

ASSEMBLY, No. 2155

STATE OF NEW JERSEY

INTRODUCED JUNE 17, 1996

By Assemblyman DALTON

1 AN ACT requiring the identification of candidates and committees
2 under certain circumstances and amending P.L.1995, c.391.

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

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7 1. Section 2 of P.L.1995, c.391 (C.19:44A-22.3) is amended to
8 read as follows:

9 2. a. Whenever a candidate committee, joint candidates committee,
10 political committee, continuing political committee, political party
11 committee or legislative leadership committee, or any group other than
12 such a committee, or any person makes, incurs or authorizes an
13 expenditure for the purpose of financing a communication aiding or
14 promoting the nomination, election or defeat of any candidate or
15 providing political information on any candidate which is an
16 expenditure that the committee, group or person is required to report
17 to the Election Law Enforcement Commission pursuant to P.L.1973,
18 c.83 (C.19:44A-1 et seq.), the communication shall clearly state, or in
19 the case of non-print communications otherwise include, the name and
20 business or residence address of the committee, group or person, as
21 that information appears on reports filed with the commission, and that
22 the communication has been financed by that committee, group or
23 person.

24 b. Whenever a candidate committee, joint candidates committee,
25 political committee, continuing political committee, political party
26 committee or legislative leadership committee, or any group other than
27 such a committee, or any person makes, incurs or authorizes an
28 expenditure for the purpose of financing a communication aiding the
29 passage or defeat of any public question or providing political
30 information on any public question which is an expenditure that the
31 committee, group or person is required to report to the Election Law
32 Enforcement Commission pursuant to P.L.1973, c.83 (C.19:44A-1 et
33 seq.), the communication shall clearly state, or in the case of non-print
34 communications otherwise include, the name and business or residence

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

Matter underlined thus is new matter.

1 address of the committee, group or person, as that information appears
2 on reports filed with the commission, and that the communication has
3 been financed by that committee, group or person.

4 c.. Whenever a candidate committee, joint candidates committee,
5 political committee, continuing political committee, political party
6 committee or legislative leadership committee, or any group other than
7 such a committee, or any person makes, incurs or authorizes an
8 expenditure for the purpose of financing a communication that seeks
9 to engage members of the public regarding their opinions as to
10 candidates, public questions or issues during a campaign, regardless of
11 whether such a communication is conducted by a person who has
12 volunteered service to the committee, candidate or individual financing
13 the communication and whether the expenditure is one that the
14 committee, group or person is required to report to the Election Law
15 Enforcement Commission pursuant to P.L.1973, c.83 (C.19:44A-1 et
16 seq.), the communication shall clearly include the name and business
17 or residence address of the committee, group or person, as that
18 information appears on reports filed with the commission, and that the
19 communication has been financed by that committee, group or person.

20 [c.] d. A communication that is financed by any person, not acting
21 in concert with a candidate or any person or committee acting on
22 behalf of a candidate, shall contain a clear and conspicuous statement
23 that the expenditure was not made with the cooperation or prior
24 consent of, or in consultation with or at the request or suggestion of,
25 any such candidate, person or committee.

26 [d.] e. Any person who accepts compensation from a committee,
27 group or individual described in subsection a. [or], b. or c. of this
28 section for the purpose of printing, broadcasting, or otherwise
29 disseminating to the electorate a communication shall maintain a
30 record of the transaction which shall include an exact copy of the
31 communication and a statement of the number of copies made or the
32 dates and times that the communication was broadcast, or in the case
33 of non-print communication otherwise relayed, and the name and
34 address of the committee, group or individual paying for the
35 communication. [The] Except for a communication made by means of
36 a telephone call or message or any other type of telecommunications
37 equipment, the record shall be maintained on file at the principal office
38 of the person accepting the communication for at least two years and
39 shall be available for public inspection during normal business hours.

40 [e.] f. As used in this section, "communication" means a press
41 release, pamphlet, flyer, form letter, sign, billboard or paid
42 advertisement printed in any newspaper or other publication or
43 broadcast on radio or television, or any other form of advertising
44 directed to the electorate ; "communication" also includes any
45 contacting of the public by means of a telephone call or message or
46 any other type of telecommunications equipment.

1 volunteered service to the committee, candidate or individual financing
2 the communication and whether the expenditure is required to be
3 reported to the Election Law Enforcement Commission (ELEC), the
4 communication shall clearly include the name and business or
5 residence address of the committee, group or person, as that
6 information appears on reports filed with the commission, and that the
7 communication has been financed by that committee, group or person.

8 The bill expands the definition of "communication" contained in that
9 part of the statutory law amended by the bill to include any contacting
10 of the public by means of a telephone call or message or any other type
11 of telecommunications equipment.

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16 Requires disclosure to public of candidate, committee or person
17 financing telephone communications thereto.