

19:5-2 and 19:5-3

LEGISLATIVE HISTORY CHECKLIST

WASA 19:5-2 and 19:5-3 (Political committees--county and municipal residency requirement)

LAWS OF 1979 CHAPTER 458

Bill No. S1134

Sponsor(s) Errichetti and Laskin

Date Introduced May 4, 1978

Committee: Assembly State Govt., Federal & Interstate Relations & Veterans Affairs

Senate State Govt., Federal & Interstate Relations & Veterans Affairs

Amended during passage Yes  Amendments during passage denoted by asterisks

Date of Passage: Assembly June 28, 1979

Senate May 22, 1978

Date of approval Feb. 27, 1980

Following statements are attached if available:

Sponsor statement	Yes	<del>xx</del> (Below)
Committee Statement:	Assembly	Yes <del>xx</del>
	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

Sponsor's statement:

This bill provides that when a member of the county and municipal committee of a political party ceases to be a resident in the district or unit from which elected, a vacancy exists.

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**SENATE, No. 1134**

**STATE OF NEW JERSEY**

INTRODUCED MAY 4, 1978

By Senators ERICHETTI and LASKIN

Referred to Committee on State Government, Federal and  
 Interstate Relations and Veterans Affairs

AN ACT concerning elections and amending R. S. 19:5-2 and  
 R. S. 19:5-3.

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

1 1. R. S. 19:5-2 is amended to read as follows:

2 19:5-2. The members of the municipal committees of political  
 3 parties shall consist of the elected members of the county com-  
 4 mittee resident in the respective municipalities. The members of  
 5 the municipal committee shall take office on the first Saturday  
 6 following their election as members of the county committee, on  
 7 which day the terms of all members of such committees theretofore  
 8 elected shall terminate. The annual meeting of each municipal  
 9 committee shall be held on the first Monday following the primary  
 10 election for the general election, at an hour and place to be desig-  
 11 nated in a notice to be given by the chairman of the outgoing  
 12 municipal committee to each member-elect, at which annual meeting  
 13 the members of each committee shall elect some suitable person  
 14 *who shall be a resident of such municipality* as chairman to hold  
 15 office for 1 year or until his successor is elected. The municipal  
 16 committee shall have power to adopt a constitution and bylaws  
 17 for its proper government. The chairman shall preside at all  
 18 meetings of the committee, and shall perform all duties required  
 19 of him by law and the constitution and bylaws of such committee.

20 *When a member of a municipal committee ceases to be a resident*  
 21 *of the \***[municipality]**\* district or unit from which elected,\* a*  
 22 *vacancy on the committee shall exist.* A member of a municipal  
 23 committee of any political party may resign his office to the com-  
 24 mittee of which he is a member, and upon acceptance thereof by

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

25 the committee a vacancy shall exist. A vacancy in the office of a  
26 member of a municipal committee of any political party, howsoever  
27 caused, shall be filled for the unexpired term by the remaining  
28 members of the committee in the municipality in which the vacancy  
29 occurs.

1 2. R. S. 19:5-3 is amended to read as follows:

2 19:5-3. The members of the county committees of political par-  
3 ties shall be elected annually at the primary for the general elec-  
4 tion in the manner provided in this Title for the selection of party  
5 candidates to be voted for at the general election by voters of a  
6 municipality. The county committee shall consist of one male and  
7 one female member from each unit of representation in the county.  
8 The male receiving the highest number of votes among the male  
9 candidates and the female receiving the highest number of votes  
10 among the female candidates shall be declared elected. Members  
11 of the county committee shall actually reside in the districts or units  
12 which they respectively represent. The county committee shall de-  
13 termine by its bylaws the units into which the county shall be  
14 divided for purpose of representation in the county committee.

15 The members of the county committee of each of the political  
16 parties shall take office on the first Saturday following their elec-  
17 tion, on which day the terms of all members of such committees  
18 theretofore elected shall terminate. The annual meeting of each  
19 county committee shall be held on the first Tuesday following the  
20 primary election, except that when such meeting day falls on a  
21 legal holiday then the said meeting shall be held on the day follow-  
22 ing, at an hour and place to be designated in a notice in writing  
23 to be mailed by the chairman of the outgoing county committee  
24 to each member-elect, at which annual meeting the members of  
25 such committee shall elect some suitable person as chairman *who*  
26 *shall be a resident of such county* to hold office for 1 year, or until  
27 his successor is elected. The members shall also elect a vice-chair-  
28 man of the opposite sex of the chairman to hold office for 1 year  
29 or until his or her successor is elected and the vice-chairman shall  
30 perform all duties required of him or her by law and the constitution  
31 and bylaws of such committee. Such committee shall have power  
32 to adopt a constitution and bylaws for its proper government. The  
33 chairman shall preside at all meetings of the committee and shall  
34 perform all duties required of him by law and the constitution and  
35 bylaws of such committee.

36 *When a member of a county committee ceases to be a resident*  
37 *of the district or unit from which elected, a vacancy on the county*  
38 *committee shall exist. A member of a county committee of any*

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39 political party may resign his office to the committee of which he  
40 is a member, and upon acceptance thereof by the committee a  
41 vacancy shall exist. A vacancy in the office of a member of the  
42 county committee of any political party, caused by death, resigna-  
43 tion, failure to elect or otherwise, shall be filled for the unexpired  
44 term by the municipal committee of the municipality wherein the  
45 vacancy occurs, if there is such committee, and if not, by the  
46 remaining members of the county committee of such political  
47 party representing the territory in the county in which such  
48 vacancy occurs.

49 The chairman of the county committee of the several political  
50 parties shall before April 1, certify to the clerk of each municipality  
51 in the county the unit of representation in such municipality, to-  
52 gether with the enumeration of the election district or districts  
53 embraced within such unit.

1 3. This act shall take effect immediately.

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ASSEMBLY STATE GOVERNMENT, FEDERAL AND  
INTERSTATE RELATIONS AND VERERANS  
AFFAIRS COMMITTEE

STATEMENT TO

**SENATE, No. 1134**

with Assembly committee amendments

**STATE OF NEW JERSEY**

DATED: JUNE 28, 1979

SUMMARY OF THE BILL AS AMENDED

This bill provides that when a member of the county and municipal committees of a political party ceases to be a resident of the district or unit from which elected, a vacancy exists.

COMMITTEE AMENDMENTS

The committee changed certain language to make it conform to the purpose of this bill.

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