

ASSEMBLY, No. 314

STATE OF NEW JERSEY

INTRODUCED MARCH 24, 1949

By Messrs. MEHORTER and TUMULTY

(Without Reference)

AN ACT concerning elections, and amending sections 19:3-7, 19:13-8, 19:13-15, 19:13-20, 19:13-21, 19:14-2, 19:23-7, 19:23-12, 19:23-13, 19:23-15 and 19:23-16 of the Revised Statutes.

1 BE IT ENACTED *by the Senate and General Assembly of the State of New*  
2 *Jersey:*

1 1. Section 19:3-7 of the Revised Statutes is amended to read as fol-  
2 lows:

3 19:3-7. If any candidate for nomination for or election to any public  
4 office or party position, or his campaign manager, shall fail to file any  
5 statement or oath required by this Title to be filed, at the time, place and in  
6 the manner required by this Title, and duly verified as herein required, or  
7 shall file any false statement, the nomination or election of such candidate,  
8 if nominated or elected at the primary or other election concerning which  
9 such statement shall have been filed, shall be null and void.

1 2. Section 19:13-8 of the Revised Statutes is amended to read as fol-  
2 lows:

3 19:13-8. A candidate nominated for an office in a petition shall manifest  
4 his acceptance of such nomination by a written acceptance thereof, signed  
5 by his hand, upon or annexed to such petition, to which shall be annexed  
6 the oath of allegiance prescribed in section 41:1-1 of the Revised Statutes  
7 duly taken and subscribed by him before an officer authorized to take oaths

8 in this State, or if the same person be named for the same office in more than  
9 one petition, annexed to one of such petitions. Such acceptance shall cer-  
10 tify that the candidate is a resident of and a legal voter in the jurisdiction of  
11 the office for which the nomination is made. No candidate so named shall  
12 sign such acceptance if he has signed an acceptance for the primary nomina-  
13 tion or any other petition of nomination under this chapter for such office.

1 3. Section 19:13-15 of the Revised Statutes is amended to read as fol-  
2 lows:

3 19:13-15. When the State convention of a political party shall have  
4 nominated candidates for electors of President and Vice-President of the  
5 United States as herein provided, it shall certify such nomination in a writ-  
6 ten or printed or partly written and partly printed certificate of nomination.

7 The certificate of nomination shall contain the name of each person  
8 nominated, his residence and post-office address, the office for which he is  
9 named, and shall also contain in not more than three words the designation  
10 of the party or principles which such convention or nominating body repre-  
11 sents. The names of the candidates for President and Vice-President for  
12 whom such electors are to vote may be included in the certificate. The con-  
13 vention may also appoint a committee to whom shall be delegated the power  
14 to fill vacancies, howsoever caused, and the names and addresses of such com-  
15 mittee shall be included in the certificate.

16 The certificate shall be signed by the presiding officer and secretary of  
17 such convention or nominating body, who shall add to their signatures their  
18 respective places of residence and post-office addresses, and severally make  
19 oath before an officer qualified to administer the same that the affiants were  
20 respectively such officers of the convention, and that the certificate and the  
21 statements contained therein are true as they verily believe. A certificate  
22 that such oath has been taken shall be made and signed by the officer admin-  
23 istering the same and indorsed upon or attached to the certificate of nomina-  
24 tion. Inclosed upon or attached to the certificate shall be statements in writ-  
25 ing that the persons named therein accept such nominations and the oath of

26 allegiance prescribed in section 41:1-1 of the Revised Statutes duly taken  
27 and subscribed by each or all of them before an officer or officers authorized  
28 to take oaths in this State.

29 The certificate of nomination and the acceptance thereof shall be filed  
30 with the Secretary of State not later than one week after the nomination  
31 of such electors of President and Vice-President of the United States.

32 The procedure for all objections to the certificates of nomination, the  
33 determination of the validity of such objections, the correction of defective  
34 certificates, and the presentation of such certificates and any documents  
35 attached thereto, shall be the same as herein provided for direct petitions of  
36 nominations.

1 4. Section 19:13-20 of the Revised Statutes is amended to read as fol-  
2 lows:

3 19:13-20. In the event of a vacancy, howsoever caused, among candi-  
4 dates nominated at primaries, which vacancy shall occur not later than thirty-  
5 seven days before the general election, or in the event of inability to select a  
6 candidate because of a tie vote at such primary, a candidate shall be selected  
7 in the following manner: In case of an office to be filled by the voters of the  
8 entire State or a portion thereof involving more than one county, the candi-  
9 date shall be selected by the State committee of the political party wherein  
10 such vacancy has occurred; in case of an office to be filled by the voters of an  
11 entire county or a portion thereof involving more than one municipality, the  
12 candidate shall be selected by the county committee of such political party  
13 within the county. When a vacancy occurs in a congressional district lying  
14 wholly within a county the county committee of the political party of such  
15 county shall select a candidate to fill such vacancy and shall certify the  
16 name of the candidate to the chairman of the State committee, who shall cer-  
17 tify such name to the Secretary of State, and in case of an office to be filled  
18 by the voters of less than a county (excepting in the case of a congressional  
19 district), such vacancy shall be filled by the members of the county committee  
20 representing the territory affected by the vacancy; and except that in case of

21 a tie vote the selection shall be made from among those who have thus re-  
22 ceived the same number of votes at the primary. The selection shall be made  
23 no later than thirty-four days prior to the general election, and a statement of  
24 the selection shall be filed as follows: The State committee, with the Secre-  
25 tary of State, the county committee or subdivision thereof with the county  
26 clerk. Such statement shall not be filed later than thirty-four days prior to  
27 the general election. It shall state the residence and post-office address of  
28 the person so selected, and shall certify that the person so selected is quali-  
29 fied under the laws of this State to be a candidate for such office, and is a  
30 member of the political party filling the vacancy. Accompanying the state-  
31 ment the person endorsed therein shall file a certificate stating that he is  
32 qualified under the laws of this State to be a candidate for the office men-  
33 tioned in the statement, that he consents to stand as a candidate at the en-  
34 suing general election and that he is a member of the political party named  
35 in said statement, and further that he is not a member of, or identified with,  
36 any other political party or any political organization espousing the cause of  
37 candidates of any other political party, that he has not voted in a primary  
38 election of any other political party in the last two primary elections, or con-  
39 tributed to the campaign funds of any other political party within one year  
40 prior to the last primary election, to which shall be annexed the oath of al-  
41 legiance prescribed in section 41:1-1 of the Revised Statutes duly taken and  
42 subscribed by him before an officer authorized to take oaths in this State. The  
43 person so selected shall be the candidate of the party for such office at the  
44 ensuing general election.

1 5. Section 19:13-21 of the Revised Statutes is amended to read as fol-  
2 lows:

3 19:13-21. If the nomination vacated is that of a candidate for elector of  
4 the President and Vice-President of the United States, the vacancy shall be  
5 filled by the committee to whom power shall have been delegated to fill vacan-  
6 cies if such there be, otherwise by the State committee of the political party  
7 or the State convention which nominated the elector whose nomination is va-

8 cated. The chairman and secretary of the vacancy committee or State com-  
9 mittee shall file with the Secretary of State not later than thirty-four days  
10 prior to the general election a certificate of nomination for filling the vacancy.  
11 This certificate shall be made and filed in the same manner and form as here-  
12 tofore provided for filling vacancies among candidates nominated at the pri-  
13 mary and there shall be annexed thereto the oath of allegiance prescribed  
14 in section 41:1-1 of the Revised Statutes duly taken and subscribed by the  
15 person so nominated before an officer authorized to take oaths in this State.

1 6. Section 19:14-2 of the Revised Statutes is amended to read as follows:

2 19:14-2. There shall be a single or blanket form of ballot, upon which  
3 shall be printed the names of all the candidates of every party or group of  
4 petitioners having candidates to be voted for at such election. The name of  
5 a candidate nominated at the primary who shall fail to accept his nomination,  
6 or file the oath of allegiance executed, in the manner herein provided shall  
7 not be printed on the ballot. The name of a candidate whose nomination has  
8 been vacated as hereinbefore provided shall not be printed on the ballot. The  
9 name of a candidate shall appear but once upon the ballot for the same office.

10 Except as to the requirements of section 19:14-15 of this Title as to  
11 State-wide propositions, any public question which is to be submitted to the  
12 people of the State, county or municipality at the general election, shall be  
13 printed in a separate space at the foot of the ballot with appropriate instruc-  
14 tions to the voter.

1 7. Section 19:23-7 of the Revised Statutes is amended to read as follows:

2 19:23-7. Each such petition shall set forth that the signers thereof are  
3 qualified voters of the State, congressional district, county, municipality,  
4 ward or election district, as the case may be, in which they reside and for  
5 which they desire to nominate candidates; that they are members of a  
6 political party (naming the same), and that at the last general election pre-  
7 ceding the execution of the petition they voted for a majority of the candidates  
8 of such political party, and that they intend to affiliate with that political  
9 party at the ensuing election; that they indorse the person or persons named

10 in their petition as candidate or candidates for nomination for the office or  
 11 offices therein named, and that they request that the name of the person or  
 12 persons therein mentioned be printed upon the official primary ballots of  
 13 their political party as the candidate or candidates for such nomination. The  
 14 petition shall further state the residence and post-office address of each per-  
 15 son so indorsed, and shall certify that the person or persons so indorsed is  
 16 or are legally qualified under the laws of this State to be nominated, and is  
 17 or are a member or members of the political party named in the petition.

18 Accompanying the petition each person indorsed therein shall file a cer-  
 19 tificate, stating that he is qualified for the office mentioned in the petition,  
 20 that he is a member of the political party named therein; that he consents to  
 21 stand as a candidate for nomination at the ensuing primary election of such  
 22 political party, and that, if nominated, he consents to accept the nomination,  
 23 to which shall be annexed the oath of allegiance prescribed in section 41:1-1  
 24 of the Revised Statutes duly taken and subscribed by him before an officer  
 25 authorized to take oaths in this State.

1 8. Section 19:23-12 of the Revised Statutes is amended to read as fol-  
 2 lows:

3 19:23-12. The signers to petitions for "Choice for President," dele-  
 4 gates and **[alternatives]** alternates to national conventions, for Governor,  
 5 United States Senator, member of the House of Representatives, State  
 6 Senator, member of the General Assembly and any county office may name  
 7 three persons in their petition as a committee on vacancies.

8 This committee shall have power in case of death or resignation or  
 9 otherwise of the person indorsed as a candidate in said petition to fill such  
 10 vacancy by filing with the Secretary of State in the case of officers to be voted  
 11 for by the voters of the entire State or a portion thereof involving more  
 12 than one county thereof or any congressional district, and with the county  
 13 clerk in the case of officers to be voted for by the voters of the entire  
 14 county, a certificate of nomination to fill the vacancy.

15 Such certificate shall set forth the cause of the vacancy, the name of the  
 16 person nominated and that he is a member of the same political party as the

17 candidate for whom he is substituted, the office for which he is nominated,  
18 the name of the person for whom the new nominee is to be substituted, the  
19 fact that the committee is authorized to fill vacancies and such further in-  
20 formation as is required to be given in any original petition of nomination.  
21 The certificate so made shall be executed and sworn to by the members  
22 of such committee, and shall upon being filed at least thirty-four days before  
23 election have the same force and effect as the original petition of nomina-  
24 tion for the primary election for the general election and there shall be  
25 annexed thereto the oath of allegiance prescribed in section 41:1-1 of the  
26 Revised Statutes duly taken and subscribed by the person so nominated  
27 before an officer authorized to take oaths in this State. The name of the  
28 candidate submitted shall be immediately certified to the proper municipal  
29 clerks.

1 9. Section 19:23-13 of the Revised Statutes is amended to read as fol-  
2 lows:

3 19:23-13. Should any person indorsed in any petition as a candidate  
4 to be voted for at any primary election, except for the office of "Choice for  
5 President," delegates and alternates to national conventions, Governor,  
6 United States Senator, member of the House of Representatives, State Sen-  
7 ator, members of the General Assembly, and any county office, die within  
8 three days after the last day for filing such petition, or in writing filed  
9 within three days after the last day for filing such petition with the county  
10 clerk or municipal clerk with whom such petition had been filed, decline to  
11 stand as a candidate, the vacancy or vacancies thus caused shall be filled  
12 by a majority of the persons signing the petition in and by which the person  
13 so dying or declining was indorsed, filing within three days after the occur-  
14 rence of the vacancy with the municipal clerk, a new petition, setting forth  
15 the name of the person dying or declining the office for which he was in-  
16 dorsed, and the name of the person to be substituted, to which shall be an-  
17 nexed the oath of allegiance prescribed in section 41:1-1 of the Revised Stat-  
18 utes duly taken and subscribed by the person so nominated before an officer  
19 authorized to take oaths in this State.

20 Such petition shall be verified by three of the signers, and shall have the  
21 same force and effect as the original petition.

1 10. Section 19:23-15 of the Revised Statutes is amended to read as fol-  
2 lows:

3 19:23-15. Accompanying the petition and attached thereto each person  
4 indorsed therein shall file a certificate, stating that he is qualified for the  
5 office mentioned in the petition; that he consents to stand as a candidate for  
6 nomination at the ensuing primary election, and that if nominated, he agrees  
7 to accept the nomination. Such acceptance shall certify that the candidate  
8 is a resident of and a legal voter in the jurisdiction of the office for which  
9 the nomination is to be made and there shall be annexed thereto the oath  
10 of allegiance prescribed in section 41:1-1 of the Revised Statutes duly taken  
11 and subscribed by the person so nominated before an officer authorized to  
12 take oaths in this State.

13 No candidate who has accepted the nomination by a direct petition of  
14 nomination for the general election shall sign an acceptance to a petition of  
15 nomination for such office for the primary election.

1 11. Section 19:23-16 of the Revised Statutes is amended to read as fol-  
2 lows:

3 19:23-16. Any person nominated at the primary by having his name  
4 written or pasted upon the primary ballot shall file a certificate stating that  
5 he is qualified for the office for which he has been nominated, that he is a  
6 resident of and a legal voter in the jurisdiction of the office for which the  
7 nomination is made and that he consents to stand as a candidate at the en-  
8 suing general election to which shall be annexed the oath of allegiance pre-  
9 scribed in section 41:1-1 of the Revised Statutes duly taken and subscribed  
10 by the person so nominated before an officer authorized to take oaths in this  
11 State. Such acceptance shall be filed within seven days after the holding  
12 of the primary with the county clerk in the case of county and municipal  
13 offices and with the Secretary of State for all other offices.

1 12. This act shall take effect July first, one thousand nine hundred and  
2 forty-nine.

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**ASSEMBLY, No. 314**

**STATE OF NEW JERSEY**

INTRODUCED MARCH 24, 1949

By Messrs. MEHORTER and TUMULTY

(Without Reference)

AN ACT concerning elections, and amending sections 19:3-7, 19:13-8, 19:13-15, 19:13-20, 19:13-21, 19:14-2, 19:23-7, 19:23-12, 19:23-13, 19:23-15 and 19:23-16 of the Revised Statutes.

1 BE IT ENACTED by the Senate and General Assembly of the State of New  
2 Jersey:

1 1. Section 19:3-7 of the Revised Statutes is amended to read as fol-  
2 lows:

3 19:3-7. If any candidate for nomination for or election to any public  
4 office or party position, or his campaign manager, shall fail to file any  
5 statement or oath required by this Title to be filed, at the time, place and in  
6 the manner required by this Title, and duly verified as herein required, or  
7 shall file any false statement, the nomination or election of such candidate,  
8 if nominated or elected at the primary or other election concerning which  
9 such statement shall have been filed, shall be null and void.

1 2. Section 19:13-8 of the Revised Statutes is amended to read as fol-  
2 lows:

3 19:13-8. A candidate nominated for an office in a petition shall manifest  
4 his acceptance of such nomination by a written acceptance thereof, signed  
5 by his hand, upon or annexed to such petition, to which shall be annexed  
6 the oath of allegiance prescribed in section 41:1-1 of the Revised Statutes  
7 duly taken and subscribed by him before an officer authorized to take oaths

8 in this State, or if the same person be named for the same office in more than  
9 one petition, annexed to one of such petitions. Such acceptance shall cer-  
10 tify that the candidate is a resident of and a legal voter in the jurisdiction of  
11 the office for which the nomination is made. No candidate so named shall  
12 sign such acceptance if he has signed an acceptance for the primary nomina-  
13 tion or any other petition of nomination under this chapter for such office.

1 3. Section 19:13-15 of the Revised Statutes is amended to read as fol-  
2 lows:

3 19:13-15. When the State convention of a political party shall have  
4 nominated candidates for electors of President and Vice-President of the  
5 United States as herein provided, it shall certify such nomination in a writ-  
6 ten or printed or partly written and partly printed certificate of nomination.

7 The certificate of nomination shall contain the name of each person  
8 nominated, his residence and post-office address, the office for which he is  
9 named, and shall also contain in not more than three words the designation  
10 of the party or principles which such convention or nominating body repre-  
11 sents. The names of the candidates for President and Vice-President for  
12 whom such electors are to vote may be included in the certificate. The con-  
13 vention may also appoint a committee to whom shall be delegated the power  
14 to fill vacancies, howsoever caused, and the names and addresses of such com-  
15 mittee shall be included in the certificate.

16 The certificate shall be signed by the presiding officer and secretary of  
17 such convention or nominating body, who shall add to their signatures their  
18 respective places of residence and post-office addresses, and severally make  
19 oath before an officer qualified to administer the same that the affiants were  
20 respectively such officers of the convention, and that the certificate and the  
21 statements contained therein are true as they verily believe. A certificate  
22 that such oath has been taken shall be made and signed by the officer admin-  
23 istering the same and indorsed upon or attached to the certificate of nomina-  
24 tion. Inclosed upon or attached to the certificate shall be statements in writ-  
25 ing that the persons named therein accept such nominations and the oath of

26 allegiance prescribed in section 41:1-1 of the Revised Statutes duly taken  
27 and subscribed by each or all of them before an officer or officers authorized  
28 to take oaths in this State.

29 The certificate of nomination and the acceptance thereof shall be filed  
30 with the Secretary of State not later than one week after the nomination  
31 of such electors of President and Vice-President of the United States.

32 The procedure for all objections to the certificates of nomination, the  
33 determination of the validity of such objections, the correction of defective  
34 certificates, and the presentation of such certificates and any documents  
35 attached thereto, shall be the same as herein provided for direct petitions of  
36 nominations.

1 4. Section 19:13-20 of the Revised Statutes is amended to read as fol-  
2 lows:

3 19:13-20. In the event of a vacancy, howsoever caused, among candi-  
4 dates nominated at primaries, which vacancy shall occur not later than thirty-  
5 seven days before the general election, or in the event of inability to select a  
6 candidate because of a tie vote at such primary, a candidate shall be selected  
7 in the following manner: In case of an office to be filled by the voters of the  
8 entire State or a portion thereof involving more than one county, the candi-  
9 date shall be selected by the State committee of the political party wherein  
10 such vacancy has occurred; in case of an office to be filled by the voters of an  
11 entire county or a portion thereof involving more than one municipality, the  
12 candidate shall be selected by the county committee of such political party  
13 within the county. When a vacancy occurs in a congressional district lying  
14 wholly within a county the county committee of the political party of such  
15 county shall select a candidate to fill such vacancy and shall certify the  
16 name of the candidate to the chairman of the State committee, who shall cer-  
17 tify such name to the Secretary of State, and in case of an office to be filled  
18 by the voters of less than a county (excepting in the case of a congressional  
19 district), such vacancy shall be filled by the members of the county committee  
20 representing the territory affected by the vacancy; and except that in case of

21 a tie vote the selection shall be made from among those who have thus re-  
22 ceived the same number of votes at the primary. The selection shall be made  
23 no later than thirty-four days prior to the general election, and a statement of  
24 the selection shall be filed as follows: The State committee, with the Secre-  
25 tary of State, the county committee or subdivision thereof with the county  
26 clerk. Such statement shall not be filed later than thirty-four days prior to  
27 the general election. It shall state the residence and post-office address of  
28 the person so selected, and shall certify that the person so selected is quali-  
29 fied under the laws of this State to be a candidate for such office, and is a  
30 member of the political party filling the vacancy. Accompanying the state-  
31 ment the person endorsed therein shall file a certificate stating that he is  
32 qualified under the laws of this State to be a candidate for the office men-  
33 tioned in the statement, that he consents to stand as a candidate at the en-  
34 suing general election and that he is a member of the political party named  
35 in said statement, and further that he is not a member of, or identified with,  
36 any other political party or any political organization espousing the cause of  
37 candidates of any other political party, that he has not voted in a primary  
38 election of any other political party in the last two primary elections, or con-  
39 tributed to the campaign funds of any other political party within one year  
40 prior to the last primary election, to which shall be annexed the oath of al-  
41 legiance prescribed in section 41:1-1 of the Revised Statutes duly taken and  
42 subscribed by him before an officer authorized to take oaths in this State. The  
43 person so selected shall be the candidate of the party for such office at the  
44 ensuing general election.

1       5. Section 19:13-21 of the Revised Statutes is amended to read as fol-  
2 lows:

3       19:13-21. If the nomination vacated is that of a candidate for elector of  
4 the President and Vice-President of the United States, the vacancy shall be  
5 filled by the committee to whom power shall have been delegated to fill vacan-  
6 cies if such there be, otherwise by the State committee of the political party  
7 or the State convention which nominated the elector whose nomination is va-

8 cated. The chairman and secretary of the vacancy committee or State com-  
9 mittee shall file with the Secretary of State not later than thirty-four days  
10 prior to the general election a certificate of nomination for filling the vacancy.  
11 This certificate shall be made and filed in the same manner and form as here-  
12 tofore provided for filling vacancies among candidates nominated at the pri-  
13 mary and there shall be annexed thereto the oath of allegiance prescribed  
14 in section 41:1-1 of the Revised Statutes duly taken and subscribed by the  
15 person so nominated before an officer authorized to take oaths in this State.

1 6. Section 19:14-2 of the Revised Statutes is amended to read as follows:

2 19:14-2. There shall be a single or blanket form of ballot, upon which  
3 shall be printed the names of all the candidates of every party or group of  
4 petitioners having candidates to be voted for at such election. The name of  
5 a candidate nominated at the primary who shall fail to accept his nomination,  
6 or file the oath of allegiance executed, in the manner herein provided shall  
7 not be printed on the ballot. The name of a candidate whose nomination has  
8 been vacated as hereinbefore provided shall not be printed on the ballot. The  
9 name of a candidate shall appear but once upon the ballot for the same office.

10 Except as to the requirements of section 19:14-15 of this Title as to  
11 State-wide propositions, any public question which is to be submitted to the  
12 people of the State, county or municipality at the general election, shall be  
13 printed in a separate space at the foot of the ballot with appropriate instruc-  
14 tions to the voter.

1 7. Section 19:23-7 of the Revised Statutes is amended to read as follows:

2 19:23-7. Each such petition shall set forth that the signers thereof are  
3 qualified voters of the State, congressional district, county, municipality,  
4 ward or election district, as the case may be, in which they reside and for  
5 which they desire to nominate candidates; that they are members of a  
6 political party (naming the same), and that at the last general election pre-  
7 ceding the execution of the petition they voted for a majority of the candidates  
8 of such political party, and that they intend to affiliate with that political  
9 party at the ensuing election; that they indorse the person or persons named

10 in their petition as candidate or candidates for nomination for the office or  
 11 offices therein named, and that they request that the name of the person or  
 12 persons therein mentioned be printed upon the official primary ballots of  
 13 their political party as the candidate or candidates for such nomination. The  
 14 petition shall further state the residence and post-office address of each per-  
 15 son so indorsed, and shall certify that the person or persons so indorsed is  
 16 or are legally qualified under the laws of this State to be nominated, and is  
 17 or are a member or members of the political party named in the petition.

18 Accompanying the petition each person indorsed therein shall file a cer-  
 19 tificate, stating that he is qualified for the office mentioned in the petition,  
 20 that he is a member of the political party named therein; that he consents to  
 21 stand as a candidate for nomination at the ensuing primary election of such  
 22 political party, and that, if nominated, he consents to accept the nomination,  
 23 to which shall be annexed the oath of allegiance prescribed in section 41:1-1  
 24 of the Revised Statutes duly taken and subscribed by him before an officer  
 25 authorized to take oaths in this State.

1 8. Section 19:23-12 of the Revised Statutes is amended to read as fol-  
 2 lows:

3 19:23-12. The signers to petitions for "Choice for President," dele-  
 4 gates and alternates to national conventions, for Governor, United  
 5 States Senator, member of the House of Representatives, State  
 6 Senator, member of the General Assembly and any county office may name  
 7 three persons in their petition as a committee on vacancies.

8 This committee shall have power in case of death or resignation or  
 9 otherwise of the person indorsed as a candidate in said petition to fill such  
 10 vacancy by filing with the Secretary of State in the case of officers to be voted  
 11 for by the voters of the entire State or a portion thereof involving more  
 12 than one county thereof or any congressional district, and with the county  
 13 clerk in the case of officers to be voted for by the voters of the entire  
 14 county, a certificate of nomination to fill the vacancy.

15 Such certificate shall set forth the cause of the vacancy, the name of the  
 16 person nominated and that he is a member of the same political party as the

17 candidate for whom he is substituted, the office for which he is nominated,  
18 the name of the person for whom the new nominee is to be substituted, the  
19 fact that the committee is authorized to fill vacancies and such further in-  
20 formation as is required to be given in any original petition of nomination.

21 The certificate so made shall be executed and sworn to by the members  
22 of such committee, and shall upon being filed at least thirty-four days before  
23 election have the same force and effect as the original petition of nomina-  
24 tion for the primary election for the general election and there shall be  
25 annexed thereto the oath of allegiance prescribed in section 41:1-1 of the  
26 Revised Statutes duly taken and subscribed by the person so nominated  
27 before an officer authorized to take oaths in this State. The name of the  
28 candidate submitted shall be immediately certified to the proper municipal  
29 clerks.

1 9. Section 19:23-13 of the Revised Statutes is amended to read as fol-  
2 lows:

3 19:23-13. Should any person indorsed in any petition as a candidate  
4 to be voted for at any primary election, except for the office of "Choice for  
5 President," delegates and alternates to national conventions, Governor,  
6 United States Senator, member of the House of Representatives, State Sen-  
7 ator, members of the General Assembly, and any county office, die within  
8 three days after the last day for filing such petition, or in writing filed  
9 within three days after the last day for filing such petition with the county  
10 clerk or municipal clerk with whom such petition had been filed, decline to  
11 stand as a candidate, the vacancy or vacancies thus caused shall be filled  
12 by a majority of the persons signing the petition in and by which the person  
13 so dying or declining was indorsed, filing within three days after the occur-  
14 rence of the vacancy with the municipal clerk, a new petition, setting forth  
15 the name of the person dying or declining the office for which he was in-  
16 dorsed, and the name of the person to be substituted, to which shall be an-  
17 nexed the oath of allegiance prescribed in section 41:1-1 of the Revised Stat-  
18 utes duly taken and subscribed by the person so nominated before an officer  
19 authorized to take oaths in this State.

20 Such petition shall be verified by three of the signers, and shall have the  
21 same force and effect as the original petition.

1 10. Section 19:23-15 of the Revised Statutes is amended to read as fol-  
2 lows:

3 19:23-15. Accompanying the petition and attached thereto each person  
4 indorsed therein shall file a certificate, stating that he is qualified for the  
5 office mentioned in the petition; that he consents to stand as a candidate for  
6 nomination at the ensuing primary election, and that if nominated, he agrees  
7 to accept the nomination. Such acceptance shall certify that the candidate  
8 is a resident of and a legal voter in the jurisdiction of the office for which  
9 the nomination is to be made and there shall be annexed thereto the oath  
10 of allegiance prescribed in section 41:1-1 of the Revised Statutes duly taken  
11 and subscribed by the person so nominated before an officer authorized to  
12 take oaths in this State.

13 No candidate who has accepted the nomination by a direct petition of  
14 nomination for the general election shall sign an acceptance to a petition of  
15 nomination for such office for the primary election.

1 11. Section 19:23-16 of the Revised Statutes is amended to read as fol-  
2 lows:

3 19:23-16. Any person nominated at the primary by having his name  
4 written or pasted upon the primary ballot shall file a certificate stating that  
5 he is qualified for the office for which he has been nominated, that he is a  
6 resident of and a legal voter in the jurisdiction of the office for which the  
7 nomination is made and that he consents to stand as a candidate at the en-  
8 suing general election to which shall be annexed the oath of allegiance pre-  
9 scribed in section 41:1-1 of the Revised Statutes duly taken and subscribed  
10 by the person so nominated before an officer authorized to take oaths in this  
11 State. Such acceptance shall be filed within seven days after the holding  
12 of the primary with the county clerk in the case of county and municipal  
13 offices and with the Secretary of State for all other offices.

1 12. This act shall take effect July first, one thousand nine hundred and  
2 forty-nine.