

18A:14-12.1

12/7/87

LEGISLATIVE HISTORY CHECKLIST

NJSA: 18A:14-12.1

(School board elections-- withdrawal
of candidacy-- time)

CHAPTER 159

Laws Of: 1987

Bill No: S58

Sponsor(s): Hurley

Date Introduced: Pre-filed

Committee: **Assembly:** Education

Senate: Education

Amended during passage: No

Date of Passage: **Assembly:** May 18, 1987

Senate: April 21, 1987

Date of Approval: July 7, 1987

Following statements are attached if available:

Sponsor statement: Yes

Committee statement: **Assembly** Yes

Senate Yes

Fiscal Note: No

Veto Message: No

Message on Signing: No

Following were printed:

Reports: No

Hearings: No

SENATE, No. 58

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1986 SESSION

By Senator HURLEY

AN ACT concerning school elections and amending N. J. S.
18A:14-12.1.

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

1 1. N. J. S. 18A:14-12.1 is amended to read as follows:

2 18A:14-12.1. Withdrawal of candidates. Any candidate may
3 withdraw his name as a candidate for election at the annual
4 school election by filing a notice in writing, signed by him, of his
5 withdrawal with the secretary of the board *before the ballot is*
6 *printed or before four p.m. of the 46th day before the date of the*
7 *election, whichever is later, and thereupon the name of such candi-*
8 *date shall be withdrawn by the secretary. The name of such*
9 *candidate shall not be printed on the ballot. The secretary shall*
10 *likewise withdraw on that date the name of any candidate who has*
11 *been notified under N. J. S. 18A:14-12 of a defect in a petition of*
12 *nomination but who has failed to remedy the defect in accordance*
13 *with that section. The names of any candidates originally desig-*
14 *nated on the ballot below the name of the withdrawn candidate*
15 *shall be advanced one place each, respectively, on the ballot.*

1 2. This act shall take effect immediately.

EDUCATION—GENERAL

Permits a school board candidate to withdraw his or her name
from the ballot at any time prior to the printing of the ballot.

Matter printed in italics thus is new matter.

SENATE, No. 58

Introduced Pending Technical Review by Legislative Counsel
PRE-FILED FOR INTRODUCTION IN THE 1986 SESSION

By Senator HURLEY

SENATE, No. 1957

STATE OF NEW JERSEY

INTRODUCED JUNE 25, 1984

By Senators HURLEY, DORSEY, FORAN, EWING, DUMONT,
DALTON and FELDMAN

Referred to Committee on Education

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3 withdraw his name as a candidate for election at the annual
4 school election by filing a notice in writing, signed by him, of his
5 withdrawal with the secretary of the board *before the ballot is*
6 *printed or* on or before four p.m. of the thirty-second day before
7 the date of the election, *whichever is later*, and thereupon the name
8 of such candidate shall be withdrawn by the secretary. The name
9 of such candidate shall not be printed on the ballot. The names
10 of any candidates originally designated on the ballot below the
11 name of the withdrawn candidate shall be advanced one place each,
12 respectively, on the ballot.

1 2. This act shall take effect immediately.

STATEMENT

This bill permits a school board candidate to withdraw his or her
name from the ballot at any time prior to the printing of the ballot.

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SENATE, No. 58

STATE OF NEW JERSEY

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5 withdrawal with the secretary of the board *before the ballot is*
6 *printed or* before four p.m. of the 46th day before the date of the
7 election, *whichever is later*, and thereupon the name of such candi-
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9 candidate shall not be printed on the ballot. The secretary shall
10 likewise withdraw on that date the name of any candidate who has
11 been notified under N. J. S. 18A:14-12 of a defect in a petition of
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13 with that section. The names of any candidates originally desig-
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15 shall be advanced one place each, respectively, on the ballot.

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ASSEMBLY EDUCATION COMMITTEE
STATEMENT TO
SENATE, No. 58

STATE OF NEW JERSEY

DATED: MARCH 5, 1987

The Assembly Education Committee favorably reports this bill.

This bill permits a school board candidate to withdraw his or her name from the ballot at any time prior to the printing of the ballot.

Currently, as amended by P. L. 1985, c. 92, a candidate in a school election must withdraw his name before 4 P.M. of the 46th day before the election. In other elections, the candidate must withdraw 60 days prior to the election (R. S. 19:13-16) and ballots must be printed 43 days prior to the election (R. S. 19:14-1). There is not statutory time requirement for the printing of school election ballots.

The reason for providing for an earlier withdrawal deadline was to provide additional time for absentee voters to execute and return their ballots; however, this would not apply to school election ballots which are normally printed after the budget is adopted. This may be as late as 12 days prior to the election (N. J. S. 18A :22-32).

SENATE EDUCATION COMMITTEE
STATEMENT TO
SENATE, No. 58
STATE OF NEW JERSEY

DATED: MARCH 6, 1986

The Senate Education Committee favorably reports Senate Bill No. 58.

This bill permits a school board candidate to withdraw his or her name from the ballot at any time prior to the printing of the ballot.

BACKGROUND:

Currently, as amended by P. L. 1985, c. 92, a candidate in a school election must withdraw his name before 4 p.m. of the 46th day before the election. In other elections, the candidate must withdraw 60 days prior to the election (R. S. 19:13-16) and ballots must be printed 43 days prior to the election (R. S. 19:14-1). There is no statutory requirement for the printing of school election ballots.

The reason for providing for an earlier withdrawal deadline was to provide additional time for absentee voters to execute and return their ballots; however, this would not apply to school election ballots which are normally printed after the budget is adopted. This may be as late as 12 days prior to the election (N. J. S. 18A:22-32).

This bill was pre-filed for introduction in the 1986 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.