

40:69A-3

LEGISLATIVE HISTORY CHECKLIST

NJSA 40:69A-3

Laws of 1975 Chapter 372

Bill No. A3005

Sponsor(s) Perskie

Date Introduced January 20, 1975

Committee: Assembly Municipal Gov't.

Senate County & Municipal Gov't.

Amended during passage Yes No

Date of passage: Assembly February 27, 1975

Senate October 6, 1975

Date of approval March 3, 1976

Following statements are attached if available:

Sponsor statement Yes ~~No~~

Committee Statement: Assembly Yes No

Senate Yes No

Fiscal Note Yes No

Veto message Yes No

Message on signing Yes No

Following were printed:

Reports Yes No

Hearings Yes No

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ASSEMBLY, No. 3005

STATE OF NEW JERSEY

INTRODUCED JANUARY 20, 1975

By Assemblyman PERSKIE

Referred to Committee on Municipal Government

AN ACT amending the "Optional Municipal Charter Law", approved June 8, 1950 (P. L. 1950, c. 210).

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

1 1. Section 1-3 of P. L. 1950, c. 210 (C. 40:69A-3) is amended to  
2 read as follows:

3 1-3. Candidates for the charter commission shall be registered  
4 voters of the municipality. They may be nominated by petition  
5 signed by at least 3% or 100, whichever is the lesser number, but  
6 [not] at no time shall such number be less than 10, of the registered  
7 voters of the municipality, and filed with the municipal clerk not  
8 less than 60 days prior to the date of the election.

9 (a) Each nominating petition shall set forth the names, places  
10 of residence, and post-office addresses of the candidate or candidates  
11 thereby nominated, that the nomination is for the office of charter  
12 commissioner and that the petitioners are legally qualified to vote  
13 for such candidate or candidates. Every voter signing a nominating  
14 petition shall add to his signature, his place of residence, post-office  
15 address and street number, if any. No voter shall sign a petition or  
16 petitions for more than five candidates.

17 (b) Each nominating petition shall, before it may be filed with  
18 the municipal clerk, contain an acceptance of such nomination in  
19 writing, signed by the candidate or candidates therein nominated,  
20 upon or annexed to such petition, or if the same person or persons  
21 be named in more than one petition, upon or annexed to one of  
22 such petitions. Such acceptance shall certify that the candidate is  
23 a registered voter of the municipality, that the nominee consents  
24 to stand as a candidate at the election and that if elected he agrees  
25 to take office and serve.

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

26 (c) Each nominating petition shall be verified by an oath or  
27 affirmation of one or more of the signers thereof, taken and sub-  
28 scribed before a person qualified under the laws of New Jersey  
29 to administer an oath, to the effect that the petition was signed  
30 by each of the signers thereof in his proper handwriting, that the  
31 signers are, to the best knowledge and belief of the affiant, registered  
32 voters of the municipality, and that the petition is prepared and  
33 filed in good faith for the sole purpose of endorsing the person  
34 or persons named therein for election as stated in the petition.

1 2. This act shall take effect immediately.

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#### STATEMENT

This bill reduces the number of signatures required in larger municipalities to be on a petition of nomination for election to a charter study commission under the Optional Municipal Charter Law. The present 3% requirement has the affect of imposing considerable, if not insuperable, burdens on prospective candidates for such positions.