

18A:14-57

LEGISLATIVE HISTORY CHECKLIST

NJSA: 18A:14-57 (School elections--ballots--allow Voters to use non-black pens and pencils)

LAWS OF: 1986

CHAPTER 14

BILL NO: A184

Sponsor(s): Haytaian

Date Introduced: Pre-filed

Committee: Assembly: -----

Senate: -----

Amended during passage: No Substituted for S295 (Senate Committee statement--attached; S295 not attached since identical to A184)

Date of Passage: Assembly: March 10, 1986

Senate: April 7, 1986

Date of Approval: May 20, 1986

Following statements are attached if available:

Sponsor statement: Yes

Committee statement: Assembly No

Senate No

Fiscal Note: No

Veto Message: No

Message on Signing: No

Following were printed:

Reports: No

Hearings: No

ASSEMBLY, No. 184

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1986 SESSION

By Assemblyman HAYTAN

AN ACT concerning ballots for school elections and amending
N. J. S. 18A:14-57.

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

1 1. N. J. S. 18A:14-57 is amended to read as follows:

2 18A:14-57. Immediately after the close of the polls, the election
3 officers shall proceed to count the votes for each candidate and the
4 votes for and against the adoption of each proposal, resolution or
5 question submitted to the voters at the election. The counting shall
6 be open and public but the number of persons permitted to be pres-
7 ent shall not be such as to hinder, delay or inconvenience the election
8 officers in counting and ascertaining the result. The election officers
9 shall keep tally sheets of the votes as counted which shall be signed
10 by the judge of the election and two clerks of the election.

11 *Notwithstanding the provisions of N. J. S. 18A:14-55 to the*
12 *contrary, a ballot shall not be declared invalid because the mark*
13 *made with ink or the mark made with lead pencil appears other*
14 *than black.*

1 2. This act shall take effect immediately.

EDUCATION—GENERAL

Provides that ballots for school elections shall not be declared
invalid because the marks made with ink or lead pencil appear
to be other than black.

Matter printed in italics thus is new matter.

ASSEMBLY, No. 184

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

By Assemblyman HAYTAIAN

ASSEMBLY, No. 3929

STATE OF NEW JERSEY

INTRODUCED AUGUST 28, 1985

By Assemblymen HAYTAIAN and LITTELL

AN ACT concerning ballots for school elections and amending
N. J. S. 18A:14-57.

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

1 1. N. J. S. 18A:14-57 is amended to read as follows:

2 18A:14-57. Immediately after the close of the polls, the election
3 officers shall proceed to count the votes for each candidate and the
4 votes for and against the adoption of each proposal, resolution or
5 question submitted to the voters at the election. The counting shall
6 be open and public but the number of persons permitted to be pres-
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9 shall keep tally sheets of the votes as counted which shall be signed
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11 *Notwithstanding the provisions of N. J. S. 18A:14-55 to the*
12 *contrary, a ballot shall not be declared invalid because the mark*
13 *made with ink or the mark made with lead pencil appears other*
14 *than black.*

1 2. This act shall take effect immediately.

STATEMENT

This bill would provide that ballots for school elections shall not be declared invalid because the marks made with ink or lead pencil appear to be other than black. The purpose of this bill is to conform the school elections law to the general elections law (R. S. 19:16-4) and void the invalidation of ballots merely because voters may use any color ink or lead pencil by mistake.

Matter printed in italics thus is new matter.

SENATE EDUCATION COMMITTEE
STATEMENT TO
SENATE, No. 295
STATE OF NEW JERSEY

DATED: MARCH 6, 1986

The Senate Education Committee favorably reports Senate Bill No. 295.

This bill provides that school election ballots shall not be declared invalid because the marks made with ink or lead pencil are not black. N. J. S. 18A:14-55 requires that school election ballots be marked in black and provides no exception to permit the counting of ballots marked in a color other than black.

General elections law also requires black ink or lead (R. S. 19:15-27 and R. S. 19:15-28), but provides that use of a color other than black is not grounds to invalidate a ballot (R. S. 19:16-4). This bill would conform the school elections law to the general elections law.

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.

This bill is identical to Assembly Bill No. 184 (Haytaian) which has been released by the Assembly Education Committee and is currently on second reading in the Assembly.