contribution of money or other thing of  
2 value to a candidate who has established only a candidate  
3 committee, his campaign treasurer, deputy campaign treasurer or  
4 candidate committee which in the aggregate exceeds ~~【\$2,600】~~  
5 \$5,200 per election, or (2) pay or make any contribution of money  
6 or other thing of value to candidates who have established only a  
7 joint candidates committee, their campaign treasurer, deputy  
8 campaign treasurer, or joint candidates committee, which in the  
9 aggregate exceeds ~~【\$2,600】~~ \$5,200 per election per candidate, or  
10 (3) pay or make any contribution of money or other thing of value  
11 to a candidate who has established both a candidate committee and  
12 a joint candidates committee, the campaign treasurers, deputy  
13 campaign treasurers, or candidate committee or joint candidates  
14 committee, which in the aggregate exceeds ~~【\$2,600】~~ \$5,200 per  
15 election. No candidate who has established only a candidate  
16 committee, his campaign treasurer, deputy campaign treasurer or  
17 candidate committee shall knowingly accept from an individual,  
18 other than an individual who is a candidate, a corporation of any  
19 kind organized and incorporated under the laws of this State or any  
20 other state or any country other than the United States, a labor  
21 organization of any kind which exists or is constituted for the  
22 purpose, in whole or in part, of collective bargaining, or of dealing  
23 with employers concerning the grievances, terms or conditions of  
24 employment, or of other mutual aid or protection in connection with  
25 employment, or any group any contribution of money or other thing  
26 of value which in the aggregate exceeds ~~【\$2,600】~~ \$5,200 per  
27 election, and no candidates who have established only a joint  
28 candidates committee, or their campaign treasurer, deputy campaign  
29 treasurer, or joint candidates committee, shall knowingly accept  
30 from any such source any contribution of money or other thing of  
31 value which in the aggregate exceeds ~~【\$2,600】~~ \$5,200 per election  
32 per candidate, and no candidate who has established both a  
33 candidate committee and a joint candidates committee, the  
34 campaign treasurers, deputy campaign treasurers, or candidate  
35 committee or joint candidates committee shall knowingly accept  
36 from any such source any contribution of money or other thing of  
37 value which in the aggregate exceeds ~~【\$2,600】~~ \$5,200 per election.

38 b. (1) No political committee or continuing political committee  
39 shall: (a) pay or make any contribution of money or other thing of  
40 value to a candidate who has established only a candidate  
41 committee, his campaign treasurer, deputy campaign treasurer or  
42 candidate committee, other than a candidate for nomination for  
43 election for the office of Governor or candidates for election for the  
44 offices of Governor and Lieutenant Governor, which in the  
45 aggregate exceeds ~~【\$8,200】~~ \$16,400 per election, or (b) pay or  
46 make any contribution of money or other thing of value to  
47 candidates who have established only a joint candidates committee,  
48 their campaign treasurer or deputy campaign treasurer, or the joint

1 candidates committee, which in the aggregate exceeds **[\$8,200]**  
2 \$16,400 per election per candidate, or (c) pay or make any  
3 contribution of money or other thing of value to a candidate who  
4 has established both a candidate committee and a joint candidates  
5 committee, the campaign treasurers, deputy campaign treasurers, or  
6 candidate committee or joint candidates committee, which in the  
7 aggregate exceeds **[\$8,200]** \$16,400 per election. No candidate  
8 who has established only a candidate committee, his campaign  
9 treasurer, deputy campaign treasurer or candidate committee, other  
10 than a candidate for nomination for election for the office of  
11 Governor or candidates for election for the offices of Governor and  
12 Lieutenant Governor, shall knowingly accept from any political  
13 committee or continuing political committee any contribution of  
14 money or other thing of value which in the aggregate exceeds  
15 **[\$8,200]** \$16,400 per election, and no candidates who have  
16 established only a joint candidates committee, their campaign  
17 treasurer, deputy campaign treasurer, or joint candidates committee,  
18 shall knowingly accept from any such source any contribution of  
19 money or other thing of value which in the aggregate exceeds  
20 **[\$8,200]** \$16,400 per election per candidate, and no candidate who  
21 has established both a candidate committee and a joint candidates  
22 committee, the campaign treasurers, deputy campaign treasurers, or  
23 candidate committee or joint candidates committee shall knowingly  
24 accept from any such source any contribution of money or other  
25 thing of value which in the aggregate exceeds **[\$8,200]** \$16,400 per  
26 election.

27 (2) The limitation upon the knowing acceptance by a candidate,  
28 campaign treasurer, deputy campaign treasurer, candidate  
29 committee or joint candidates committee of any contribution of  
30 money or other thing of value from a political committee or  
31 continuing political committee under the provisions of paragraph  
32 (1) of this subsection shall also be applicable to the knowing  
33 acceptance of any such contribution from the county committee of a  
34 political party by a candidate or the campaign treasurer, deputy  
35 campaign treasurer, candidate committee or joint candidates  
36 committee of a candidate for any elective public office in another  
37 county or, in the case of a candidate for nomination for election or  
38 for election to the office of member of the Legislature, in a  
39 legislative district in which, according to the federal decennial  
40 census upon the basis of which legislative districts shall have been  
41 established, less than 20% of the population resides within the  
42 county of that county committee. In addition, all contributor  
43 reporting requirements and other restrictions and regulations  
44 applicable to a contribution of money or other thing of value by a  
45 political committee or continuing political committee under the  
46 provisions of P.L.1973, c.83 (C.19:44A-1 et al.) shall likewise be  
47 applicable to the making or payment of such a contribution by such  
48 a county committee.

1 The limitation upon the knowing acceptance by a candidate,  
2 campaign treasurer, deputy campaign treasurer, candidate  
3 committee or joint candidates committee of any contribution of  
4 money or other thing of value from a political committee or  
5 continuing political committee under the provisions of paragraph  
6 (1) of this subsection, except that the amount of any contribution of  
7 money or other thing of value shall be in an amount which in the  
8 aggregate does not exceed ~~【\$25,000】~~ \$50,000, shall also be  
9 applicable to the knowing acceptance of any such contribution from  
10 the county committee of a political party by a candidate, or the  
11 campaign treasurer, deputy campaign treasurer, candidate  
12 committee or joint candidates committee of a candidate, for  
13 nomination for election or for election to the office of member of  
14 the Legislature in a legislative district in which, according to the  
15 federal decennial census upon the basis of which legislative districts  
16 shall have been established, at least 20% but less than 40% of the  
17 population resides within the county of that county committee. In  
18 addition, all contributor reporting requirements and other  
19 restrictions and regulations applicable to a contribution of money or  
20 other thing of value by a political committee or continuing political  
21 committee under the provisions of P.L.1973, c.83 (C.19:44A-1 et  
22 al.) shall likewise be applicable to the making or payment of such a  
23 contribution by such a county committee.

24 With respect to the limitations in this paragraph, the Legislature  
25 finds and declares that:

26 (a) Persons making contributions to the county committee of a  
27 political party have a right to expect that their money will be used,  
28 for the most part, to support candidates for elective office who will  
29 most directly represent the interest of that county;

30 (b) The practice of allowing a county committee to use funds  
31 raised with this expectation to make unlimited contributions to  
32 candidates for the Legislature who may have a limited, or even  
33 nonexistent, connection with that county serves to undermine public  
34 confidence in the integrity of the electoral process;

35 (c) Furthermore, the risk of actual or perceived corruption is  
36 raised by the potential for contributors to circumvent limits on  
37 contributions to candidates by funneling money to candidates  
38 through county committees;

39 (d) The State has a compelling interest in preventing the  
40 actuality or appearance of corruption and in protecting public  
41 confidence in democratic institutions by limiting amounts which a  
42 county committee may contribute to legislative candidates whose  
43 districts are not located in close proximity to that county; and

44 (e) It is, therefore, reasonable for the State to promote this  
45 compelling interest by limiting the amount a county committee may  
46 give to a legislative candidate based upon the degree to which the  
47 population of the legislative district overlaps with the population of  
48 that county.

1 c. (1) No candidate who has established only a candidate  
2 committee, his campaign treasurer, deputy treasurer or candidate  
3 committee shall (a) pay or make any contribution of money or other  
4 thing of value to another candidate who has established only a  
5 candidate committee, his campaign treasurer, deputy campaign  
6 treasurer or candidate committee, other than a candidate for  
7 nomination for election for the office of Governor or candidates for  
8 election for the offices of Governor and Lieutenant Governor,  
9 which in the aggregate exceeds ~~【\$8,200】~~ \$16,400 per election, or  
10 (b) pay or make any contribution of money or other thing of value  
11 to candidates who have established only a joint candidates  
12 committee, their campaign treasurer, deputy campaign treasurer, or  
13 joint candidates committee, which in the aggregate exceeds  
14 ~~【\$8,200】~~ \$16,400 per election per candidate in the recipient  
15 committee, or (c) pay or make any contribution of money or other  
16 thing of value to a candidate who has established both a candidate  
17 committee and a joint candidates committee, the campaign  
18 treasurers, deputy campaign treasurers, or candidate committee or  
19 joint candidates committee, which in the aggregate exceeds  
20 ~~【\$8,200】~~ \$16,400 per election. No candidate who has established  
21 only a candidate committee, his campaign treasurer, deputy  
22 campaign treasurer or candidate committee, other than a candidate  
23 for nomination for election for the office of Governor or candidates  
24 for election to the offices of the Governor and Lieutenant Governor,  
25 shall knowingly accept from another candidate who has established  
26 only a candidate committee, his campaign treasurer, deputy  
27 campaign treasurer or candidate committee, any contribution of  
28 money or other thing of value which in the aggregate exceeds  
29 ~~【\$8,200】~~ \$16,400 per election, and no candidates who have  
30 established only a joint candidates committee, their campaign  
31 treasurer, deputy campaign treasurer, or joint candidates committee,  
32 shall knowingly accept from any such source any contribution of  
33 money or other thing of value which in the aggregate exceeds  
34 ~~【\$8,200】~~ \$16,400 per election per candidate in the recipient  
35 committee, and no candidate who has established both a candidate  
36 committee and a joint candidates committee, the campaign  
37 treasurers, deputy campaign treasurers, or candidate committee or  
38 joint candidates committee, shall knowingly accept from any such  
39 source any contribution of money or other thing of value which in  
40 the aggregate exceeds ~~【\$8,200】~~ \$16,400 per election.

41 (2) No candidates who have established only a joint candidates  
42 committee, their campaign treasurer, deputy campaign treasurer, or  
43 joint candidates committee shall (a) pay or make any contribution  
44 of money or other thing of value to another candidate who has  
45 established only a candidate committee, his campaign treasurer,  
46 deputy campaign treasurer or candidate committee, other than a  
47 candidate for nomination for election for the office of Governor or  
48 candidates for election for the offices of Governor and Lieutenant



1 Governor, which in the aggregate exceeds, on the basis of each  
2 candidate in the contributing joint candidates committee, ~~[\$8,200]~~  
3 \$16,400 per election, or (b) pay or make any contribution of money  
4 or other thing of value to candidates who have established only a  
5 joint candidates committee, their campaign treasurer, deputy  
6 campaign treasurer or joint candidates committee, which in the  
7 aggregate exceeds, on the basis of each candidate in the  
8 contributing joint candidates committee, ~~[\$8,200]~~ \$16,400 per  
9 election per candidate in the recipient joint candidates committee,  
10 or (c) pay or make any contribution of money or other thing of  
11 value to a candidate who has established both a candidate  
12 committee and a joint candidates committee, the campaign  
13 treasurers, deputy campaign treasurers or candidate committee or  
14 joint candidates committee, which in the aggregate exceeds, on the  
15 basis of each candidate in the contributing joint candidates  
16 committee, ~~[\$8,200]~~ \$16,400 per election. No candidate who has  
17 established only a candidate committee, his campaign treasurer,  
18 deputy campaign treasurer, or candidate committee, other than a  
19 candidate for nomination for election for the office of Governor or  
20 candidates for election for the offices of Governor and Lieutenant  
21 Governor, shall knowingly accept from other candidates who have  
22 established only a joint candidates committee, their campaign  
23 treasurer, deputy campaign treasurer or joint candidates committee,  
24 any contribution of money or other thing of value which in the  
25 aggregate exceeds, on the basis of each candidate in the  
26 contributing committee, ~~[\$8,200]~~ \$16,400 per election, and no  
27 candidates who have established only a joint candidates committee,  
28 their campaign treasurer, deputy campaign treasurer, or joint  
29 candidates committee, shall knowingly accept from any such source  
30 any contribution of money or other thing of value which in the  
31 aggregate exceeds, on the basis of each candidate in the  
32 contributing joint candidates committee, ~~[\$8,200]~~ \$16,400 per  
33 election per candidate in the recipient joint candidates committee,  
34 and no candidate who has established both a candidate committee  
35 and a joint candidates committee, the campaign treasurers, deputy  
36 campaign treasurers, or candidate committee or joint candidates  
37 committee, shall knowingly accept from any such source any  
38 contribution of money or other thing of value which in the  
39 aggregate exceeds, on the basis of each candidate in the  
40 contributing joint candidates committee, ~~[\$8,200]~~ \$16,400 per  
41 election.

42 (3) No candidate who has established both a candidate  
43 committee and a joint candidates committee, the campaign  
44 treasurers, deputy campaign treasurers, or candidate committee or  
45 joint candidates committee shall (a) pay or make any contribution  
46 of money or other thing of value to another candidate who has  
47 established only a candidate committee, his campaign treasurer,  
48 deputy campaign treasurer or candidate committee, other than a

1 candidate for nomination for election for the office of Governor or  
2 candidates for election for the offices of Governor and Lieutenant  
3 Governor, which in the aggregate exceeds **[\$8,200]** \$16,400 per  
4 election, or (b) pay or make any contribution of money or other  
5 thing of value to candidates who have established only a joint  
6 candidates committee, their campaign treasurer, deputy campaign  
7 treasurer or joint candidates committee, which in the aggregate  
8 exceeds **[\$8,200]** \$16,400 per election per candidate in the  
9 recipient joint candidates committee, or (c) pay or make any  
10 contribution of money or other thing of value to a candidate who  
11 has established both a candidate committee and a joint candidates  
12 committee, the campaign treasurers, deputy campaign treasurers, or  
13 candidate committee or joint candidates committee, which in the  
14 aggregate exceeds **[\$8,200]** \$16,400 per election. No candidate  
15 who has established only a candidate committee, his campaign  
16 treasurer, deputy campaign treasurer, or candidate committee, other  
17 than a candidate for nomination for election for the office of  
18 Governor or candidates for election for the offices of Governor and  
19 Lieutenant Governor, shall knowingly accept from a candidate who  
20 has established both a candidate committee and a joint candidates  
21 committee, the campaign treasurers, deputy campaign treasurers, or  
22 candidate committee or joint candidates committee, any  
23 contribution of money or other thing of value which in the  
24 aggregate exceeds **[\$8,200]** \$16,400 per election, and no  
25 candidates who have established only a joint candidates committee,  
26 their campaign treasurer, deputy campaign treasurer, or joint  
27 candidates committee, shall knowingly accept from any such source  
28 any contribution of money or other thing of value which in the  
29 aggregate exceeds **[\$8,200]** \$16,400 per election per candidate in  
30 the recipient joint candidates committee, and no candidate who has  
31 established both a candidate committee and a joint candidates  
32 committee, the campaign treasurers, deputy campaign treasurers, or  
33 candidate committee or joint candidates committee shall knowingly  
34 accept from any such source any contribution of money or other  
35 thing of value which in the aggregate exceeds **[\$8,200]** \$16,400 per  
36 election.

37 (4) Expenditures by a candidate for nomination for election or  
38 for election to the office of member of the Legislature or to an  
39 office of a political subdivision of the State, or by the campaign  
40 treasurer, deputy treasurer, candidate committee or joint candidates  
41 committee of such a candidate, which are made in furtherance of the  
42 nomination or election, respectively, of another candidate for the  
43 same office in the same legislative district or the same political  
44 subdivision shall not be construed to be subject to any limitation  
45 under this subsection; for the purposes of this sentence, the offices  
46 of member of the State Senate and member of the General  
47 Assembly shall be deemed to be the same office.

1 d. Nothing contained in this section shall be construed to  
2 impose any limitation on contributions by a candidate, or by a  
3 corporation, 100% of the stock in which is owned by a candidate or  
4 the candidate's spouse, child, parent or sibling residing in the same  
5 household, to that candidate's campaign.

6 e. For the purpose of determining the amount of a contribution  
7 to be attributed as given to or by each candidate in a joint  
8 candidates committee, the amount of the contribution to or by such  
9 a committee shall be divided equally among all the candidates in the  
10 committee.

11 (cf: P.L.2009, c.66, s.12)

12  
13 5. Section 19 of P.L.1993, c.65 (C.19:44A-11.4) is amended to  
14 read as follows:

15 19. a. (1) Except as otherwise provided in paragraph (2) of this  
16 subsection, no individual, no corporation of any kind organized and  
17 incorporated under the laws of this State or any other state or any  
18 country other than the United States, no labor organization of any  
19 kind which exists or is constituted for the purpose, in whole or in  
20 part, of collective bargaining, or of dealing with employers  
21 concerning the grievances, terms or conditions of employment, or  
22 of other mutual aid or protection in connection with employment,  
23 no political committee, continuing political committee, candidate  
24 committee or joint candidates committee or any other group, shall  
25 pay or make any contribution of money or other thing of value to  
26 the campaign treasurer, deputy treasurer or other representative of  
27 the State committee of a political party or the campaign treasurer,  
28 deputy campaign treasurer or other representative of any legislative  
29 leadership committee, which in the aggregate exceeds **【\$25,000】**  
30 \$50,000 per year, or in the case of a joint candidates committee  
31 when that is the only committee established by the candidates,  
32 **【\$25,000】** \$50,000 per year per candidate in the joint candidates  
33 committee, or in the case of a candidate committee and a joint  
34 candidates committee when both are established by a candidate,  
35 **【\$25,000】** \$50,000 per year from that candidate. No campaign  
36 treasurer, deputy campaign treasurer or other representative of the  
37 State committee of a political party or campaign treasurer, deputy  
38 campaign treasurer or other representative of any legislative  
39 leadership committee shall knowingly accept from an individual, a  
40 corporation of any kind organized and incorporated under the laws  
41 of this State or any other state or any country other than the United  
42 States, a labor organization of any kind which exists or is  
43 constituted for the purpose, in whole or in part, of collective  
44 bargaining, or of dealing with employers concerning the grievances,  
45 terms or conditions of employment, or of other mutual aid or  
46 protection in connection with employment, a political committee, a  
47 continuing political committee, a candidate committee or a joint  
48 candidates committee or any other group, any contribution of  
49 money or other thing of value which in the aggregate exceeds

1 ~~【\$25,000】~~ \$50,000 per year, or in the case of a joint candidates  
2 committee when that is the only committee established by the  
3 candidates, ~~【\$25,000】~~ \$50,000 per year per candidate in the joint  
4 candidates committee, or in the case of a candidate committee and a  
5 joint candidates committee when both are established by a  
6 candidate, ~~【\$25,000】~~ \$50,000 per year from that candidate.

7 (2) No national committee of a political party shall pay or make  
8 any contribution of money or other thing of value to the campaign  
9 treasurer, deputy treasurer or other representative of the State  
10 committee of a political party which in the aggregate exceeds  
11 ~~【\$72,000】~~ \$144,000 per year, and no campaign treasurer, deputy  
12 campaign treasurer or other representative of the State committee of  
13 a political party shall knowingly accept from the national committee  
14 of a political party any contribution of money or other thing of  
15 value which in the aggregate exceeds ~~【\$72,000】~~ \$144,000 per year.

16 b. No individual, no corporation of any kind organized and  
17 incorporated under the laws of this State or any other state or any  
18 country other than the United States, no labor organization of any  
19 kind which exists or is constituted for the purpose, in whole or in  
20 part, of collective bargaining, or of dealing with employers  
21 concerning the grievances, terms or conditions of employment, or  
22 of other mutual aid or protection in connection with employment,  
23 no political committee, continuing political committee, candidate  
24 committee or joint candidates committee or any other group, shall  
25 pay or make any contribution of money or other thing of value to  
26 any county committee of a political party, which in the aggregate  
27 exceeds ~~【\$37,000】~~ \$74,000 per year, or in the case of a joint  
28 candidates committee when that is the only committee established  
29 by the candidates, ~~【\$37,000】~~ \$74,000 per year per candidate in the  
30 joint candidates committee, or in the case of a candidate committee  
31 and a joint candidates committee when both are established by a  
32 candidate, ~~【\$37,000】~~ \$74,000 per year from that candidate. No  
33 campaign treasurer, deputy campaign treasurer or other  
34 representative of a county committee of a political party shall  
35 knowingly accept from an individual, a corporation of any kind  
36 organized and incorporated under the laws of this State or any other  
37 state or any country other than the United States, a labor  
38 organization of any kind which exists or is constituted for the  
39 purpose, in whole or in part, of collective bargaining, or of dealing  
40 with employers concerning the grievances, terms or conditions of  
41 employment, or of other mutual aid or protection in connection with  
42 employment, a political committee, a continuing political  
43 committee, a candidate committee or a joint candidates committee  
44 or any other group, any contribution of money or other thing of  
45 value which in the aggregate exceeds ~~【\$37,000】~~ \$74,000 per year,  
46 or in the case of a joint candidates committee when that is the only  
47 committee established by the candidates, ~~【\$37,000】~~ \$74,000 per  
48 year per candidate in the joint candidates committee, or in the case

1 of a candidate committee and a joint candidates committee when  
2 both are established by a candidate, ~~【\$37,000】~~ \$74,000 per year  
3 from that candidate.

4 c. No individual, no corporation of any kind organized and  
5 incorporated under the laws of this State or any other state or any  
6 country other than the United States, no labor organization of any  
7 kind which exists or is constituted for the purpose, in whole or in  
8 part, of collective bargaining, or of dealing with employers  
9 concerning the grievances, terms or conditions of employment, or  
10 of other mutual aid or protection in connection with employment,  
11 no political committee, continuing political committee, candidate  
12 committee or joint candidates committee or any other group shall  
13 pay or make any contribution of money or other thing of value to  
14 any municipal committee of a political party, which in the aggregate  
15 exceeds ~~【\$7,200】~~ \$14,400 per year, or in the case of a joint  
16 candidates committee when that is the only committee established  
17 by the candidates, ~~【\$7,200】~~ \$14,400 per year per candidate in the  
18 joint candidates committee, or in the case of a candidate committee  
19 and a joint candidates committee when both are established by a  
20 candidate, ~~【\$7,200】~~ \$14,400 per year from that candidate. No  
21 campaign treasurer, deputy campaign treasurer or other  
22 representative of a municipal committee of a political party shall  
23 knowingly accept from an individual, a corporation of any kind  
24 organized and incorporated under the laws of this State or any other  
25 state or any country other than the United States, a labor  
26 organization of any kind which exists or is constituted for the  
27 purpose, in whole or in part, of collective bargaining, or of dealing  
28 with employers concerning the grievances, terms or conditions of  
29 employment, or of other mutual aid or protection in connection with  
30 employment, a political committee, a continuing political  
31 committee, a candidate committee or a joint candidates committee  
32 or any other group, any contribution of money or other thing of  
33 value which in the aggregate exceeds ~~【\$7,200】~~ \$14,400 per year, or  
34 in the case of a joint candidates committee when that is the only  
35 committee established by the candidates, ~~【\$7,200】~~ \$14,400 per year  
36 per candidate in the joint candidates committee, or in the case of a  
37 candidate committee and a joint candidates committee when both  
38 are established by a candidate, ~~【\$7,200】~~ \$14,400 per year from that  
39 candidate.

40 No county committee of a political party in any county shall pay  
41 or make any contribution of money or other thing of value to a  
42 municipal committee of a political party in a municipality not  
43 located in that county which in the aggregate exceeds the amount of  
44 aggregate contributions which, under this subsection, a continuing  
45 political committee is permitted to pay or make to a municipal  
46 committee of a political party. No campaign treasurer, deputy  
47 campaign treasurer or other representative of a municipal committee  
48 of a political party in any municipality shall knowingly accept from

1 any county committee of a political party in any county other than  
2 the county in which the municipality is located any contribution of  
3 money or other thing of value which in the aggregate exceeds the  
4 amount of contributions permitted to be so paid or made under that  
5 subsection.

6 d. For the purpose of determining the amount of a contribution  
7 to be attributed as given by each candidate in a joint candidates  
8 committee, the amount of the contribution by such a committee  
9 shall be divided equally among all the candidates in the committee.  
10 (cf: P.L.2004, c.174, s.4)

11

12 6. Section 20 of P.L.1993, c.65 (C.19:44A-11.5) is amended to  
13 read as follows:

14 20. a. No candidate who has established only a candidate  
15 committee, his campaign treasurer, deputy treasurer or candidate  
16 committee shall pay or make any contribution of money or other  
17 thing of value to a political committee, other than a political  
18 committee which is organized to, or does, aid or promote the  
19 passage or defeat of a public question in any election, or a  
20 continuing political committee, which in the aggregate exceeds, in  
21 the case of such a political committee, **[\$7,200]** \$14,400 per  
22 election, or in the case of a continuing political committee,  
23 **[\$7,200]** \$14,400 per year, and no candidates who have established  
24 only a joint candidates committee, their campaign treasurer, deputy  
25 campaign treasurer or joint candidates committee shall pay or make  
26 any contribution of money or other thing of value to such a political  
27 committee or continuing political committee which in the aggregate  
28 exceeds, in the case of such a political committee, **[\$7,200]**  
29 \$14,400 per election per candidate in the joint candidates  
30 committee, or in the case of a continuing political committee,  
31 **[\$7,200]** \$14,400 per year per candidate in the joint candidates  
32 committee, and no candidate who has established both a candidate  
33 committee and a joint candidates committee shall pay or make any  
34 contribution of money or other thing of value which in the  
35 aggregate exceeds, in the case of such a political committee,  
36 **[\$7,200]** \$14,400 per election from that candidate, or in the case of  
37 a continuing political committee, **[\$7,200]** \$14,400 per year from  
38 that candidate. No political committee, other than a political  
39 committee which is organized to, or does, aid or promote the  
40 passage or defeat of a public question in any election, or a  
41 continuing political committee, shall knowingly accept from a  
42 candidate who has established only a candidate committee, his  
43 campaign treasurer, deputy treasurer or candidate committee, any  
44 contribution of money or other thing of value which in the  
45 aggregate exceeds, in the case of such a political committee,  
46 **[\$7,200]** \$14,400 per election, or in the case of a continuing  
47 political committee, **[\$7,200]** \$14,400 per year, and no such  
48 political committee or continuing political committee shall

1 knowingly accept from candidates who have established only a joint  
2 candidates committee, their campaign treasurer, deputy campaign  
3 treasurer, or joint candidates committee, any contribution of money  
4 or other thing of value which in the aggregate exceeds, in the case  
5 of such a political committee, **[\$7,200]** \$14,400 per election per  
6 candidate in the joint candidates committee, or in the case of a  
7 continuing political committee, **[\$7,200]** \$14,400 per year per  
8 candidate in the joint candidates committee, and no such political  
9 committee or continuing political committee shall knowingly accept  
10 from a candidate who has established both a candidate committee  
11 and a joint candidates committee any contribution of money or  
12 other thing of value which in the aggregate exceeds, in the case of  
13 such a political committee, **[\$7,200]** \$14,400 per election from that  
14 candidate, or in the case of a continuing political committee,  
15 **[\$7,200]** \$14,400 per year from that candidate. For the purpose of  
16 determining the amount of a contribution to be attributed as given  
17 by each candidate in a joint candidates committee, the amount of  
18 the contribution by such a committee shall be divided equally  
19 among all the candidates in the committee.

20 b. No political committee, other than a political committee  
21 which is organized to, or does, aid or promote the passage or defeat  
22 of a public question in any election, and no continuing political  
23 committee shall pay or make any contribution of money or other  
24 thing of value to another political committee, other than a political  
25 committee which is organized to, or does, aid or promote the  
26 passage or defeat of a public question in any election, or another  
27 continuing political committee which in the aggregate exceeds, in  
28 the case of a recipient continuing political committee, **[\$7,200]**  
29 \$14,400 per year, or in the case of a recipient political committee,  
30 **[\$7,200]** \$14,400 per election. No political committee, other than  
31 a political committee which is organized to, or does, aid or promote  
32 the passage or defeat of a public question in any election, and no  
33 continuing political committee shall knowingly accept from another  
34 political committee, other than a political committee which is  
35 organized to, or does, aid or promote the passage or defeat of a  
36 public question in any election, or another continuing political  
37 committee any contribution of money or other thing of value which  
38 in the aggregate exceeds, in the case of a recipient continuing  
39 political committee, **[\$7,200]** \$14,400 per year, or in the case of a  
40 recipient political committee, **[\$7,200]** \$14,400 per election.

41 c. No individual, no corporation of any kind organized and  
42 incorporated under the laws of this State or any other state or any  
43 country other than the United States, no labor organization of any  
44 kind which exists or is constituted for the purpose, in whole or in  
45 part, of collective bargaining, or of dealing with employees  
46 concerning the grievances, terms or conditions of employment, or  
47 of other mutual aid or protection in connection with employment,  
48 nor any other group, shall pay or make any contribution of money

1 or other thing of value to a political committee, other than a  
2 political committee which is organized to, or does, aid or promote  
3 the passage or defeat of a public question in any election, or a  
4 continuing political committee, which in the aggregate exceeds, in  
5 the case of such a political committee, ~~[\$7,200]~~ \$14,400 per  
6 election, or in the case of a continuing political committee,  
7 ~~[\$7,200]~~ \$14,400 per year, and no such political committee or  
8 continuing political committee shall knowingly accept any  
9 contribution in excess of those amounts from an individual or from  
10 such corporation, labor organization, or other group.

11 (cf: P.L.2001, c.384, s.3)

12

13 7. Section 16 of P.L.1973, c.83 (C.19:44A-16) is amended to  
14 read as follows:

15 16. a. The campaign treasurer of each candidate committee and  
16 joint candidates committee shall make a ~~full~~ cumulative quarterly  
17 report, upon a form prescribed by the Election Law Enforcement  
18 Commission, of all contributions in the form of moneys, loans, paid  
19 personal services or other things of value, made to him or to the  
20 deputy campaign treasurers of the candidate committee or joint  
21 candidates committee, and all expenditures paid out of the election  
22 fund of the candidate or candidates, during the period ending with  
23 the second day preceding the date of the cumulative quarterly report  
24 and beginning on the date of the first of those contributions, the  
25 date of the first of those expenditures, or the date of the  
26 appointment of the campaign treasurer, whichever occurred first.  
27 The report shall also contain the name and mailing address of each  
28 person or group from whom moneys, loans, paid personal services  
29 or other things of value were contributed after the second day  
30 preceding the date of the previous cumulative quarterly report and  
31 the amount contributed by each person or group, and where an  
32 individual has made such contributions, the report shall indicate the  
33 occupation of the individual and the name and mailing address of  
34 the individual's employer. In the case of any loan reported pursuant  
35 to this section, the report shall further contain the name and mailing  
36 address of each person who cosigns such loan, the occupation of the  
37 person and the name and mailing address of the person's employer.  
38 If no moneys, loans, paid personal services or other things of value  
39 were contributed, the report shall so indicate, and if no expenditures  
40 were paid or incurred, the report shall likewise so indicate. The  
41 campaign treasurer and the candidate or several candidates shall  
42 certify the correctness of the report.

43 b. During the period between the appointment of the campaign  
44 treasurer and the election with respect to which contributions are  
45 accepted or expenditures made by him, the campaign treasurer shall  
46 file his cumulative campaign quarterly report (1) on the 29th day  
47 preceding the election, and (2) on the 11th day preceding the  
48 election; and after the election he shall file his report on the 20th  
49 day following such election. Concurrent with the report filed on the



1 20th day following an election, or at any time thereafter, the  
2 campaign treasurer of a candidate committee or joint candidates  
3 committee may certify to the Election Law Enforcement  
4 Commission that the election fund of such candidate committee or  
5 joint candidates committee has wound up its business and been  
6 dissolved, or that business regarding the late election has been  
7 wound up but the candidate committee or joint candidates  
8 committee will continue for the deposit and use of contributions in  
9 accordance with section 17 of P.L.1993, c.65 (C.19:44A-11.2).  
10 Certification shall be accompanied by a final accounting of such  
11 election fund, or of the transactions relating to such election,  
12 including the final disposition of any balance remaining in such  
13 fund at the time of dissolution or the arrangements which have been  
14 made for the discharge of any obligations remaining unpaid at the  
15 time of dissolution. Until the candidate committee or joint  
16 candidates committee is dissolved, each such treasurer shall  
17 continue to file reports in the form and manner herein prescribed.

18 The Election Law Enforcement Commission shall promulgate  
19 regulations providing for the termination of post-election campaign  
20 reporting requirements applicable to political committees, candidate  
21 committees and joint candidates committees. The requirements to  
22 file quarterly reports after the first post-election report may be  
23 waived by the commission, notwithstanding that the certification  
24 has not been filed, if the commission determines under any  
25 regulations so promulgated that the outstanding obligations of the  
26 political committee, candidate committee or joint candidates  
27 committee do not exceed 10% of the expenditures of the campaign  
28 fund with respect to the election or \$1,000.00, whichever is less, or  
29 are likely to be discharged or forgiven.

30 A candidate committee or joint candidates committee shall file  
31 with the Election Law Enforcement Commission, not later than  
32 April 15, July 15, October 15 of each calendar year in which the  
33 candidate or candidates in control of the committee does or do not  
34 run for election or reelection and January 15 of each calendar year  
35 in which the candidate or candidates does or do run for election or  
36 reelection, a cumulative quarterly report of all moneys, loans, paid  
37 personal services or other things of value contributed to it or to the  
38 candidate or candidates during the period ending on the 15th day  
39 preceding that date and commencing on January 1 of that calendar  
40 year or, in the case of the cumulative quarterly report to be filed not  
41 later than January 15, of the previous calendar year, and all  
42 expenditures made, incurred, or authorized by it or the candidate or  
43 candidates during the period, whether or not such expenditures were  
44 made, incurred or authorized in furtherance of the election or defeat  
45 of any candidate, or in aid of the passage or defeat of any public  
46 question or to provide information on any candidate or public  
47 question. The commission may by regulation require any such  
48 candidate committee or joint candidates committee to file during  
49 any calendar year one or more additional cumulative reports of such

1 contributions received and expenditures made as may be necessary  
2 to ensure that no more than five months shall elapse between the  
3 last day of a period covered by one such report and the last day of  
4 the period covered by the next such report.

5 The commission, on any form it shall prescribe for the reporting  
6 of expenditures by a candidate committee or joint candidates  
7 committee, shall provide for the grouping together of all  
8 expenditures under the category of "campaign expenses" under  
9 paragraph (1) of subsection a. of section 17 of P.L.1993, c.65,  
10 identified as such, and for the grouping together, separately, of all  
11 other expenditures under the categories prescribed by paragraphs  
12 (2) through (6) of that subsection. The cumulative quarterly report  
13 due on April 15 in a year immediately after the year in which the  
14 candidate or candidates does or do run for election or reelection  
15 shall contain a report of all of the contributions received and  
16 expenditures made by the candidate or candidates since the 18th day  
17 after that election.

18 The cumulative quarterly report shall contain the name and  
19 mailing address of each person or group from whom moneys, loans,  
20 paid personal services or other things of value have been  
21 contributed and the amount contributed by each person or group,  
22 and where an individual has made such contributions, the report  
23 shall indicate the occupation of the individual and the name and  
24 mailing address of the individual's employer. In the case of any  
25 loan reported pursuant to this section, the report shall contain the  
26 name and address of each person who cosigns such loan, and where  
27 an individual has cosigned such loans, the report shall indicate the  
28 occupation of the individual and the name and mailing address of  
29 his employer. The report shall also contain the name and address of  
30 each person, firm or organization to whom expenditures have been  
31 paid and the amount and purpose of each such expenditure. The  
32 treasurer of the candidate committee or joint candidates committee  
33 and the candidate or candidates shall certify to the correctness of  
34 each cumulative quarterly report.

35 In addition to reporting contributions in the cumulative quarterly  
36 report as required under this subsection, each campaign treasurer of  
37 a candidate committee or joint candidates committee shall file  
38 written notice with the commission of a contribution in excess of  
39 \$2,000 within 96 hours of receiving the contribution.

40 c. No candidate for elective public office shall be required to  
41 file a duplicate copy of the campaign treasurer's report with the  
42 county clerk of the county in which the candidate resides.

43 d. There shall be no obligation to file the reports required by  
44 this section on behalf of a candidate if such candidate files with the  
45 Election Law Enforcement Commission a sworn statement to the  
46 effect that the total amount to be expended in behalf of his  
47 candidacy by the candidate committee, by any political party  
48 committee, by any political committee, or by any person shall not in  
49 the aggregate exceed \$2,000.00 or \$4,000 for any joint candidates

1 committee containing two candidates or \$6,000 for any joint  
2 candidates committee containing three or more candidates. The  
3 sworn statement may be submitted at the time when the name and  
4 address of the campaign treasurer and depository is filed with the  
5 Election Law Enforcement Commission, provided that in any case  
6 the sworn statement is filed no later than the 29th day before an  
7 election. If a candidate who has filed such a sworn statement  
8 receives contributions from any one source aggregating more than  
9 \$300 he shall forthwith make report of the same, including the name  
10 and mailing address of the source and the aggregate total of  
11 contributions therefrom, and where the source is an individual, the  
12 occupation of the individual and the name and mailing address of  
13 the individual's employer, to the Election Law Enforcement  
14 Commission. The \$300 limit established in this subsection shall  
15 remain as stated in this subsection without further adjustment by the  
16 commission in the manner prescribed by section 22 of P.L.1993,  
17 c.65 (C.19:44A-7.2).

18 e. There shall be no obligation imposed upon a candidate  
19 seeking election to a public office of a school district to file either  
20 the reports required under subsection b. of this section or the sworn  
21 statement referred to in subsection d. of this section, if the total  
22 amount expended and to be expended in behalf of his candidacy by  
23 the candidate committee, any political committee, any continuing  
24 political committee, or a political party committee or by any person,  
25 does not in the aggregate exceed \$2,000.00 per election or \$4,000  
26 for any joint candidates committee containing two candidates or  
27 \$6,000 for any joint candidates committee containing three or more  
28 candidates; provided, that if such candidate receives contributions  
29 from any one source aggregating more than \$300, he shall forthwith  
30 make a report of the same, including the name and mailing address  
31 of the source, the aggregate total of contributions therefrom, and  
32 where the source is an individual, the occupation of the individual  
33 and the name and mailing address of the individual's employer, to  
34 the commission.

35 The \$300 limit established in this subsection shall remain as  
36 stated in this subsection without further adjustment by the  
37 commission in the manner prescribed by section 22 of P.L.1993,  
38 c.65 (C.19:44A-7.2).

39 f. In any report filed pursuant to the provisions of this section,  
40 the names and addresses of contributors whose contributions during  
41 the period covered by the report did not exceed \$300 may be  
42 excluded; provided, however, that (1) such exclusion is unlawful if  
43 any person responsible for the preparation or filing of the report  
44 knew that such exclusion was made with respect to any person  
45 whose total contributions relating to the same election and made to  
46 the reporting candidate or to an allied campaign organization or  
47 organizations aggregate, in combination with the total contributions  
48 in respect of which such exclusion is made, more than \$300, and (2)  
49 any person who knowingly prepares, assists in preparing, files or

1 acquiesces in the filing of any report from which the identity of any  
2 contributor has been excluded contrary to the provisions of this  
3 section is subject to the provisions of section 21 of this act, but (3)  
4 nothing in this proviso shall be construed as requiring any candidate  
5 committee or joint candidates committee reporting pursuant to this  
6 act to report the amounts, dates or other circumstantial data  
7 regarding contributions made to any other candidate committee,  
8 joint candidates committee, political committee, continuing political  
9 committee, political party committee or legislative leadership  
10 committee.

11 The \$300 limit established in this subsection shall remain as  
12 stated in this subsection without further adjustment by the  
13 commission in the manner prescribed by section 22 of P.L.1993,  
14 c.65 (C.19:44A-7.2).

15 g. Any report filed pursuant to the provisions of this section  
16 shall include an itemized accounting of all receipts and  
17 expenditures relative to any testimonial affair held since the date of  
18 the most recent report filed, which accounting shall include the  
19 name and mailing address of each contributor in excess of \$300 to  
20 such testimonial affair and the amount contributed by each; in the  
21 case of any individual contributor, the occupation of the individual  
22 and the name and mailing address of the individual's employer; the  
23 expenses incurred; and the disposition of the proceeds of such  
24 testimonial affair.

25 The \$300 limit established in this subsection shall remain as  
26 stated in this subsection without further adjustment by the  
27 commission in the manner prescribed by section 22 of P.L.1993,  
28 c.65 (C.19:44A-7.2).

29 h. (Deleted by amendment, P.L.1993, c.65.)

30 i. Each campaign treasurer of a candidate committee or joint  
31 candidates committee shall file written notice with the commission  
32 of a contribution in excess of \$500 received during the period  
33 between the 13th day prior to the election and the date of the  
34 election and of an expenditure of money or other thing of value in  
35 excess of \$800 made, incurred or authorized by the candidate  
36 committee or joint candidates committee to support or defeat a  
37 candidate in an election, or to aid the passage or defeat of any  
38 public question, during the period between the 13th day prior to the  
39 election and the date of the election, provided that a candidate shall  
40 not be required to file written notice pursuant to this subsection of  
41 an expenditure made to support his or her own candidacy, or to  
42 support or defeat a candidate for the same office in an election. For  
43 the purposes of this subsection, the offices of member of the Senate  
44 and member of the General Assembly shall be deemed to be the  
45 same office in a legislative district; the offices of member of the  
46 board of chosen freeholders and county executive shall be deemed  
47 to be the same office in a county; and the offices of mayor and  
48 member of the municipal governing body shall be deemed to be the  
49 same office in a municipality.

1 The notice of a contribution shall be filed in writing or by  
2 telegram within 48 hours of the receipt of the contribution and shall  
3 set forth the amount and date of the contribution, the name and  
4 mailing address of the contributor, and where the contributor is an  
5 individual, the occupation of the individual and the name and  
6 mailing address of the individual's employer. The notice of an  
7 expenditure shall be filed in writing or by telegram within 48 hours  
8 of the making, incurring or authorization of the expenditure and  
9 shall set forth the name and mailing address of the person, firm or  
10 organization to whom or which the expenditure was paid and the  
11 amount and purpose of the expenditure.

12 j. Each county shall provide on its Internet site a link to the  
13 Internet site for the Election Law Enforcement Commission for the  
14 purpose of providing public access to the reports that are required to  
15 be submitted to the commission pursuant to this section.

16 (cf: P.L.2014, c.58, s.1)

17

18 8. Section 18 of P.L.1973, c.83 (C.19:44A-18) is amended to  
19 read as follows:

20 18. If any former candidate or any political committee or any  
21 person or association of persons in behalf of such political  
22 committee or former candidate shall receive any contributions or  
23 make any expenditures with relation to any election after the date  
24 set in section 16 of P.L.1973, c.83 (C.19:44A-16) for the final  
25 report subsequent to such election, or shall conduct any testimonial  
26 affair or public solicitation for the purpose of raising funds to cover  
27 any part of the expenses of a candidate, political committee,  
28 independent expenditure committee, or other organization in such  
29 election, all such contributions, expenditures, testimonial affairs or  
30 public solicitations shall be reported to the Election Law  
31 Enforcement Commission by the person or persons receiving such  
32 contributions or making such expenditures or conducting such  
33 testimonial affairs or public solicitations. Such report shall be made  
34 by any person receiving any such contribution or contributions, or  
35 making any such expenditure or expenditures, which in the  
36 aggregate total more than \$100.00, or conducting any testimonial  
37 affair or public solicitation of which the net proceeds exceed  
38 \$100.00; and shall be made within 20 days from the date upon  
39 which the aggregate of such contributions, expenditures or proceeds  
40 exceed \$100.00 for the period commencing with the 19th day  
41 following such election or with the date upon which any previous  
42 report was made pursuant to this section, whichever is sooner. Such  
43 report shall be made in the same form and shall contain the same  
44 detail prescribed for any other report made pursuant to section 8 or  
45 16 of P.L.1973, c.83 (C.19:44A-8 or C.19:44A-16), including the  
46 reporting of any contribution in excess of \$2,000 within 96 hours of  
47 receiving the contribution.

48 (cf: P.L.2019, c.124, s.7)

1       9. Section 2 of P.L.2004, c.19 (C.19:44A-20.3) is amended to  
2 read as follows:

3       2. Notwithstanding the provisions of any other law to the  
4 contrary:

5       a State agency in the Legislative Branch shall not enter into a  
6 contract having an anticipated value in excess of \$17,500, as  
7 determined in advance and certified in writing by the State agency,  
8 with a business entity, that requires approval by a presiding officer  
9 of either or both houses of the Legislature, except a contract that is  
10 awarded pursuant to a fair and open process, if, during the  
11 preceding one-year period, that business entity has made a  
12 contribution, reportable by the recipient under P.L.1973, c.83  
13 (C.19:44A-1 et seq.), to **the State committee of the political party**  
14 **of which that presiding officer, serving when the contract is**  
15 **awarded, is a member or to a legislative leadership committee or**  
16 **any candidate committee established by that presiding officer; and**

17       a business entity that has entered into a contract having an  
18 anticipated value in excess of \$17,500 with a State agency in the  
19 Legislative Branch, that requires approval by a presiding officer of  
20 either or both houses of the Legislature, except a contract that is  
21 awarded pursuant to a fair and open process, shall not make a  
22 contribution, reportable by the recipient under P.L.1973, c.83  
23 (C.19:44A-1 et seq.), to **the State committee of the political party**  
24 **of which that presiding officer is a member or to a legislative**  
25 **leadership committee or** any candidate committee established by  
26 that presiding officer, during the term of that contract.

27       No such committee shall accept such a contribution from a  
28 business entity during the term of its contract with a State agency in  
29 the Legislative Branch.

30 (cf: P.L.2004, c.19, s.2)

31

32       10. Section 3 of P.L.2004, c.19 (C.19:44A-20.4) is amended to  
33 read as follows:

34       3. Notwithstanding the provisions of any other law to the  
35 contrary:

36       a county, or any agency or instrumentality thereof, shall not enter  
37 into a contract having an anticipated value in excess of \$17,500, as  
38 determined in advance and certified in writing by the county,  
39 agency or instrumentality, with a business entity, except a contract  
40 that is awarded pursuant to a fair and open process, if, during the  
41 preceding one-year period, that business entity has made a  
42 contribution that is reportable by the recipient under P.L.1973, c.83  
43 (C.19:44A-1 et seq.), to **any county committee of a political party**  
44 **in that county if a member of that political party is serving in an**  
45 **elective public office of that county when the contract is awarded or**  
46 **to** any candidate committee of any person serving in an elective  
47 public office of that county when the contract is awarded; and

1 a business entity that has entered into a contract having an  
2 anticipated value in excess of \$17,500 with a county, or any agency  
3 or instrumentality thereof, except a contract that is awarded  
4 pursuant to a fair and open process, shall not make such a  
5 contribution, reportable by the recipient under P.L.1973, c.83  
6 (C.19:44A-1 et seq.), to **any** county committee of a political party  
7 in that county if a member of that political party is serving in an  
8 elective public office of that county when the contract is awarded or  
9 to **any** candidate committee of any person serving in an elective  
10 public office of that county when the contract is awarded, during  
11 the term of that contract.

12 No such committee shall accept such a contribution from a  
13 business entity during the term of its contract with the county.  
14 (cf: P.L.2004, c.19, s.3)

15

16 11. Section 4 of P.L.2004, c.19 (C.19:44A-20.5) is amended to  
17 read as follows:

18 4. Notwithstanding the provisions of any other law to the  
19 contrary:

20 a municipality, or any agency or instrumentality thereof, shall  
21 not enter into a contract having an anticipated value in excess of  
22 \$17,500, as determined in advance and certified in writing by the  
23 municipality, agency or instrumentality, with a business entity,  
24 except a contract that is awarded pursuant to a fair and open  
25 process, if, during the preceding one-year period, that business  
26 entity has made a contribution that is reportable by the recipient  
27 under P.L.1973, c.83 (C.19:44A-1 et seq.), to **any** municipal  
28 committee of a political party in that municipality if a member of  
29 that political party is serving in an elective public office of that  
30 municipality when the contract is awarded or to **any** candidate  
31 committee of any person serving in an elective public office of that  
32 municipality when the contract is awarded; and

33 a business entity that has entered into a contract having an  
34 anticipated value in excess of \$17,500 with a municipality, or any  
35 agency or instrumentality thereof, except a contract that is awarded  
36 pursuant to a fair and open process, shall not make such a  
37 contribution, reportable by the recipient under P.L.1973, c.83  
38 (C.19:44A-1 et seq.), to **any** municipal committee of a political  
39 party in that municipality if a member of that political party is  
40 serving in an elective public office of that municipality when the  
41 contract is awarded or to **any** candidate committee of any person  
42 serving in an elective public office of that municipality when the  
43 contract is awarded, during the term of that contract.

44 No such committee shall accept such a contribution from a  
45 business entity during the term of its contract with the municipality.  
46 (cf: P.L.2004, c.19, s.4)

1       12. Section 7 of P.L.2004, c.19 (C.19:44A-20.8) is amended to  
2 read as follows:

3       7. a. Prior to awarding any contract, except a contract that is  
4 awarded pursuant to a fair and open process, a State agency in the  
5 Legislative Branch, a county, or a municipality shall require the  
6 business entity to which the contract is to be awarded to provide a  
7 written certification that it has not made a contribution that would  
8 bar the award of a contract pursuant to this act.

9       b. A business entity shall have a continuing duty to report to  
10 the Election Law Enforcement Commission any contributions that  
11 constitute a violation of this act that are made during the duration of  
12 a contract.

13       c. A business entity shall also have a continuing duty to report  
14 to the Election Law Enforcement Commission any contribution,  
15 even if that contribution does not constitute a violation, that is made  
16 during the duration of a legislative, county, or municipal contract  
17 held by the business entity.

18 (cf: P.L.2005, c.51, s.15)

19

20       13. Section 7 of P.L.2005, c.51 (C.19:44A-20.19) is amended to  
21 read as follows:

22       7. Prior to awarding any contract or agreement to procure  
23 services or any material, supplies or equipment from, or for the  
24 acquisition, sale, or lease of any land or building from or to, any  
25 business entity, the State or any of its purchasing agents or agencies  
26 or independent authorities, as the case may be, shall require the  
27 business entity to provide a written certification that it has not made  
28 a contribution that would bar the award of the contract pursuant to  
29 this act. The business entity shall have a continuing duty to report  
30 any contribution it makes during the term of the contract, even if  
31 that contribution does not constitute a conflict of interest or  
32 violation. Such reports shall be subject to review by the State  
33 Treasurer. If the State Treasurer determines that any such  
34 contribution poses a conflict of interest, such contribution shall be  
35 deemed a material breach of such contract or agreement.

36 (cf: P.L.2005, c.51, s.7)

37

38       14. Section 3 of P.L.2005, c.271 (C.19:44A-20.27) is amended  
39 to read as follows:

40       3. a. Any business entity making a contribution of money or  
41 any other thing of value, including an in-kind contribution, or  
42 pledge to make a contribution of any kind to a candidate for or the  
43 holder of any public office having ultimate responsibility for the  
44 awarding of public contracts, or to a political party committee,  
45 legislative leadership committee, political committee or continuing  
46 political committee, which has received in any calendar year  
47 \$50,000 or more in the aggregate through agreements or contracts  
48 with a public entity, shall file an annual disclosure statement with  
49 the New Jersey Election Law Enforcement Commission, established



1 pursuant to section 5 of P.L.1973, c.83 (C.19:44A-5), setting forth  
2 all such contributions made by the business entity during the 12  
3 months prior to the reporting deadline. A business entity shall have  
4 a continuing duty to report to the Election Law Enforcement  
5 Commission any contribution that is made during the duration of a  
6 public entity contract held by the business entity.

7 b. The commission shall prescribe forms and procedures for the  
8 reporting required in subsection a. of this section which shall  
9 include, but not be limited to:

10 (1) the name and mailing address of the business entity making  
11 the contribution, and the amount contributed during the 12 months  
12 prior to the reporting deadline;

13 (2) the name of the candidate for or the holder of any public  
14 office having ultimate responsibility for the awarding of public  
15 contracts, candidate committee, joint candidates committee,  
16 political party committee, legislative leadership committee, political  
17 committee or continuing political committee receiving the  
18 contribution; and

19 (3) the amount of money the business entity received from the  
20 public entity through contract or agreement, the dates, and  
21 information identifying each contract or agreement and describing  
22 the goods, services or equipment provided or property sold.

23 c. The commission shall maintain a list of such reports for  
24 public inspection both at its office and through its Internet site.

25 d. When a business entity is a natural person, a contribution by  
26 that person's spouse or child, residing therewith, shall be deemed to  
27 be a contribution by the business entity. When a business entity is  
28 other than a natural person, a contribution by any person or other  
29 business entity having an interest therein shall be deemed to be a  
30 contribution by the business entity. When a business entity is other  
31 than a natural person, a contribution by: all principals, partners,  
32 officers, or directors of the business entity, or their spouses; any  
33 subsidiaries directly or indirectly controlled by the business entity;  
34 or any political organization organized under section 527 of the  
35 Internal Revenue Code that is directly or indirectly controlled by  
36 the business entity, other than a candidate committee, election fund,  
37 or political party committee, shall be deemed to be a contribution  
38 by the business entity.

39 As used in this section:

40 "business entity" means a for-profit entity that is a natural or  
41 legal person, business corporation, professional services  
42 corporation, limited liability company, partnership, limited  
43 partnership, business trust, association or any other legal  
44 commercial entity organized under the laws of this State or of any  
45 other state or foreign jurisdiction; and

46 "interest" means the ownership or control of more than 10% of  
47 the profits or assets of a business entity or 10% of the stock in the  
48 case of a business entity that is a corporation for profit, as  
49 appropriate.

1 e. Any business entity that fails to comply with the provisions  
2 of this section shall be subject to a fine imposed by the New Jersey  
3 Election Law Enforcement Commission in an amount to be  
4 determined by the commission which may be based upon the  
5 amount that the business entity failed to report.

6 (cf: P.L.2007, c.304, s.2)

7  
8 15. Section 8 of P.L.1974, c.26 (C.19:44A-33) is amended to  
9 read as follows:

10 8. a. The campaign treasurer or deputy campaign treasurer of  
11 any qualified candidate for nomination for election to the office of  
12 Governor in a primary election upon application to the commission  
13 shall promptly receive in behalf of the qualified candidate from the  
14 fund for election campaign expenses, but not prior to January 1 of  
15 the year of the election, moneys in an amount equal to twice the  
16 amount of no more than \$1,500.00 of each contribution deposited in  
17 the qualified candidate's primary election bank account described in  
18 section 7 of P.L.1974, c.26 (C.19:44A-32), except that no payment  
19 shall be made from the fund to any candidate for the first  
20 \$50,000.00 deposited in the qualified candidate's bank account. The  
21 maximum amount which any qualified candidate for nomination for  
22 election to the office of Governor in a primary election may receive  
23 from the fund for election campaign expenses shall not exceed  
24 \$1,350,000. Applications for payments and payments under this  
25 subsection following the date on which a candidate is determined to  
26 be a qualified candidate shall be made only on the basis of no less  
27 than \$12,500.00 of such contributions.

28 b. The campaign treasurer or deputy campaign treasurer of any  
29 qualified candidates for election to the offices of Governor and  
30 Lieutenant Governor in a general election upon application to the  
31 commission shall promptly receive in behalf of such qualified  
32 candidates from the fund for election campaign expenses, but not  
33 prior to the primary election, moneys in an amount equal to twice  
34 the amount of no more than \$1,500.00 of each contribution  
35 deposited in such qualified candidates' bank account described in  
36 section 7 of P.L.1974, c.26 (C.19:44A-32), except that no payment  
37 shall be made from the fund to any candidates for the first  
38 \$50,000.00 deposited in such qualified candidates' bank account.

39 The maximum amount which any qualified candidates for  
40 election to the offices of Governor and Lieutenant Governor in a  
41 general election may receive from the fund for election campaign  
42 expenses shall not exceed \$3,300,000. Applications for payments  
43 and payments under this subsection following the date on which  
44 joint candidates are determined to be qualified candidates shall be  
45 made only on the basis of no less than \$12,500.00 of such  
46 contributions.

47 c. Any qualified candidate for nomination for election to the  
48 office of Governor in a primary election, and any qualified  
49 candidates for election to the offices of Governor and Lieutenant

1 Governor in a general election, having received from the fund for  
2 election campaign expenses under this section the maximum  
3 permitted amounts, may raise additional campaign funds beyond  
4 those maximums without receiving additional moneys from the  
5 fund for election campaign expenses.

6 (cf: P.L.2009, c.66, s.21)

7  
8 16. (New Section) a. The Election Law Enforcement  
9 Commission shall create and maintain a database containing  
10 information that business entities are required to disclose and report  
11 to the commission pursuant to section 7 of P.L.2004, c.19  
12 (C.19:44A-20.8), section 7 of P.L.2005, c.51 (C.19:44A-20.19), and  
13 section 3 of P.L.2005, c.271 (C.19:44A-20.27), as amended  
14 by P.L. , c. (pending before the Legislature as this bill),  
15 concerning contributions made by the business entity and any  
16 contribution made during the duration of a public entity contract  
17 held by the business entity.

18 b. Notwithstanding the provisions of any law, rule, or regulation  
19 to the contrary, a business entity that fails to disclose a contribution  
20 or the existence of a public contract shall be subject to a fine of not  
21 less than \$250.

22  
23 17. (New section) Notwithstanding the provisions of any law,  
24 rule, or regulation to the contrary, any local ordinance, resolution,  
25 or regulation, as may be appropriate, adopted by a county,  
26 municipality, independent authority, board of education, or fire  
27 district pursuant or prior to section 1 of P.L.2005, c.271 (C.40A:11-  
28 51), limiting the awarding of public contracts therefrom to business  
29 entities that have made a contribution pursuant to “The New Jersey  
30 Campaign Contributions and Expenditures Reporting Act,”  
31 P.L.1973, c.83 (C.19:44A-1 et seq.) and limiting the contributions  
32 that the holders of a contract can make during the term of a  
33 contract, shall cease to be in effect and shall expire on the effective  
34 date of this act, P.L. , c. (pending before the Legislature as this  
35 bill). The awarding of public contracts by a county, municipality,  
36 independent authority, board of education, or fire district shall be in  
37 compliance with the provisions of sections 3 through 11 of  
38 P.L.2004, c.19 (C.19:44A-20.4 through C.19:44A-20.12), sections 2  
39 and 3 of P.L.2005, c.271 (C.19:44A-20.26 and C.19:44A-20.27),  
40 and any other applicable provision of current law.

41  
42 <sup>1</sup>18. (New section) Whenever any candidate, as defined in  
43 paragraph (1) of subsection c. of section 3 of P.L.1973, c.83  
44 (C.19:44A-3), declares a candidacy for any election and establishes  
45 a candidate committee, a joint candidates committee, or both, as the  
46 case may be, for the purpose of receiving contributions and making  
47 expenditures in connection with that election, the candidate shall  
48 only accept from each entity permitted to make contributions to the  
49 candidate an amount not greater than the maximum contribution

1 limit permitted by law to be made by the entity to the candidate for  
2 that election, even if the candidate declares candidacy and  
3 establishes the committee or committees before the election year in  
4 which the candidate will run for office. No entity shall make  
5 additional contributions to a candidate for any election beyond the  
6 maximum contribution permitted by law.<sup>1</sup>

7  
8 <sup>1</sup>19. Section 3 of P.L.1973, c.83 (C.19:44A-3) is amended to  
9 read as follows:

10 3. As used in this act, unless a different meaning clearly  
11 appears from the context:

12 a. (Deleted by amendment, P.L.1993, c.65.)

13 b. (Deleted by amendment, P.L.1993, c.65.)

14 c. The term "candidate" means: (1) an individual seeking  
15 election to a public office of the State or of a county, municipality  
16 or school district at an election; except that the term shall not  
17 include an individual seeking party office; (2) an individual who  
18 shall have been elected or failed of election to an office, other than  
19 a party office, for which he sought election and who receives  
20 contributions and makes expenditures for any of the purposes  
21 authorized by section 17 of P.L.1993, c.65 (C.19:44A-11.2) during  
22 the period of his service in that office; and (3) an individual who  
23 has received funds or other benefits or has made payments solely  
24 for the purpose of determining whether the individual should  
25 become a candidate as defined in paragraphs (1) and (2) of this  
26 subsection.

27 d. The terms "contributions" and "expenditures" include all  
28 loans and transfers of money or other thing of value to or by any  
29 candidate, candidate committee, joint candidates committee,  
30 political committee, continuing political committee, independent  
31 expenditure committee, political party committee or legislative  
32 leadership committee, and all pledges or other commitments or  
33 assumptions of liability to make any such transfer; and for purposes  
34 of reports required under the provisions of this act shall be deemed  
35 to have been made upon the date when such commitment is made or  
36 liability assumed.

37 e. The term "election" means any election described in section  
38 4 of this act.

39 f. The term "paid personal services" means personal, clerical,  
40 administrative or professional services of every kind and nature  
41 including, without limitation, public relations, research, legal,  
42 canvassing, telephone, speech writing or other such services,  
43 performed other than on a voluntary basis, the salary, cost or  
44 consideration for which is paid, borne or provided by someone  
45 other than the committee, candidate or organization for whom such  
46 services are rendered. In determining the value, for the purpose of  
47 reports required under this act, of contributions made in the form of  
48 paid personal services, the person contributing such services shall  
49 furnish to the treasurer through whom such contribution is made a

1 statement setting forth the actual amount of compensation paid by  
2 said contributor to the individuals actually performing said services  
3 for the performance thereof. But if any individual or individuals  
4 actually performing such services also performed for the contributor  
5 other services during the same period, and the manner of payment  
6 was such that payment for the services contributed cannot readily  
7 be segregated from contemporary payment for the other services,  
8 the contributor shall in his statement to the treasurer so state and  
9 shall either (1) set forth his best estimate of the dollar amount of  
10 payment to each such individual which is attributable to the  
11 contribution of his paid personal services, and shall certify the  
12 substantial accuracy of the same, or (2) if unable to determine such  
13 amount with sufficient accuracy, set forth the total compensation  
14 paid by him to each such individual for the period of time during  
15 which the services contributed by him were performed. If any  
16 candidate is a holder of public office to whom there is attached or  
17 assigned, by virtue of said office, any aide or aides whose services  
18 are of a personal or confidential nature in assisting him to carry out  
19 the duties of said office, and whose salary or other compensation is  
20 paid in whole or part out of public funds, the services of such aide  
21 or aides which are paid for out of public funds shall be for public  
22 purposes only; but they may contribute their personal services, on a  
23 voluntary basis, to such candidate for election campaign purposes.

24 g. (Deleted by amendment, P.L.1983, c.579.)

25 h. The term "political information" means any statement  
26 including, but not limited to, press releases, pamphlets, newsletters,  
27 advertisements, flyers, form letters, Internet or digital  
28 advertisements, or radio or television programs or advertisements  
29 which reflects the opinion of the members of the organization on  
30 any candidate or candidates for public office, on any public  
31 question, or which contains facts on any such candidate, or public  
32 question whether or not such facts are within the personal  
33 knowledge of members of the organization.

34 i. The term "political committee" means any two or more  
35 persons acting jointly, or any corporation, partnership, or any other  
36 incorporated or unincorporated association which is organized to, or  
37 does, aid or promote the nomination, election or defeat of any  
38 candidate or candidates for public office, or which is organized to,  
39 or does, aid or promote the passage or defeat of a public question in  
40 any election, if the persons, corporation, partnership or incorporated  
41 or unincorporated association raises or expends \$2,400 or more to  
42 so aid or promote the nomination, election or defeat of a candidate  
43 or candidates or the passage or defeat of a public question; provided  
44 that for the purposes of this act, the term "political committee" shall  
45 not include a "continuing political committee," as defined by  
46 subsection n. of this section, a "political party committee," as  
47 defined by subsection p. of this section, a "candidate committee," as  
48 defined by subsection q. of this section, a "joint candidates  
49 committee," as defined by subsection r. of this section, a

1 "legislative leadership committee," as defined by subsection s. of  
2 this section, or an "independent expenditure committee," as defined  
3 by subsection t. of this section.

4 j. The term "public solicitation" means any activity by or on  
5 behalf of any candidate, political committee, continuing political  
6 committee, candidate committee, joint candidates committee,  
7 legislative leadership committee, independent expenditure  
8 committee, or political party committee whereby either (1)  
9 members of the general public are personally solicited for cash  
10 contributions not exceeding \$20.00 from each person so solicited  
11 and contributed on the spot by the person so solicited to a person  
12 soliciting or through a receptacle provided for the purpose of  
13 depositing contributions, or (2) members of the general public are  
14 personally solicited for the purchase of items having some tangible  
15 value as merchandise, at a price not exceeding \$20.00 per item,  
16 which price is paid on the spot in cash by the person so solicited to  
17 the person so soliciting, when the net proceeds of such solicitation  
18 are to be used by or on behalf of such candidate, political  
19 committee, continuing political committee, candidate committee,  
20 joint candidates committee, legislative leadership committee,  
21 independent expenditure committee, or political party committee.

22 k. The term "testimonial affair" means an affair of any kind or  
23 nature including, without limitation, cocktail parties, breakfasts,  
24 luncheons, dinners, dances, picnics or similar affairs directly or  
25 indirectly intended to raise campaign funds in behalf of a person  
26 who holds, or who is or was a candidate for nomination or election  
27 to a public office in this State, or directly or indirectly intended to  
28 raise funds in behalf of any political party committee or in behalf of  
29 a political committee, continuing political committee, candidate  
30 committee, joint candidates committee, independent expenditure  
31 committee, or legislative leadership committee.

32 l. The term "other thing of value" means any item of real or  
33 personal property, tangible or intangible, but shall not be deemed to  
34 include personal services other than paid personal services.

35 m. The term "qualified candidate" means:

36 (1) Joint candidates for election to the offices of Governor and  
37 Lieutenant Governor whose names appear on the general election  
38 ballot; who have deposited and expended \$150,000.00 pursuant to  
39 section 7 of P.L.1974, c.26 (C.19:44A-32); and who, not later than  
40 September 1 preceding a general election in which the offices of  
41 Governor and Lieutenant Governor are to be filled, (a) notify the  
42 Election Law Enforcement Commission in writing that the  
43 candidates intend that application will be made on the candidates'  
44 behalf for monies for general election campaign expenses under  
45 subsection b. of section 8 of P.L.1974, c.26 (C.19:44A-33), and (b)  
46 sign a statement of agreement, in a form to be prescribed by the  
47 commission, to participate in interactive gubernatorial election  
48 debates under the provisions of sections 9 through 11 of P.L.1989,  
49 c.4 (C.19:44A-45 through C.19:44A-47); or

1 (2) Joint candidates for election to the offices of Governor and  
2 Lieutenant Governor whose names do not appear on the general  
3 election ballot; who have deposited and expended \$150,000.00  
4 pursuant to section 7 of P.L.1974, c.26 (C.19:44A-32); and who,  
5 not later than September 1 preceding a general election in which the  
6 offices of Governor and Lieutenant Governor are to be filled, (a)  
7 notify the Election Law Enforcement Commission in writing that  
8 the candidates intend that application will be made on the  
9 candidates' behalf for monies for general election campaign  
10 expenses under subsection b. of section 8 of P.L.1974, c.26  
11 (C.19:44A-33), and (b) sign a statement of agreement, in a form to  
12 be prescribed by the commission, to participate in interactive  
13 gubernatorial election debates under the provisions of sections 9  
14 through 11 of P.L.1989, c.4 (C.19:44A-45 through C.19:44A-47);  
15 or

16 (3) Any candidate for nomination for election to the office of  
17 Governor whose name appears on the primary election ballot; who  
18 has deposited and expended \$150,000.00 pursuant to section 7 of  
19 P.L.1974, c.26 (C.19:44A-32); and who, not later than the last day  
20 for filing petitions to nominate candidates to be voted upon in a  
21 primary election for a general election in which the office of  
22 Governor is to be filled, (a) notifies the Election Law Enforcement  
23 Commission in writing that the candidate intends that application  
24 will be made on the candidate's behalf for monies for primary  
25 election campaign expenses under subsection a. of section 8 of  
26 P.L.1974, c.26 (C.19:44A-33), and (b) signs a statement of  
27 agreement, in a form to be prescribed by the commission, to  
28 participate in two interactive gubernatorial primary debates under  
29 the provisions of sections 9 through 11 of P.L.1989, c.4 (C.19:44A-  
30 45 through C.19:44A-47); or

31 (4) Any candidate for nomination for election to the office of  
32 Governor whose name does not appear on the primary election  
33 ballot; who has deposited and expended \$150,000.00 pursuant to  
34 section 7 of P.L.1974, c.26 (C.19:44A-32); and who, not later than  
35 the last day for filing petitions to nominate candidates to be voted  
36 upon in a primary election for a general election in which the office  
37 of Governor is to be filled, (a) notifies the Election Law  
38 Enforcement Commission in writing that the candidate intends that  
39 application will be made on the candidate's behalf for monies for  
40 primary election campaign expenses under subsection a. of section  
41 8 of P.L.1974, c.26 (C.19:44A-33), and (b) signs a statement of  
42 agreement, in a form to be prescribed by the commission, to  
43 participate in two interactive gubernatorial primary debates under  
44 the provisions of sections 9 through 11 of P.L.1989, c.4 (C.19:44A-  
45 45 through C.19:44A-47).

46 n. The term "continuing political committee" means any group  
47 of two or more persons acting jointly, or any corporation,  
48 partnership, or any other incorporated or unincorporated  
49 association, including a political club, political action committee,

1 civic association or other organization, which in any calendar year  
2 contributes or expects to contribute at least \$5,500 to the aid or  
3 promotion of the candidacy of an individual, or of the candidacies  
4 of individuals, for elective public office, or the passage or defeat of  
5 a public question or public questions, and which may be expected to  
6 make contributions toward such aid or promotion or passage or  
7 defeat during a subsequent election, provided that the group,  
8 corporation, partnership, association or other organization has been  
9 determined to be a continuing political committee under subsection  
10 b. of section 8 of P.L.1973, c.83 (C.19:44A-8); provided that for the  
11 purposes of this act, the term "continuing political committee" shall  
12 not include a "political party committee," as defined by subsection  
13 p. of this section, a "legislative leadership committee," as defined  
14 by subsection s. of this section, or an "independent expenditure  
15 committee," as defined by subsection t. of this section.

16 o. The term "statement of agreement" means a written  
17 declaration, by a candidate for nomination for election to the office  
18 of Governor, or by joint candidates for election to the offices of  
19 Governor and Lieutenant Governor who intend that application will  
20 be made on behalf of the candidate for the office of Governor to  
21 receive monies for the primary election or on behalf of the  
22 candidates for the office of Governor and the office of Lieutenant  
23 Governor for general election campaign expenses under subsection  
24 a. or subsection b., respectively, of section 8 of P.L.1974, c.26  
25 (C.19:44A-33), that the candidates undertake to abide by the terms  
26 of any rules established by any private organization sponsoring a  
27 gubernatorial primary or general election debate, as appropriate, to  
28 be held under the provisions of sections 9 through 11 of P.L.1989,  
29 c.4 (C.19:44A-45 through C.19:44A-47) and in which the  
30 candidates are to participate. The statement of agreement shall  
31 include an acknowledgment of notice to the candidates who sign it  
32 that failure on the candidates' part to participate in any of the  
33 gubernatorial debates may be cause for the termination of the  
34 payment of such monies on the candidates' behalf and for the  
35 imposition of liability for the return to the commission of such  
36 monies as may previously have been so paid.

37 p. The term "political party committee" means the State  
38 committee of a political party, as organized pursuant to R.S.19:5-4,  
39 any county committee of a political party, as organized pursuant to  
40 R.S.19:5-3, or any municipal committee of a political party, as  
41 organized pursuant to R.S.19:5-2.

42 q. The term "candidate committee" means a committee  
43 established pursuant to subsection a. of section 9 of P.L.1973, c.83  
44 (C.19:44A-9) for the purpose of receiving contributions and making  
45 expenditures.

46 r. The term "joint candidates committee" means a committee  
47 established pursuant to subsection a. of section 9 of P.L.1973, c.83  
48 (C.19:44A-9) by at least two candidates for the same elective public  
49 offices in the same election in a legislative district, county,



1 municipality or school district, but not more candidates than the  
2 total number of the same elective public offices to be filled in that  
3 election, for the purpose of receiving contributions and making  
4 expenditures. For the purpose of this subsection: the offices of  
5 member of the Senate and members of the General Assembly shall  
6 be deemed to be the same elective public offices in a legislative  
7 district; the offices of member of the board of chosen freeholders  
8 and county executive shall be deemed to be the same elective public  
9 offices in a county; and the offices of mayor and member of the  
10 municipal governing body shall be deemed to be the same elective  
11 public offices in a municipality.

12 s. The term "legislative leadership committee" means a  
13 committee established, authorized to be established, or designated  
14 by the President of the Senate, the Minority Leader of the Senate,  
15 the Speaker of the General Assembly or the Minority Leader of the  
16 General Assembly pursuant to section 16 of P.L.1993, c.65  
17 (C.19:44A-10.1) for the purpose of receiving contributions and  
18 making expenditures.

19 t. The term "independent expenditure committee" means a  
20 person organized under section 527 of the federal Internal Revenue  
21 Code (26 U.S.C. s.527) or under paragraph (4) of subsection (c) of  
22 section 501 of the federal Internal Revenue Code (26 U.S.C. s.501)  
23 that does not fall within the definition of any other organization  
24 subject to the provisions of P.L.1973, c.83 (C.19:44A-1 et seq.),  
25 that **engages in influencing or attempting to influence the outcome**  
26 **of any election or the nomination, election, or defeat of any person**  
27 **to any State or local elective public office, or the passage or defeat**  
28 **of any public question, legislation, or regulation, or in providing**  
29 **political information on any candidate or public question,**  
30 **legislation, or regulation, and raises or expends \$3,000 or more in**  
31 **the aggregate for any such purpose annually, but does not**  
32 **coordinate its activities with any candidate or political party as**  
33 **determined by the Election Law Enforcement Commission pursuant**  
34 **to the provisions of section 11 of P.L.2019, c.124 (C.19:44A-3.1)**  
35 **makes independent expenditures in excess of \$10,000, in the**  
36 **aggregate per election.**

37 u. The term "electioneering communication" means any  
38 communication **made within the period beginning on January 1 of**  
39 **an election year and the date of the election and refers to: (1) a**  
40 **clearly identified candidate for office and promotes or supports a**  
41 **candidate for that office or opposes a candidate for that office,**  
42 **regardless of whether the communication expressly advocates a**  
43 **vote for or against a candidate; or (2) a public question and**  
44 **promotes or supports the passage or defeat of that question,**  
45 **regardless of whether the communication expressly advocates a**  
46 **vote for or against the passage of the question. The term includes**  
47 **communications published in any newspaper or periodical;**  
48 **broadcast on radio, television, or the Internet or digital media, or**  
49 **any public address system; placed on any billboard, outdoor**

1 facility, button, motor vehicle, window display, poster, card,  
2 pamphlet, leaflet, flyer, or other circular; or contained in any direct  
3 mailing, robotic phone calls, or mass e-mails] made within 30 days  
4 of a primary election and made within 60 days of a municipal,  
5 runoff, school board, special or general election, that mentions a  
6 clearly identified candidate and expressly supports or opposes that  
7 candidate or, by virtue of the communication, is the functional  
8 equivalent of express advocacy, meaning the communication is  
9 unable to be interpreted by a reasonable person in any other way  
10 than the communication is supporting or opposing the candidate.  
11 An electioneering communication includes any communication that  
12 clearly identifies a public question or referendum, or is the  
13 functional equivalent of express advocacy, meaning the  
14 communication is unable to be interpreted by a reasonable person in  
15 any other way than the communication is supporting or opposing  
16 the public question or referendum.

17 v. The term "independent expenditure" means an [expenditure  
18 by a person expressly advocating, or the functional equivalent  
19 thereof, the election or defeat of: (1) a clearly identified candidate  
20 that is not made in concert or cooperation with or at the request or  
21 suggestion of the candidate, the candidate's committee, a political  
22 party committee, or an agent thereof; or (2) a public question,  
23 legislation, or regulation, that is not made in concert or cooperation  
24 with or at the request or suggestion of the sponsors, organizers, or  
25 committee supporting or opposing the question, legislation, or  
26 regulation, a political party, or agents thereof. The "functional  
27 equivalent" of expressly advocating means specific advocacy that  
28 can be interpreted by a reasonable person as advocating the election  
29 or defeat of a candidate, or the passage or defeat of a public  
30 question, legislation, or regulation, taking into account whether the  
31 communication involved mentions a candidate, a political party, or  
32 a challenger to a candidate, or takes a position on a candidate's  
33 character, qualifications, or fitness for office, or that can be  
34 interpreted by a reasonable person as taking a position on the merits  
35 of a public question, legislation, or regulation, or taking a position  
36 in favor or against the passage or defeat of a public question,  
37 legislation, or regulation] electioneering communication  
38 expenditure, which is not coordinated with a candidate or political  
39 party, and is made for the purpose of expressly advocating the  
40 election or defeat of a clearly identified candidate, or that amounts  
41 to the functional equivalent of express advocacy. The term  
42 "independent expenditure" also includes an electioneering  
43 communication expenditure made for the purpose of expressly  
44 advocating the passage or defeat of a public question or referendum,  
45 or that amounts to the functional equivalent of express advocacy.  
46 An independent expenditure qualifies as the functional equivalent  
47 of express advocacy if it can only be interpreted by a reasonable  
48 person as advocating the election or defeat of a candidate or the  
49 passage or defeat of a public question or referendum, taking into

1 consideration whether the communication mentions a candidate,  
2 public question, or referendum and discusses a candidate's  
3 character, qualifications, fitness for office, position on an issue, or  
4 in the case of a public question or referendum, its merits or lack  
5 thereof.<sup>1</sup>

6 (cf: P.L.2019, c.124, s.1)

7

8 <sup>1</sup>20. Section 21 of P.L.1993, c.65 (C.19:44A-8.1) is amended to  
9 read as follows:

10 21. a. Each political committee, as defined in subsection i. of  
11 section 3 of P.L.1973, c.83 (C.19:44A-3), which aids or promotes  
12 the nomination for election or the election of a candidate or the  
13 passage or defeat of a public question, each independent  
14 expenditure committee, as defined in subsection t. of section 3 of  
15 P.L.1973, c.83 (C.19:44A-3), each continuing political committee  
16 as defined in subsection n. of section 3 of P.L.1973, c.83, and each  
17 legislative leadership committee as defined in subsection s. of  
18 section 3 of P.L.1973, c.83, shall submit to the commission a  
19 statement of registration which includes:

20 (1) the complete name or identifying title of the committee and  
21 the general category of entity or entities, including but not limited  
22 to business organizations, labor organizations, professional or trade  
23 associations, candidate for or holder of public office, political party,  
24 ideological grouping or civic association, the interests of which are  
25 shared by the leadership, members, or financial supporters of the  
26 committee;

27 (2) the mailing address of the committee and the name and  
28 resident address of a resident of this State who shall have been  
29 designated by the committee as its agent to accept service of  
30 process; and

31 (3) a descriptive statement prepared by the organizers or officers  
32 of the committee that identifies (a) the names and mailing addresses  
33 of the persons having control over the affairs of the committee,  
34 including but not limited to persons in whose name or at whose  
35 direction or suggestion the committee solicits funds, and persons  
36 participating in any decision to make a contribution of such funds to  
37 any candidate, political committee or continuing political  
38 committee and, in the case of an independent expenditure  
39 committee, any decision to expend funds for the purpose of  
40 **【influencing or attempting to influence the outcome of any election**  
41 **or the nomination, election, or defeat of any person to State or local**  
42 **elective public office or the passage or defeat of any public**  
43 **question, legislation, or regulation, or in providing political**  
44 **information on any candidate or public question, legislation, or**  
45 **regulation】 making independent expenditures; (b) the name and**  
46 **mailing address of any person not included among the persons**  
47 **identified under subparagraph (a) of this paragraph who, directly or**  
48 **through an agent, participated in the initial organization of the**

1 committee; (c) in the case of any person identified under  
2 subparagraph (a) or subparagraph (b) who is an individual, the  
3 occupation of that individual, the individual's home address, and the  
4 name and mailing address of the individual's employer, or, in the  
5 case of any such person which is a corporation, partnership,  
6 unincorporated association, or other organization, the name and  
7 mailing address of the organization; and (d) any other information  
8 which the Election Law Enforcement Commission may, under such  
9 regulations as it shall adopt pursuant to the provisions of the  
10 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-  
11 1 et seq.), require as being material to the fullest possible disclosure  
12 of the economic, political and other particular interests and  
13 objectives which the committee has been organized to or does  
14 advance. The commission shall be informed, in writing, of any  
15 change in the information required by this paragraph within three  
16 days of the occurrence of the change. Legislative leadership  
17 committees shall be exempt from the requirements of subparagraphs  
18 (a), (b) and (c) of this paragraph.

19 b. After submission of a statement of registration to the  
20 commission pursuant to this section, the committee shall use the  
21 complete name or identifying title on all documents submitted to  
22 the commission, in all solicitations for contributions, in all paid  
23 media advertisements purchased or paid for by the committee in  
24 support of or in opposition to any candidate or public question, and  
25 in all contributions made by the committee to candidates or other  
26 committees and, in the case of an independent expenditure  
27 committee, any decision to expend funds for the purpose of  
28 **【influencing or attempting to influence the outcome of any election**  
29 **or the selection, nomination, election, or defeat of any person to**  
30 **State or local elective public office or the passage or defeat of any**  
31 **public question, legislation, or regulation, or in providing political**  
32 **information on any candidate or public question, legislation, or**  
33 **regulation】 making independent expenditures.**

34 c. Each report of contributions under section 8 of P.L.1973,  
35 c.83 (C.19:44A-8) by a political committee, continuing political  
36 committee, independent expenditure committee, or legislative  
37 leadership committee required under subsection a. of this section to  
38 submit a statement of registration shall include, in the case of each  
39 contributor who is an individual, the home address of the individual  
40 if different from the individual's mailing address, or, in the case of  
41 any contributor which is an organization, any information, in  
42 addition to that otherwise required, which the Election Law  
43 Enforcement Commission may, under such regulations as it shall  
44 adopt pursuant to the provisions of the "Administrative Procedure  
45 Act," P.L.1968, c.410 (C.52:14B-1 et seq.), require as being  
46 material to the fullest possible disclosure of the economic, political  
47 and other particular interests and objectives which the contributing  
48 organization has been organized to or does advance.

1 d. Any political committee, continuing political committee,  
2 independent expenditure committee, or legislative leadership  
3 committee may at any time apply to the commission for approval of  
4 an abbreviation or acronym of its complete, official name or title for  
5 its exclusive use on documents which it shall submit to the  
6 commission. Upon verification that the abbreviation or acronym  
7 has not been approved for such use by any other political  
8 committee, continuing political committee, independent expenditure  
9 committee, or legislative leadership committee, the commission  
10 shall approve the abbreviation or acronym for such use by the  
11 applicant committee, and the committee, and any individual,  
12 corporation, partnership, membership organization or incorporated  
13 or unincorporated association which, under the provisions of  
14 P.L.1973, c.83 (C.19:44A-1 et al.), submits any documents to the  
15 commission containing a reference to that committee, shall  
16 thereafter use that approved abbreviation or acronym in documents  
17 submitted to the commission. The commission shall, during its  
18 regular office hours, maintain for public inspection in its offices a  
19 current alphabetically arranged list of all such approved  
20 abbreviations and acronyms, indicating for each the name of the  
21 committee for which it stands, and shall make copies of the list  
22 available upon request.

23 e. No foreign national, government, instrumentality, or agent  
24 may register as an independent expenditure committee for the  
25 purpose of making independent expenditures in any State or local  
26 election.<sup>1</sup>

27 (cf: P.L.2019, c.124, s.3)

28

29 <sup>1</sup>21. Section 10 of P.L.1973, c.83 (C.19:44A-10) is amended to  
30 read as follows:

31 10. Each political party committee shall, on or before July 1 in  
32 each year, designate a single organizational treasurer and an  
33 organizational depository and shall, not later than the tenth day after  
34 the designation of the organizational depository file the name and  
35 address of that depository, and of the organizational treasurer, with  
36 the Election Law Enforcement Commission.

37 Every political committee may designate a chairman of the  
38 committee, but no person serving as the chairman of a political  
39 party committee or a legislative leadership committee shall be  
40 eligible to be appointed or to serve as the chairman of a political  
41 committee. Every political committee shall, not later than the date  
42 on which it first receives any contribution or makes or incurs any  
43 expenditure in the furtherance or aid of the election or defeat of any  
44 candidate or the passage or defeat of any public question, appoint a  
45 single campaign treasurer and designate a campaign depository, but  
46 no person serving as the chairman of a political party committee or  
47 a legislative leadership committee shall be eligible to be appointed  
48 or to serve as the campaign treasurer of a political committee. Not  
49 later than the tenth day after the initial designation of the campaign

1 depository, the committee shall file the name and address of the  
2 depository, and of the campaign treasurer, with the Election Law  
3 Enforcement Commission.

4 Every independent expenditure committee may designate a  
5 chairman of the committee, but no person serving as the chairman  
6 of a political party committee or a legislative leadership committee  
7 shall be eligible to be appointed or to serve as the chairman of an  
8 independent expenditure committee. No candidate or holder of  
9 public office, directly or indirectly, shall establish, authorize the  
10 establishment of, maintain, or participate in the management or  
11 control of any independent expenditure committee. Every  
12 independent expenditure committee, not later than the date on  
13 which it first receives any contribution or makes or incurs any  
14 independent expenditure [for the purpose of influencing or  
15 attempting to influence the outcome of any election or the  
16 nomination, election, or defeat of any person to State or local  
17 elective public office or the passage or defeat of any public  
18 question, legislation, or regulation, or providing political  
19 information on any candidate or public question, legislation, or  
20 regulation], shall appoint a single organizational treasurer and  
21 designate an organizational depository, but no person serving as the  
22 chairman of a political party committee or a legislative leadership  
23 committee shall be eligible to be appointed or to serve as the  
24 organizational treasurer of an independent expenditure committee.  
25 Not later than the 10th day after the initial designation of the  
26 organizational depository, the committee shall file the name and  
27 address of the depository, and of the organizational treasurer, with  
28 the Election Law Enforcement Commission.

29 Every continuing political committee shall, not later than the  
30 date on which it first receives any contribution or makes or incurs  
31 any expenditure in the furtherance or aid of the election or defeat of  
32 any candidate or the passage or defeat of any public question,  
33 appoint a single organizational treasurer and designate an  
34 organizational depository, provided that no person who is the  
35 chairman of a political party committee or a legislative leadership  
36 committee shall be eligible to be appointed or to serve as the  
37 organizational treasurer of a continuing political committee. Not  
38 later than the tenth day after the initial designation of the  
39 organizational depository, the committee shall file the name and  
40 address of the depository, and of the organizational treasurer, with  
41 the Election Law Enforcement Commission.

42 Every legislative leadership committee shall, not later than the  
43 date on which it first receives any contribution or makes or incurs  
44 any expenditure in the furtherance or aid of the election or defeat of  
45 any candidate or the passage or defeat of any public question,  
46 appoint a single organizational treasurer and designate an  
47 organizational depository. Not later than the tenth day after the  
48 initial designation of the organizational depository, the committee  
49 shall file the name and address of the depository, and of the

1 organizational treasurer, with the Election Law Enforcement  
2 Commission.

3 Each organizational treasurer of a State political party committee  
4 or a legislative leadership committee shall be a trained treasurer,  
5 pursuant to subsection g. of section 6 of P.L.1973, c.83 (C.19:44A-  
6 6), or shall acquire such training within 90 days of appointment as  
7 an organizational treasurer. An organizational treasurer of any  
8 other political party committee or a continuing political committee  
9 or an independent expenditure committee and a campaign treasurer  
10 of a political committee may be a trained treasurer.

11 An organizational treasurer of a political party committee, a  
12 continuing political committee, an independent expenditure  
13 committee, or a legislative leadership committee and a campaign  
14 treasurer of a political committee may appoint deputy  
15 organizational or campaign treasurers as may be required and may  
16 designate additional organizational or campaign depositories. Such  
17 committees shall file the names and addresses of such deputy  
18 treasurers and additional depositories with the Election Law  
19 Enforcement Commission not later than the fifth day after their  
20 appointment or designation, respectively.

21 Any political party committee, any political committee, any  
22 independent expenditure committee, any continuing political  
23 committee, and any legislative leadership committee may remove  
24 its organizational or campaign treasurer or deputy treasurer. In the  
25 case of the death, resignation or removal of its organizational or  
26 campaign treasurer, the committee shall appoint a successor as soon  
27 as practicable and shall file his name and address with the Election  
28 Law Enforcement Commission within three days.<sup>1</sup>

29 (cf: P.L.2019, c.124, s.4)

30

31 <sup>1</sup>22. Section 11 of P.L.1973, c.83 (C.19:44A-11) is amended to  
32 read as follows:

33 11. No contribution of money or other thing of value, nor  
34 obligation therefor, including but not limited to contributions, loans  
35 or obligations of a candidate himself or of his family, shall be made  
36 or received, and no expenditure of money or other thing of value,  
37 nor obligation therefor, including expenditures, loans or obligations  
38 of a candidate himself or of his family, shall be made or incurred,  
39 directly or indirectly, to support or defeat a candidate in any  
40 election, or to aid the passage or defeat of any public question, or  
41 **【to aid the passage or defeat of legislation or regulation】** as an  
42 independent expenditure in the case of an independent expenditure  
43 committee, except through:

44 a. The duly appointed campaign treasurer or deputy campaign  
45 treasurers of the candidate committee or joint candidates  
46 committee;

47 b. The duly appointed organizational treasurer or deputy  
48 organizational treasurers of a political party committee or a  
49 continuing political committee;

1 c. The duly appointed campaign treasurer or deputy campaign  
2 treasurers of a political committee;

3 d. The duly appointed organizational treasurer or deputy  
4 organizational treasurer of a legislative leadership committee; or

5 e. The duly appointed organizational treasurer or deputy  
6 organizational treasurer of an independent expenditure committee.

7 It shall be lawful, however, for any person, not acting in concert  
8 with any other person or group, to expend personally from his own  
9 funds a sum which is not to be repaid to him for any purpose not  
10 prohibited by law, or to contribute his own personal services and  
11 personal traveling expenses, to support or defeat a candidate or to  
12 aid the passage or defeat of a public question; provided, however,  
13 that any person making such expenditure shall be required to report  
14 his or her name and mailing address and the amount of all such  
15 expenditures and expenses, except personal traveling expenses, if  
16 the total of the money so expended, exclusive of such traveling  
17 expenses, exceeds \$500, and also, where the person is an individual,  
18 to report the individual's occupation and the name and mailing  
19 address of the individual's employer, to the Election Law  
20 Enforcement Commission at the same time and in the same manner  
21 as a political committee subject to the provisions of section 8 of  
22 P.L.1973, c.83 (C.19:44A-8). Such expenditure made during the  
23 period between the 13th day prior to the election and the date of the  
24 election shall be filed in writing or by telegram within 48 hours of  
25 the making, incurring or authorization of the expenditure and shall  
26 set forth the name and mailing address of the person, firm or  
27 organization to whom or which the expenditure was paid and the  
28 amount and purpose of the expenditure.

29 No contribution of money shall be made in currency, except  
30 contributions in response to a public solicitation, provided that  
31 cumulative currency contributions of up to \$200 may be made to a  
32 candidate committee or joint candidates committee, a political  
33 committee, a continuing political committee, an independent  
34 expenditure committee, a legislative leadership committee or a  
35 political party committee if the contributor submits with the  
36 currency contribution a written statement of a form as prescribed by  
37 the commission, indicating the contributor's name, mailing address  
38 and occupation and the amount of the contribution, including the  
39 contributor's signature and the name and mailing address of the  
40 contributor's employer. Adjustments to the \$200 limit established in  
41 this paragraph which have been made by the Election Law  
42 Enforcement Commission, pursuant to section 22 of P.L.1993, c.65  
43 (C.19:44A-7.2), prior to the effective date of P.L.2004, c.28 are  
44 rescinded. The \$200 limit established in this paragraph shall remain  
45 as stated in this paragraph without further adjustment by the  
46 commission in the manner prescribed by section 22 of P.L.1993,  
47 c.65 (C.19:44A-7.2).

48 Any anonymous contribution received by a campaign treasurer  
49 or deputy campaign treasurer shall not be used or expended, but



1 shall be returned to the donor, if his identity is known, and if no  
2 donor is found, the contribution shall escheat to the State.

3 No person, partnership or association, either directly or through  
4 an agent, shall make any loan or advance, the proceeds of which  
5 that person, partnership or association knows or has reason to know  
6 or believe are intended to be used by the recipient thereof to make a  
7 contribution or expenditure, except by check or money order  
8 identifying the name, mailing address and occupation or business of  
9 the maker of the loan, and, if the maker is an individual, the name  
10 and mailing address of that individual's employer; provided,  
11 however, that such loans or advances to a single individual, up to a  
12 cumulative amount of \$50 in any calendar year, may be made in  
13 currency.<sup>1</sup>

14 (cf: P.L.2019, c.124, s.5)

15

16 <sup>1</sup>23. Section 2 of P.L.1995, c.391 (C.19:44A-22.3) is amended  
17 to read as follows:

18 2. a. Whenever a candidate committee, joint candidates  
19 committee, political committee, continuing political committee,  
20 independent expenditure committee, political party committee or  
21 legislative leadership committee, or any group other than such a  
22 committee, or any person makes, incurs or authorizes an  
23 expenditure for the purpose of financing a communication aiding or  
24 promoting the nomination, election or defeat of any candidate or  
25 providing political information on any candidate which is an  
26 expenditure that the committee, group or person is required to  
27 report to the Election Law Enforcement Commission pursuant to  
28 P.L.1973, c.83 (C.19:44A-1 et seq.), the communication shall  
29 clearly state the name and business or residence address of the  
30 committee, group or person, as that information appears on reports  
31 filed with the commission, and that the communication has been  
32 financed by that committee, group or person.

33 b. Whenever a candidate committee, joint candidates  
34 committee, political committee, continuing political committee,  
35 independent expenditure committee, political party committee or  
36 legislative leadership committee, or any group other than such a  
37 committee, or any person makes, incurs or authorizes an  
38 expenditure for the purpose of financing a communication aiding  
39 the passage or defeat of any public question or providing political  
40 information on any public question, or **【aiding the passage or defeat**  
41 **of legislation or regulation】** as an independent expenditure in the  
42 case of an independent expenditure committee, which is an  
43 expenditure that the committee, group or person is required to  
44 report to the Election Law Enforcement Commission pursuant to  
45 P.L.1973, c.83 (C.19:44A-1 et seq.), the communication shall  
46 clearly state the name and business or residence address of the  
47 committee, group or person, as that information appears on reports

1 filed with the commission, and that the communication has been  
2 financed by that committee, group or person.

3 c. A communication that is financed by an independent  
4 expenditure committee or by any person, not acting in concert with  
5 a candidate or any person or committee acting on behalf of a  
6 candidate, shall contain a clear and conspicuous statement that the  
7 expenditure was not made with the cooperation or prior consent of,  
8 or in consultation with or at the request or suggestion of, any such  
9 candidate, person or committee.

10 d. Any person who accepts compensation from a committee,  
11 group or individual described in subsection a. or b. of this section  
12 for the purpose of printing, broadcasting, or otherwise  
13 disseminating to the electorate a communication shall require the  
14 committee, group, or individual to file a copy of the statement of  
15 registration required to be filed with the Election Law Enforcement  
16 Commission pursuant to section 21 of P.L.1993, c.65 (C.19:44A-  
17 8.1) and shall maintain a record of the transaction which shall  
18 include an exact copy of the communication and a statement of the  
19 number of copies made or the dates and times that the  
20 communication was broadcast or otherwise transmitted, and the  
21 name and address of the committee, group or individual paying for  
22 the communication. The record shall be maintained on file at the  
23 principal office of the person accepting the communication for at  
24 least two years and shall be available for public inspection during  
25 normal business hours.

26 e. As used in this section, "communication" means a press  
27 release, pamphlet, flyer, form letter, sign, billboard, paid  
28 advertisement printed in any newspaper or other publication or  
29 broadcast on radio or television, or telephone call featuring a  
30 recorded message, or any other form of advertising, including  
31 Internet and digital advertising, directed to the electorate.

32 f. The provisions of this section shall not be construed to apply  
33 to any bona fide news item or editorial contained in any publication  
34 of bona fide general circulation.

35 g. (1) A person who violates a provision of this section shall be  
36 subject to the civil penalties provided in section 22 of P.L.1973,  
37 c.83 (C.19:44A-22).

38 (2) A person who, with intent to injure anyone or to conceal  
39 wrongdoing, purposely falsifies, conceals or misrepresents  
40 information required by this section to be disclosed or maintained  
41 on file is guilty of a crime of the fourth degree.

42 h. The Election Law Enforcement Commission shall  
43 promulgate rules and regulations pursuant to the "Administrative  
44 Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.) to effectuate  
45 the purpose of this section. The commission may, by regulation,  
46 exempt from the provisions of this section small, tangible items of  
47 de minimis value which are commonly used in campaigns to convey  
48 a political message, including, but not limited to, buttons, combs,  
49 and nail files. The commission may also, by regulation, exempt

1 from the provisions of this section advertising space purchased by a  
2 candidate committee, joint candidates committee, political  
3 committee, continuing political committee, political party  
4 committee, legislative leadership committee or other person, in a  
5 political program book distributed at a fund-raising event if the  
6 financial transaction is otherwise subject to disclosure. An  
7 exemption granted by the commission with respect to any item shall  
8 not relieve the committee, group or individual making an  
9 expenditure therefor from any applicable campaign finance  
10 reporting requirements.

11 In addition, the commission shall have the authority to provide,  
12 by regulation, that a communication need not include the address of  
13 the committee, group or person financing the communication in  
14 circumstances where the name of a committee, group or person  
15 would be sufficient to identify it from the commission's records.<sup>1</sup>  
16 (cf: P.L.2019, c.124, s.10)

17

18 <sup>1</sup>**[18.]** 24.<sup>1</sup> Section 1 of P.L.2005, c.271 (C.40A:11-51) is  
19 repealed.

20

21 <sup>1</sup>**[19.]** 25.<sup>1</sup> This act shall take effect on January 1, 2023.