



State of New Jersey  
OFFICE OF THE STATE TREASURER  
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JON S. CORZINE  
*Governor*

BRADLEY I. ABELOW  
*State Treasurer*

To: The State House Press

From: Kaitlyn Adams  
Office of the State Treasurer

Date: March 2, 2007

Subject: Administrative Code  
Proposed Re-adoptions with Amendments: N.J.A.C. 17:28 and N.J.A.C. 17:29  
Public Employee Charitable Fund-Raising Campaign

P.L. 2001, c5 (N.J.S.A. 52:14B-4) requires an agency to give notice of its intended action to the news media maintaining a press office to cover the State House Complex prior to the proposal, amendments or repeal of any rule.

The Office of the State Treasurer is proposing rules for readoption with amendments (Proposed Rules No. PRN 2007-67 and PRN 2007-68) regarding organizational eligibility and procedures for application and appeal to the Public Employee Charitable Fund-Raising Campaign for state and local government in N.J.A.C. 17:28 and N.J.A.C. 17:29. The notice for readoption will be published in the March 5, 2007 edition of the New Jersey Register, 39 NJR 3(1). The public comment period for these proposals will be extended to 60 days in order to qualify the notice for an exception to the rulemaking calendar requirements set forth in N.J.S.A. 52:14B-3 and N.J.A.C. 1:30-3.3(a)5. Written comments on the proposed readoptions with amendments may be submitted by May 4, 2007 to:

Kaitlyn Adams  
Office of the State Treasurer  
P.O. Box 002  
Trenton, New Jersey 08625-0002

The Office of the State Treasurer has reviewed the rules with amendments and has determined them to be necessary, reasonable and proper for the purposes for which they were originally promulgated, pursuant to Executive Order No. 66 (1978).

The proposed amendments clarify the eligibility requirements of a charitable organization to participate in the Charitable Fund-Raising Campaign or Campaign Steering Committee for both state and local units of government. The underlying statute that addresses

eligibility, the Public Employee Charitable Fund-Raising Act, is located at N.J.S.A. 52:14-15.9c7d and requires a charity to comply with the Charitable Registration and Investigation Act, since amended by P.L. 2005, c. 283, effective July 9, 2006. Before these amendments, the CRI provided disclosure, recordkeeping requirements and enforcement authority. After the July 2006 amendments, the CRI provides enhanced disclosure requirements such as the annual disclosure of organizational information, prohibitions against misleading prospective donors, and enhanced enforcement authority granted to the Attorney General. These statutory changes necessitate clarification to charitable organizations that Campaign and/or Campaign Steering Committee eligibility requires compliance with the enhanced requirements set forth in the Charitable Registration and Investigation Act, rather than the initial registration of a charitable organization with the Attorney General.

A complete copy of the notice can be found in the *New Jersey Register*, 39 NJR 3(1) and the full text of the current rules may be found in the New Jersey Administrative Code at N.J.A.C. 17:28 and N.J.A.C. 17:29, available in the reference section of most local libraries and through Rutgers-Newark Law School's website <http://law-library.rutgers.edu/ilg/njlaw.php>. A complete copy of the proposed readoption with amendments notice can also be found on the Treasury website <http://www.state.nj.us/treasury> or obtained by contacting Kaitlyn Adams of the Office of the State Treasurer at 609-292-5908.