

19:31-2 and 19:32-2

LEGISLATIVE HISTORY CHECKLIST

NJSA 19:31-2 and 19:32-2

Laws of 1975 Chapter 204

Bill No. S 1478

Sponsor(s) Garramone & others

Date Introduced Nov. 21, 1974

Committee: Assembly State Gov't. & Federal & Interstate Relations

Senate State Gov't. & Federal & Interstate Relations

Amended during passage Yes Amendments during passage denoted by asterisks

Date of passage: Assembly May 5, 1975

Senate April 10, 1975

Date of approval Sept. 18, 1975

Following statements are attached if available:

Sponsor statement Yes

Committee Statement: Assembly Yes

Senate Yes

Fiscal Note No

Veto message No

Message on signing No

Following were printed:

Reports No

Hearings No

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SENATE, No. 1478

STATE OF NEW JERSEY

INTRODUCED NOVEMBER 21, 1974

By Senators GARRAMONE, FELDMAN, HAGEDORN, SCARDINO
and SKEVIN

Referred to Committee on State Government and Federal and
Interstate Relations

AN ACT concerning elections and amending R. S. 19:31-2 and
R. S. 19:32-2.

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

1 1. R. S. 19:31-2 is amended to read as follows:

2 19:31-2. In all counties having a superintendent of elections,
3 the superintendent of elections is hereby constituted the commis-
4 sioner of registration and in all other counties the secretary of
5 the county board is hereby constituted the commissioner of regis-
6 tration.

7 The commissioner of registration in all counties having a super-
8 intendent of elections, and the county board in all other counties,
9 shall have complete charge of the permanent registration of all
10 eligible voters within their respective counties.

11 The commissioner of registration in counties of the first class
12 having a superintendent of elections and having less than 800,000
13 inhabitants, and the county board in all other counties, shall have
14 power to appoint temporarily, and the commissioner of registration
15 in counties of the first class having more than 800,000 inhabitants
16 shall have power to appoint on a permanent, or temporary basis,
17 such number of persons, as in his or its judgment may be necessary
18 in order to carry out the provisions of this Title. All persons ap-
19 pointed by the commissioner of registration in counties of the first
20 class having more than **[800,000]** 900,000 inhabitants *according to*
21 *the 1970 Federal census* to serve for terms of more than 6 months

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

22 in any 1 year shall be in the classified service of the civil service
23 and shall be appointed, and hold their positions, in accordance with
24 the provisions of Title 11, Civil Service. *All persons appointed*
25 *by the commissioner of registration in counties of the first class*
26 *having more than 800,000 but less than 900,000 inhabitants accord-*
27 *ing to the 1970 Federal census to serve for terms of more than 6*
28 *months in any 1 year, other than the chief deputy and chief clerk*
29 *and confidential secretary and chief custodian, shall be in the classi-*
30 *fied service of the civil service and shall be appointed, and hold*
31 *their positions, in accordance with the provisions of Title 11, Civil*
32 *Service.* Persons appointed by the commissioner of registration
33 in such counties to serve for terms of 6 months or less in any 1
34 year and persons appointed by the commissioner of registration,
35 or by the county board of elections, in other counties, shall not be
36 subject to any of the provisions of Title 11, Civil Service, but shall
37 be in the unclassified service.

38 ******[In each county the commissioner of registration, as defined in
39 this section, shall provide evening registration facilities for the
40 registration of persons who are or may be entitled to vote at the
41 primary and general election in said counties.

42 In each county the commissioner of registration shall submit to
43 the Secretary of State on or before February 15 of each year a
44 plan providing for evening registration for the primary election
45 and on or before July 1 plans providing for evening and mobile
46 registration for the general election, which plans shall be subject
47 to approval by the Secretary of State.

48 Evening registration shall be made available in each municipality
49 between the hours of 4 p.m. and 9 p.m. for at least 6 working days
50 immediately preceding the close of registration and at least once
51 each week between the hours of 6 p.m. and 9 p.m. during the 6
52 calendar weeks immediately preceding the close of registration for
53 the primary and general elections and for municipal elections. Such
54 plan for mobile registration may include door-to-door registration,
55 and shall include the schedule and route to be followed by the
56 mobile registration units, as well as a description of the number
57 and nature of units to be used, and such further pertinent informa-
58 tion as the Secretary of State may by rule or regulation require.
59 Mobile registration shall be made available pursuant to such plan
60 in each municipality having a population in excess of 7,500 persons
61 according to the most recent United States census.

62 On or before the last school day on which a person may register
63 to be entitled to vote in the ensuing primary or general election,]******

63A ***In each county the commissioner of registration shall submit*
 63B *to the Secretary of State on or before February 15 of each year a*
 63C *plan providing for evening registration for the primary election*
 63D *and on or before July 1 plans providing for evening and*
 63E *out-of-office registration for the general election, which plans shall*
 63F *be subject to approval by the Secretary of State. Evening registra-*
 63G *tion shall be made available in the office of each commissioner of*
 63H *registration between the hours of 4 p.m. and 9 p.m. for at least 6*
 63I *working days immediately preceding the close of registration, in*
 63J *each municipality having a population in excess of 12,000 persons*
 63K *according to the most recent United States census between the*
 63L *hours of 4 p.m. and 9 p.m. for at least 3 working days immediately*
 63M *preceding the close of registration, and in each municipality having*
 63N *a population of less than 12,000 persons between the hours of 4*
 63O *p.m. and 9 p.m. on the day of the close of registration for the*
 63P *primary and general elections and for municipal elections. Such*
 63Q *plan for out-of-office registration may include door-to-door regis-*
 63R *tration, and shall include the schedule and route to be followed by*
 63S *any out-of-office registration units, as well as a description of the*
 63T *number and nature of units to be used, and such further pertinent*
 63U *information as the Secretary of State may by rule or regulation*
 63V *require. Out-of-office registration shall be made available pursuant*
 63W *to such plan in each municipality having a population in excess of*
 63X *12,000 persons according to the most recent United States census.*
 63Y *Nothing in this section shall preclude the commissioner from pro-*
 63Z *viding pursuant to plan evening registration or out-of-office regis-*
 64 *tration in excess of the requirements of this section, or shall pre-*
 64A *clude or in anyway limit out-of-office registration conducted by per-*
 64B *sons or groups other than the commissioner.*

64C *On or before the last school day on which a person may*
 64D *register to be entitled to vote in the ensuing primary election,***
 64E *the commissioner of registration in counties having a superin-*
 65 *tendent of elections, and the county board in all other counties,*
 66 *shall arrange for and conduct registration in each public and*
 67 *nonpublic high school in the county, of all students who are eligible*
 68 *to register to vote in the ensuing election. School officials shall*
 69 *cooperate with efforts to register students in such schools.*

70 *The commissioner of registration in counties having a superin-*
 71 *tendent of elections, and the county board in all other counties,*
 72 *shall provide such printed forms, blanks, supplies and office tele-*
 73 *phone and transportation equipment and shall prescribe such rea-*
 74 *sonable rules and regulations not inconsistent with those of the*

75 Secretary of State as are necessary in the opinion of the commis-
76 sioner or county board to carry out the provisions of this Title
77 and any amendments or supplements thereto.

78 Subject to the limitations set forth in chapter 32 of this Title
79 as hereby amended all necessary expenses incurred, as and when
80 certified and approved by the commissioner of registration in
81 counties having a superintendent of elections, and by the county
82 board in all other counties, shall be paid by the county treasurer
83 of the county.

84 Nothing in the provisions of subtitle 2 of the Title, Municipali-
85 ties and Counties (40:16-1 et seq.), shall in anywise be construed
86 to affect, restrict or abridge the powers herein conferred on the
87 commissioners in counties having a superintendent of elections,
88 and upon the county boards in all other counties.

89 All powers granted to the commissioner in all counties not hav-
90 ing superintendents of elections by the provisions of this Title are
91 hereby conferred on the county board in such counties and any and
92 all duties conferred upon the commissioner in all counties not
93 having a superintendent of elections by the provisions of this Title
94 shall only be exercised and performed by such commissioner under
95 the instructions and directions of and subject to the approval of
96 the county board of such counties.

1 2. R. S. 19:32-2 is amended to read as follows:

2 19:32-2. Each superintendent may appoint a chief deputy, a
3 chief clerk, a secretary, such personnel as is authorized under
4 section 19:48-6 of this Title, and any other assistants he considers
5 necessary to carry out the provisions of this Title, and, except as
6 hereinafter provided, may remove the same whenever he deems it
7 necessary and all persons so appointed, by superintendents of
8 elections in counties of the first class having more than **[800,000]**
9 *900,000* inhabitants, *according to the 1970 Federal census*, to serve
10 for terms of more than 6 months in any 1 year, shall be in the
11 classified service of the civil service and shall be appointed in ac-
12 cordance with and shall be subject to the provisions of Title 11,
13 Civil Service, but all other persons so appointed shall not be sub-
14 ject to any of the provisions of Title 11, Civil Service, but shall be
15 in the unclassified service. *All persons appointed by the commis-*
16 *sioner of registration in counties of the first class having more than*
17 *800,000 but less than 900,000 inhabitants according to the 1970*
18 *Federal census to serve for terms of more than 6 months in any 1*
19 *year, other than the chief deputy and chief clerk and confidential*
20 *secretary and chief custodian, shall be in the classified service of*

21 *the civil service and shall be appointed, and hold their positions,*
22 *in accordance with the provisions of Title 11, Civil Service, but all*
23 *other persons so appointed shall not be subject to any of the pro-*
24 *visions of Title 11, Civil Service, but shall be in the unclassified*
25 *service. Each superintendent shall fix the salaries of the persons*
26 *so appointed and such salaries certified to and approved under his*
27 *hand shall be paid semimonthly by the county treasurer of the*
28 *county in which such persons are so engaged. All other necessary*
29 *expenses incurred in carrying out the provisions of this Title when*
30 *certified to and approved by the superintendent shall be paid by*
31 *the county treasurer of the county in which the superintendent*
32 *shall maintain his office provided, however, that all necessary ex-*
33 *penses incurred by the commissioner of registration, the superin-*
34 *tendent of elections, and the custodian of voting machines in the*
35 *counties of the first class for the proper performance of all of his*
36 *duties of all his offices as set forth in Title 19, shall not exceed, in*
37 *the aggregate, the sum of \$800,000.00 per annum.*

1 *3. (New section) *All employees of the commissioner of registra-*
2 *tion in counties of the first class having more than 800,000 but less*
3 *than 900,000 inhabitants, other than the chief deputy, chief clerk,*
4 *confidential secretary and chief custodian, appointed to serve for*
5 *terms of more than 6 months in any 1 year prior to the effective*
6 *date of this act and who are so employed on the effective date of*
7 *this act shall, upon certification by the commissioner, be classified*
8 *by the Civil Service Commission into the classified service without*
9 *examination and shall thereafter hold their positions under the pro-*
10 *visions of Title 11, **[Civel]** **Civil** Service, of the Revised*
11 *Statutes.**

1 ***[3.]*** *4.* This act shall take effect immediately.

12 cordance with and shall be subject to the provisions of Title 11,
13 Civil Service, but all other persons so appointed shall not be sub-
14 ject to any of the provisions of Title 11, Civil Service, but shall be
15 in the unclassified service. *All persons appointed by the commis-*
16 *sioner of registration in counties of the first class having more than*
17 *800,000 but less than 900,000 inhabitants according to the 1970*
18 *Federal census to serve for terms of more than 6 months in any 1*
19 *year, other than the chief deputy and chief clerk and confidential*
20 *secretary and chief custodian, shall be in the classified service of*
21 *the civil service and shall be appointed, and hold their positions,*
22 *in accordance with the provisions of Title 11, Civil Service, but all*
23 *other persons so appointed shall not be subject to any of the pro-*
24 *visions of Title 11, Civil Service, but shall be in the unclassified*
25 *service.* Each superintendent shall fix the salaries of the persons
26 so appointed and such salaries certified to and approved under his
27 hand shall be paid semimonthly by the county treasurer of the
28 county in which such persons are so engaged. All other necessary
29 expenses incurred in carrying out the provisions of this Title when
30 certified to and approved by the superintendent shall be paid by
31 the county treasurer of the county in which the superintendent
32 shall maintain his office provided, however, that all necessary ex-
33 penses incurred by the commissioner of registration, the superin-
34 tendent of elections, and the custodian of voting machines in the
35 counties of the first class for the proper performance of all of his
36 duties of all his offices as set forth in Title 19, shall not exceed, in
37 the aggregate, the sum of \$800,000.00 per annum.

1 3. This act shall take effect immediately.

STATEMENT

The purpose of this bill is to provide blanket coverage for civil service positions in the classified service to certain persons appointed by the commissioner of registration in first-class counties having a population of more than 800,000 but less than 900,000 inhabitants according to the 1970 Federal census.

ASSEMBLY STATE GOVERNMENT, FEDERAL
AND INTERSTATE RELATIONS COMMITTEE

STATEMENT TO

SENATE, No. 1478

[OFFICIAL COPY REPRINT]

with Assembly committee amendments

STATE OF NEW JERSEY

DATED: APRIL 28, 1975

Under the provisions of this bill, in first-class counties with a population between 800,000 and 900,000 people:

1. Present employees appointed by the Commissioner of Registration who serve for more than 6 months in any 1 year will be placed in the classified civil service without taking an examination.

2. Future appointees of the Commissioner of Registration will be in the unclassified civil service if they serve less than 6 months in any 1 year, and will be in the classified civil service, under the normal rules of civil service, if they serve more than 6 months in any 1 year.

The committee amended the bill to conform the language of the statute amended in section 1 to P. L. 1975, c. 15.

SENATE STATE GOVERNMENT, FEDERAL AND
INTERSTATE RELATIONS COMMITTEE

STATEMENT TO

SENATE, No. 1478

with Senate committee amendments

STATE OF NEW JERSEY

DATED: FEBRUARY 27, 1975

The purpose of this bill is to provide blanket coverage for civil service positions in the classified service, without examination, to certain persons employed by the commissioner of registration in first-class counties having a population of more than 800,000 but less than 900,000 inhabitants according to the 1970 census.