

**CHAPTER 28****PUBLIC EMPLOYEE CHARITABLE  
FUND-RAISING CAMPAIGN****Authority**

N.J.S.A. 52:14-15.9c13, 52:18A-30 and 52:27B-40.

**Source and Effective Date**

R.2009 d.157, effective May 4, 2009.  
See: 40 N.J.R. 6940(a), 41 N.J.R. 2047(a).

**Chapter Expiration Date**

Chapter 28, Public Employee Charitable Fund-Raising Campaign, expires on May 4, 2014.

**Chapter Historical Note**

Chapter 28, Public Employee Charitable Fund-Raising Campaign, became effective July 15, 1985 as Emergency Rule R.1985 d.406, with an expiration date of September 13, 1985. See: 17 N.J.R. 1931(a).

Pursuant to Executive Order No. 66(1978), Chapter 28, Public Employee Charitable Fund-Raising Campaign, was readopted on September 13, 1985 as R.1985 d.496. See: 17 N.J.R. 1931(a), 17 N.J.R. 2449(a).

Pursuant to Executive Order No. 66(1978), Chapter 28, Public Employee Charitable Fund-Raising Campaign, was readopted as R.1990 d.464, effective August 17, 1990. See: 22 N.J.R. 1994(a), 22 N.J.R. 3001(a).

The Executive Order No. 66(1978) expiration date for Chapter 28, Public Employee Charitable Fund-Raising Campaign, was extended by gubernatorial directive from August 17, 1995 to January 31, 1996. See: 27 N.J.R. 3379(a).

Pursuant to Executive Order No. 66(1978), Chapter 28, Public Employee Charitable Fund-Raising Campaign, was readopted as R.1995 d.648, effective November 17, 1995. See: 27 N.J.R. 3585(a), 27 N.J.R. 5041(a).

Pursuant to Executive Order No. 66(1978), Chapter 28, Public Employee Charitable Fund-Raising Campaign, expired on November 17, 2000.

Chapter 28, Public Employee Charitable Fund-Raising Campaign, was adopted as new rules by R.2003 d.341, effective August 18, 2003. See: 34 N.J.R. 3585(a), 35 N.J.R. 3830(a). Chapter 28, Public Employee Charitable Fund-Raising Campaign, expired on August 18, 2008.

Chapter 28, Public Employee Charitable Fund-Raising Campaign, was adopted as new rules by R.2009 d.157, effective May 4, 2009. As a part of R.2009 d.157, Subchapter 5, Campaign Accounts, was renamed Campaign Accounts for State Employees; Subchapter 6, Boards, Commissions and Authorities, was renamed Campaign Procedure for Boards, Commissions and Authorities; and Subchapter 7, Administrative Costs of the Campaign, was adopted as new rules, effective May 4, 2009. See: Source and Effective Date. See, also, section annotations.

**CHAPTER TABLE OF CONTENTS****SUBCHAPTER 1. GENERAL PROVISIONS**

- 17:28-1.1 Purpose
- 17:28-1.2 Scope
- 17:28-1.3 Definitions
- 17:28-1.4 Forms
- 17:28-1.5 General provisions

**SUBCHAPTER 2. CHARITABLE FUND-RAISING  
CAMPAIGN STEERING COMMITTEE**

- 17:28-2.1 General provisions
- 17:28-2.2 Membership
- 17:28-2.3 Term of membership
- 17:28-2.4 Duties of Campaign Steering Committee
- 17:28-2.5 Eligibility of charitable fund-raising organizations
- 17:28-2.6 Membership procedure Campaign Steering Committee
- 17:28-2.7 Appeal procedure
- 17:28-2.8 Application form for charitable fund-raising organizations

**SUBCHAPTER 3. CHARITABLE FUND-RAISING  
CAMPAIGN**

- 17:28-3.1 Eligibility
- 17:28-3.2 Application procedure for unaffiliated agencies
- 17:28-3.3 Application form; unaffiliated charitable agency

**SUBCHAPTER 4. CAMPAIGN ADMINISTRATION**

- 17:28-4.1 General provisions
- 17:28-4.2 Campaign period
- 17:28-4.3 Campaign literature
- 17:28-4.4 Distribution of campaign literature
- 17:28-4.5 Form of contribution
- 17:28-4.6 Designated contribution
- 17:28-4.7 Distribution of contributions
- 17:28-4.8 Selection and use of campaign volunteers
- 17:28-4.9 Campaign education

**SUBCHAPTER 5. CAMPAIGN ACCOUNTS FOR STATE  
EMPLOYEES**

- 17:28-5.1 General provisions
- 17:28-5.2 Payroll deductions
- 17:28-5.3 Campaign accounting
- 17:28-5.4 (Reserved)

**SUBCHAPTER 6. CAMPAIGN PROCEDURE FOR  
BOARDS, COMMISSIONS AND AUTHORITIES**

- 17:28-6.1 General provisions
- 17:28-6.2 Procedure for boards, commissions and authorities
- 17:28-6.3 (Reserved)

**SUBCHAPTER 7. ADMINISTRATIVE COSTS OF THE  
CAMPAIGN**

- 17:28-7.1 Costs of operating payroll deduction system
- 17:28-7.2 Budget for other Campaign costs
- 17:28-7.3 Payment of other Campaign costs

**SUBCHAPTER 1. GENERAL PROVISIONS****17:28-1.1 Purpose**

(a) The purpose of the rules in this chapter is to:

1. Provide a convenient channel through which State employees may support the efforts of charitable fund-raising organizations and charitable agencies while minimizing disruption to the workplace and cost to the taxpayers that fund-raising may entail;
2. Establish a system for the planning and conduct of charitable fund-raising campaigns among State employees

in order to ensure that the funds will be collected and distributed in a reasonable manner; and

3. Provide eligible charitable fund-raising organizations and charitable agencies access to the public workplace for soliciting and collecting such contributions.

Amended by R.2009 d.157, effective May 4, 2009.

See: 40 N.J.R. 6940(a), 41 N.J.R. 2047(a).

In (a)3, inserted "fund-raising".

### 17:28-1.2 Scope

No deductions shall be made from compensation payable to State employees by the State Treasurer or his or her agents, or from compensation payable to employees of any instrumentality of the State, not payable by the State Treasurer, for the payment of contributions to any charitable fund-raising organization or charitable agency pursuant to N.J.S.A. 52:14-15.9c1, unless such organization or agency complies with the requirements of this chapter.

### 17:28-1.3 Definitions

The following words and terms, when used in this chapter shall have, unless the context clearly indicates otherwise, the following meanings:

"Affiliated charitable agency" means a charitable agency which is affiliated with a charitable fund-raising organization participating in the Campaign for the purpose of directly sharing in funds raised by the organization.

"Campaign manager" means a charitable fund-raising organization which manages a charitable fund-raising campaign.

"Campaign Steering Committee" means the operational unit of the State Campaign, as further described in N.J.A.C. 17:28-2.

"Campaign volunteer" means a public employee who volunteers to assist the Campaign Manager in the administration of the Campaign.

"Charitable agency" means a volunteer, not-for-profit organization which provides health, welfare, or human care services to individuals.

"Charitable fund-raising campaign" (Campaign) means an annual payroll deduction campaign organized pursuant to the Public Employee Charitable Fund-Raising Act, N.J.S.A. 52:14-15.9c1, to receive and distribute the voluntary charitable contributions of public employees.

"Charitable fund-raising organization" means a volunteer, not-for-profit organization, which solicits, receives and distributes voluntary charitable contributions. It may be either a federation or a fund.

"Compensation" means compensation payable by the State Treasurer to a State employee.

"Contribution" means, for purposes of the Campaign, a donation of money to or for the use of an organization that qualifies for tax-deductible contributions under section 170(b)(1)(A)(vi) or (viii) of the Internal Revenue Code and that is otherwise eligible to receive the payment under this chapter.

"Day" means a working day.

"Federation" means a charitable fund-raising organization that gives to affiliated charitable agencies that are constituents or members of the organization.

"Fund" means a charitable fund-raising organization that gives to single charitable agencies but does not require that those agencies be constituents or members of the organization.

"Health, welfare or human care services" means services, provided directly or indirectly, meeting the human needs of health, welfare or care, including, but not limited to, the relief of human suffering and poverty, public education and welfare, education, civil and human rights, and environmental restoration and conservation.

"Payroll deduction" means a contribution deducted from a State employee's compensation pursuant to N.J.S.A. 52:14-15.9c1.

"State" means the State of New Jersey or any instrumentality thereof.

"State employee" means any person employed by, or holding a public office, or position of, the State or any board, body, agency or commission thereof, whose compensation is payable by the State Treasurer.

"State Treasurer" means the Treasurer of the State of New Jersey.

"Unaffiliated charitable agency" means a charitable agency which provides health, welfare, or human care services within New Jersey and which is not affiliated with a charitable fund-raising organization.

"Undesignated contribution" means funds contributed to a charitable fund-raising campaign with no designation by the contributor as to the recipient charitable fund-raising organization or charitable agency.

Amended by R.2009 d.157, effective May 4, 2009.

See: 40 N.J.R. 6940(a), 41 N.J.R. 2047(a).

In definition "Charitable fund-raising organization", inserted a comma following "organization", inserted "solicits," and the last sentence; and added definitions "Contribution", "Federation" and "Fund".

### 17:28-1.4 Forms

In order to carry out its functions, the Department of Treasury shall use such forms as it shall deem appropriate. Such forms may be amended, supplemented and/or replaced at the discretion of the State Treasurer.