

40:75-3

LEGISLATIVE HISTORY CHECKLIST

(Prescribes methods for filing names of candidates for commissioner in municipal elections)

NJSA 40:75-3

LAWS OF 1977

CHAPTER 103

Bill No. A1768

Sponsor(s) Perskie

Date Introduced March 10, 1976

Committee: Assembly -----

Senate State Gov't., Federal & Interstate Relations & Veterans Affairs

Amended during passage

~~Yes~~

No

Date of Passage: Assembly April 1, 1976

Senate February 14, 1977

Date of approval May 25, 1977

Following statements are attached if available:

Sponsor statement

Yes

~~XX~~

Committee Statement: Assembly

~~Yes~~

No

Senate

~~Yes~~

No

Fiscal Note

~~Yes~~

No

Veto Message

~~Yes~~

No

Message on signing

Yes

~~XX~~

Following were printed:

Reports

~~Yes~~

No

Hearings

~~Yes~~

No

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9/1/78

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ASSEMBLY, No. 1768

STATE OF NEW JERSEY

INTRODUCED MARCH 10, 1976

By Assemblyman PERSKIE

(Without Reference)

AN ACT concerning municipal commissioner elections, and
amending R. S. 40:75-3.

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

1 1. R. S. 40:75-3 is amended to read as follows:

2 40:75-3. The names of the candidates for commissioners shall be
3 filed with the municipal clerk in the manner and form and under the
4 conditions set forth in this section and sections 40:75-4 and 40:75-5
5 of this Title; said filing to be at least 30 days prior to an election
6 for the first members of the commission and at least **[30]** 40 days
7 prior to any *other* municipal election, as the case may be, and in
8 no event shall be filed later than 4 p.m. The petition of nomination
9 shall consist of individual certificates equal in number to at least
10 one-half of 1% of the entire vote cast at the last preceding general
11 election, but in no event less than 25.

12 Each certificate shall be a separate paper and shall contain the
13 names of not more than 10 signers and the name of but one candi-
14 date. No signer shall, at the time of filing the certificate, have
15 signed more certificates for candidates for that office than there
16 are places to be filled. If an elector has signed two or more con-
17 flicting certificates all such certificates shall be rejected.

1 2. This act shall take effect immediately.

STATEMENT

This bill restores language deleted from R. S. 40:75-3 when P. L. 1975, c. 315 was signed into law last session. As it turns out, the language substituted by P. L. 1975, c. 315, would create substantial difficulties for municipal clerks in processing election notices and advertisements. It is, therefore, imperative that the old language be partially restored.

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

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FROM THE OFFICE OF THE GOVERNOR

MAY 25, 1977

FOR FURTHER INFORMATION

FOR IMMEDIATE RELEASE

ANNE BURNS

Governor Brendan Byrne today signed into law A-1768 sponsored by Assemblyman Steven Perskie, D-Atlantic, which sets down the method for filing names of candidates for commissioner in municipal elections.

The bill amends a law which the Governor signed last year. The law had reduced the time for filing from 40 days to 30 days for both first members of the commissions and other municipal elections.

This reduction created substantial difficulties for municipal clerks in processing election notices and advertisements.

This bill will reinstate the 40-day filing period for other municipal elections only.

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