

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 1, 1960.

By Senators DUMONT and FOX

Referred to Committee on State, County and Municipal Government

An Act to amend 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 of New
2 Jersey:

1 1. Section 17-12 of the act of which this act is amendatory is amended
2 to read as follows:

3 17-12. In any regular municipal election referred to in section 17-11,
4 if a sufficient number of candidates do not receive a majority of the votes
5 cast to elect the required number of councilmen at large, or no candidate for
6 mayor or no candidate for ward councilman receives a majority of the votes
7 cast for his respective office, a runoff election in the municipality or ward,
8 as the case may be, shall be held on the fifth Tuesday next following such
9 municipal election. The candidates for councilmen at large not elected at such
10 municipal election, equal in number to twice the number of councilmen at
11 large remaining to be elected, who received the greatest number of votes at
12 such municipal election and the 2 candidates for mayor or for ward council-
13 men who received the greatest number of votes at such election, shall be the
14 candidates for the office for which they were nominated, at such runoff elec-
15 tion. Military service ballots shall forthwith be printed and distributed for
16 the runoff election in the same manner, so far as possible, as for other mu-
17 nicipal elections.

18 The candidate or candidates who receive the greatest number of votes
19 at such runoff election shall be elected to the office or offices to be filled.

20 If 2 or more candidates shall be equal and greatest in votes, for any of the
21 purposes of this section, they shall draw lots to determine which one shall
22 enter the runoff election or be elected therein, as the case may be.

23 *If any candidate to be voted for at the runoff election dies 7 or more
24 days prior to the runoff election, the candidate for said office not theretofore
25 included in the runoff election but next in highest number of votes for that
26 purpose, shall be substituted at such election in the place and stead of the
27 deceased candidate and his name shall be substituted on the ballots for that
28 of the deceased candidate.*

1 2. This act shall take effect immediately.