

SECTION 004570 - POLITICAL CONTRIBUTION DISCLOSURE FORM

CONTRACTOR/BIDDER POLITICAL CONTRIBUTION FORM

N.J.A.C. 6A:23A-6.3 Accountability Compliance Form

Required for all non-emergency contracts over \$17,500.00.

Long Beach Island Consolidated School District

201 20th Street

Ship Bottom, New Jersey 08008

Name of Contractor/Bidder _____

Type of Entity: (check one) Corporation Partnership

Individual/Sole Proprietor LLC

1. The undersigned certifies that the above-named Contractor/Bidder has not made a contribution in excess of \$200.00 to any member of the above named Board of Education during the past 12 months.
2. In the case of a corporation or partnership, the undersigned further certifies that no person having an interest in the corporation partnership has made such a contribution. "Interest" for purposes of this certification is defined as ownership or control of more than 10% of the profits, assets or stock of a business.
3. In the case of an individual or sole proprietor, the undersigned further certifies that neither the individual's spouse nor child residing with the individual has made such a contribution.
4. The Contractor/Bidder understands and agrees that, if awarded the contract, it is not permitted to make any contributions to any member of the Board during the term of the contract.
5. Check on of the following:
 - a. Attached hereto is a true copy of the Contractor/Bidder's list of political contributions pursuant to Section 2 of C. 271, L. 2005 (N.J.S.A. 19:44A-20.26).
 - b. The Contractor made no political contributions during the preceding 12 months that require reporting under Section 2 of C. 271.

Signature: _____ Date: _____

Print Name: _____ Title: _____

C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM

Contractor Instructions, Amended for Boards of Education per 6A:23A-6.3

Pursuant to N.J.A.C. 6A:23A-6.3, business entities (contractors) receiving contracts from Boards of Education are subject to the provisions of P.L. 2005, c. 271, s.2 (N.J.S.A. 19:44A-20.26). This law provides that 10 days prior to the award of such a contract, the contractor shall disclose contributions to:

- any candidate committee of a candidate for, or holder of, an elective office, or any continuing political committee (a.k.a., political action committee)
- any candidate committee of a candidate for, or holder of, an elective office of that public entity
 - of that county in which that public entity is located
 - of another public entity within that county
 - or of a legislative district in which that public entity is located or, when the public entity is a county, of any legislative district which includes all or part of the county or any continuing political committee.

The disclosure must list reportable contributions to any of the committees that exceed \$200 per election cycle that were made during the 12 months prior to award of the contract. See N.J.S.A. 19:44A-8 and 19:44A-16 for more details on reportable contributions.

It is the Contractor's responsibility to identify the specific committees to which contributions have been made and need to be disclosed. The disclosed information may exceed the minimum requirement.

N.J.S.A. 19:44A-20.26 itemizes the parties from whom contributions must be disclosed when a business entity is not a natural person. This includes the following:

- individuals with an "interest" ownership or control of more than 10% of the profits or assets of a business entity or 10% of the stock in the case of a business entity that is a corporation for profit
- all principals, partners, officers, or directors of the business entity or their spouses
- any subsidiaries directly or indirectly controlled by the business entity
- IRS Code Section 527 New Jersey based organizations, directly or indirectly controlled by the business entity and filing as continuing political committees, (PACs).

When the business entity is a natural person, "a contribution by that person's spouse or child, residing therewith, shall be deemed to be a contribution by the business entity." [N.J.S.A. 19:44A-20.26(b)] The contributor must be listed on the disclosure.

Any business entity that fails to comply with the disclosure provisions shall be subject to a fine imposed by ELEC in an amount to be determined by the Commission which may be based upon the amount that the business entity failed to report.

The enclosed form, a content-consistent facsimile, or an electronic data file containing the required details (along with a signed cover sheet) may be used as the Contractor's submission and is disclosable to the public under the Open Public Records Act.

¹ N.J.S.A. 19:44A-3(s): "The term "legislative leadership committee" means a committee established, authorized to be established, or designated by the President of the Senate, the Minority Leader of the Senate, the Speaker of the General Assembly or the Minority Leader of the General Assembly pursuant to section 16 of P.L.1993, c.65 (C.19:44A-10.1) for the purpose of receiving contributions and making expenditures."

END OF SECTION 004570