

19:23-45, 19:23-45.1

LEGISLATIVE HISTORY CHECKLIST

NJSA 19:23-45, 19:23-45.1 (Primary elections--exempts new voters from filing party affiliation form)

LAWS OF 1977 CHAPTER 97

Bill No. A1854

Sponsor(s) Perkins and others

Date Introduced April 5, 1976

Committee: Assembly Judiciary, Law, Public Safety & Defense
Senate Education, Judiciary

Amended during passage Yes No

Date of Passage: Assembly April 21, 1977

Senate May 2, 1977

Date of approval May 20, 1977

Following statements are attached if available:

Sponsor statement	Yes	No	Below
Committee Statement: Assembly	Yes	No	
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 exempts voters who have not previously voted in a primary election from the requirement of filing a political party affiliation form before voting in their first primary election.

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CHAPTER 97 LAWS OF N. J. 1977
APPROVED 5-20-77

ASSEMBLY, No. 1854

STATE OF NEW JERSEY

INTRODUCED APRIL 5, 1976

By Assemblyman PERKINS, Assemblywoman MISZKIEWICZ, Assemblymen ESPOSITO, CALI, OWENS, FROUDE, PATERO, BURSTEIN, NEWMAN, BAER, KARCHER, GEWERTZ, OTLOWSKI, PELLECCIA, KOZLOSKI, SHAPIRO, BURNS, CONTILLO, VISOTCKY, HOLLENBECK, MARTIN, GREGORIO, DEVERIN, BASSANO, BATE, YATES, FORAN, WEIDEL, McMANIMON, PERSKIE, HERMAN, Assemblywoman CROCE, Assemblymen GORMAN, SNEDEKER, SEXTON, VILLANE, FAVA, OLSZOWY, DiFRANCESCO, KUPPERMAN, DORSEY, BARRY, D. GALLO, Assemblywoman CURRAN, Assemblymen EWING, KAVANAUGH and LeFANTE

Referred to Committee on Judiciary, Law, Public Safety and Defense

AN ACT concerning elections, amending R. S. 19:23-45 and P. L. 1976, c. . . ., now pending before the Legislature as S. 1067 of 1976.

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

1 1. R. S. 19:23-45 is amended to read as follows:

2 19:23-45. No voter shall be allowed to vote at the primary elec-
3 tion unless his name appears in the signature copy register.

4 A voter who votes in a primary election of a political party or
5 who signs and files with the municipal clerk or the county com-
6 missioner of registration a declaration that he desires to vote in
7 the primary election of a political party shall be deemed to be a
8 member of that party until he signs and files a declaration that
9 he desires to vote in the primary election of another political party
10 at which time he shall be deemed to be a member of such other
11 political party. The Secretary of State shall cause to be prepared
12 political party affiliation declaration forms and shall provide such
13 forms to the commissioners of registration of the several counties
14 and to the clerks of the municipalities within such counties.

15 No voter, except a newly registered voter at the first primary at
16 which he is eligible to vote, *or a voter who has not previously voted*

17 *in a primary election*, may vote in a primary election of a political
18 party unless he was deemed to be a member of that party on the
19 fiftieth day next preceding such primary election.

20 A member of the county committee of a political party and a
21 public official or public employee holding any office or public em-
22 ployment to which he has been elected or appointed as a member of
23 a political party shall be deemed a member of such political party.

24 Any person voting in the primary ballot box of any political
25 party in any primary election in contravention of the election law
26 shall be guilty of a misdemeanor, and any person who aids or
27 assists any such person in such violation by means of public
28 proclamation or order, or by means of any public or private direc-
29 tion or suggestions, or by means of any help or assistance or
30 cooperation, shall likewise be guilty of a misdemeanor.

1 2. Section 2 of P. L. 1976, c. (C.) is amended to
2 read as follows:

3 2. a. The county commissioner of registration in each of the
4 several counties, shall cause a notice to be published in each
5 municipality of their respective counties in a newspaper or news-
6 papers circulating therein. The notice to be so published shall be
7 published once during each of the 2 calendar weeks next preceding
8 the week in which the fiftieth day next preceding the primary
9 election of a political party occurs.

10 b. The notice required to be published by the preceding para-
11 graph shall inform the reader thereof that no voter, except a newly
12 registered voter at the first primary at which he is eligible to vote,
13 *or a voter who has not previously voted in a primary election*
14 may vote in a primary election of a political party unless he was
15 deemed to be a member of that party on the fiftieth day next pre-
16 ceding such primary election. It shall further inform the reader
17 thereof that a voter who votes in the primary election of a political
18 party or who signs and files with the municipal clerk or the county
19 commissioner of registration a declaration that he desires to vote
20 in the primary election of a political party shall be deemed to be a
21 member of that party until he signs and files a declaration that he
22 desires to vote in the primary election of another political party
23 at which time he shall be deemed to be a member of such other
24 political party. The notice shall also state the time and location
25 where a person may obtain political party affiliation declaration
26 forms.

1 3. This act shall take effect immediately.

STATEMENT

This bill exempts voters who have not previously voted in a primary election from the requirement of filing a political party affiliation form before voting in their first primary election.

SENATE EDUCATION COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1854

STATE OF NEW JERSEY

DATED: APRIL 25, 1977

The Senate Education Committee releases this bill with no recommendations since it was inadvertently referred to this committee.