

LEGISLATIVE HISTORY CHECKLIST

NJSA: 19:13-4 et al (Petitions of nomination - Federal Office - disclosure requirements)

LAWS OF: 1984 CHAPTER: 12

Bill No: A862

Sponsor(s): Bocchini, Zimmer and Charles

Date Introduced: January 30, 1984

Committee: Assembly: /////

Senate: /////

Amended during passage: No

Date of Passage: Assembly: February 6, 1984

Senate: February 26, 1984

Date of Approval: March 6, 1984

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

Federal Campaign Reporting Act: 2USCA 431 et seq.

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CHAPTER 12 LAWS OF N. J. 19 84  
APPROVED 3-6-84

ASSEMBLY, No. 862  
STATE OF NEW JERSEY

INTRODUCED JANUARY 30, 1984

By Assemblymen BOCCHINI, ZIMMER and CHARLES

AN ACT concerning petitions of nomination and amending R. S.  
19:13-4, R. S. 19:13-9, and R. S. 19:23-7.

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

1 1. R. S. 19:13-4 is amended to read as follows:

2 19:13-4. Contents of petition. Such petition shall set forth the  
3 names, places of residence and post-office addresses of the candi-  
4 dates for the offices to be filled, the title of the office for which each  
5 candidate is named, that the petitioners are legally qualified to vote  
6 for such candidates and pledge themselves to support and vote for  
7 the persons named in such petition and that they have not signed  
8 any other petition of nomination for the primary or for the general  
9 election for such office.

10 In the case of a petition or petitions nominating electors of presi-  
11 dent and vice president of the United States, the names of the candi-  
12 dates for president and vice president for whom such electors are  
13 to vote may be included in the petition or petitions, but the petition  
14 or petitions shall not include the names of any candidates for presi-  
15 dent or vice president who have been nominated at a convention of  
16 a political party as defined by this title.

17 The petition shall also state in not more than three words the  
18 designation of the party or principles which the candidates therein  
19 named represent; but such designation shall not contain the desig-  
20 nation name, derivative, or any part thereof as a noun or an adjec-  
21 tive of any political party entitled to participate in the primary  
22 election.

23 The petition shall also include the request that the names of the

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

Matter printed in italics *thus* is new matter.

24 candidates and their designations of party or principles be printed  
25 upon the ballots to be used at the ensuing general elections.

26 No such petition shall undertake to nominate any candidate who  
27 has accepted the nomination for the primary for such position.

28 Any form of a petition of nomination *other than petitions for*  
29 *federal office* which is provided to candidates by the Secretary of  
30 State, the county clerk, or the municipal clerk shall contain the  
31 following notice: "Notice: All candidates are required by law to  
32 comply with the provisions of the "New Jersey Campaign Contri-  
33 butions and Expenditures Reporting Act." For further informa-  
34 tion, please call (insert phone number of the Election Law  
35 Enforcement Commission)."

1 2. R. S. 19:13-9 is amended to read as follows:

2 19:13-9. All such petitions and acceptances thereof shall be filed  
3 with the officer or officers to whom they are addressed before  
4 4:00 p.m. of the fortieth day next preceding the day of the hold-  
5 ing of the primary election for the general election in this Title  
6 provided. All petitions when filed shall be opened under proper  
7 regulations for public inspection.

8 The officer or officers shall transmit to the Election Law Enforce-  
9 ment Commission the names of all candidates nominated by petition  
10 and any other information required by the commission in the form  
11 and manner prescribed by the commission and shall notify the com-  
12 mission immediately upon the withdrawal of a petition of nomina-  
13 tion.

14 **[The county clerks shall certify to the Secretary of State, within**  
15 **20 days after the primary election for the general election, the**  
16 **names, places of residence and post-office addresses of the several**  
17 **candidates nominated for Senator and members of the General**  
18 **Assembly together with the designation of the party nominating**  
19 **the candidates, whether by petition or at the primary election and**  
20 **the dates of filing the certificates of nominations and petitions.]**

1 3. R. S. 19:23-7 is amended to read as follows:

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

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

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

29 Any form of a petition of nomination *other than petitions for*  
 30 *federal office* which is provided to candidates by the Secretary of  
 31 State, the county clerk, or the municipal clerk shall contain the  
 32 following notice: "Notice: All candidates are required by law to  
 33 comply with the provisions of the "New Jersey Campaign Contri-  
 34 butions and Expenditures Reporting Act." For further informa-  
 35 tion, please call (insert phone number of the Election Law  
 36 Enforcement Commission)."

1 4. This act shall take effect immediately.

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#### STATEMENT

This bill exempts petitions of nomination for federal office from the requirement of containing a statement that the candidate is required to comply with the requirements of the New Jersey Campaign Contributions and Expenditures Reporting Act as candidates for federal office, electors of president and vice president of the United States, and candidates for delegates to political party conventions are not required to make disclosures to the Election Law Enforcement Commission. Such candidates are required, if at all, to make campaign election disclosures pursuant to the Federal Campaign Reporting Act.

The bill also deletes an obsolete provision contained in the election law. Since election districts for the State Legislature are now multi-county districts, candidates for the State Legislature are no longer certified by the county clerks but are certified by the Secretary of State.

A 862 (1984)