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RH/CL

P.L. 2018, CHAPTER 110, *approved August 24, 2018*  
Assembly, No. 3463

1 AN ACT concerning voting activity on election day and the powers  
2 of challengers, amending R.S.19:7-5, and supplementing chapter  
3 52 of Title 19 of the Revised Statutes.

4  
5 **BE IT ENACTED** by the Senate and General Assembly of the State  
6 of New Jersey:

7  
8 1. (New section) The district boards of election at each polling  
9 place shall create and publicly display a notice containing an  
10 official count of the cumulative number of voters who have voted at  
11 each precinct, indicating the number of voters who have voted using  
12 a voting machine and the number of voters who have voted using a  
13 provisional ballot. The first notice shall be produced two hours  
14 from the opening of the polls and updated every two hours  
15 thereafter until the time the polls close.

16  
17 2. R.S.19:7-5 is amended to read as follows:

18 19:7-5. Such challengers shall be the authorized challengers for  
19 their respective political parties and candidates or for the  
20 proponents or opponents of a public question. They shall have the  
21 power to challenge the right to vote therein of any person claiming  
22 such right and shall have power to ask all necessary questions to  
23 determine this right. They may be present while the votes cast at  
24 any election are being counted, hear and see the ballots counted and  
25 shall have the right and power to challenge the counting or rejecting  
26 of any ballot or any part of a ballot. They shall be entitled to ask  
27 the members of the district boards of election at each polling place,  
28 no more than every two hours, for the official count of how many  
29 voters have voted at each precinct, and the district boards of  
30 election shall provide this information as the notice required  
31 pursuant to section 1 of P.L. , c. (C. ) (pending before the  
32 Legislature as this bill).  
33 (cf: P.L.1956, c.66, s.4)

34  
35 3. This act shall take effect immediately.

36

37

38

STATEMENT

39

40 This bill requires the district boards of election to report every  
41 two hours the number of voters who have voted at each precinct,

**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 underlined thus is new matter.

1 and authorizes challengers to request the reported count.

2 Under the bill, the district boards of election at each polling  
3 place would be required to create and publicly display a notice  
4 containing an official count of the cumulative number of voters who  
5 have voted at each precinct, and indicating how many voted by  
6 voting machine and by provisional ballot. The first notice would be  
7 produced two hours from the opening of the polls and updated  
8 every two hours until the polls close.

9 Under current law, certain persons are appointed to act as  
10 challengers on election day in each election district for their  
11 respective political parties, candidates, or for the proponents or  
12 opponents of a public question. Challengers are currently  
13 empowered to challenge the right to vote of any person who appears  
14 on a challenge list prepared by election officials, or who is  
15 suspected to not be entitled to vote. However, challengers are not  
16 permitted to challenge, delay, or prevent the right to vote of any  
17 person because of that person's race, color, national origin,  
18 expected manner of casting a vote, or residence in a particular ward,  
19 housing complex, or section of a municipality or county.  
20 Challengers may also be present while votes are being counted and  
21 may challenge the counting or rejecting of all or part of any ballot.  
22 Challenge procedures, and a challenged voter's rights and  
23 protections, are further established under N.J.S.A.19:15-18 et seq.

24 This bill expands the powers of challengers by allowing them to  
25 ask the members of the district boards of election at each polling  
26 place, no more than every two hours, for the official count of how  
27 many voters have voted at each precinct. Under the bill, the district  
28 boards of election would provide this information as the notice  
29 required under section 1 of the bill.

30 This bill is intended to promote greater transparency in the  
31 electoral process by requiring the district boards to report how  
32 many voters have voted and by allowing challengers to have access  
33 to current turnout information during election day.

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38 Requires district boards of election to report every two hours  
39 number of voters who have voted at each precinct; authorizes  
40 challengers to request reported count.

# ASSEMBLY, No. 3463

## STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED MARCH 5, 2018

**Sponsored by:**

**Assemblywoman CAROL A. MURPHY**

**District 7 (Burlington)**

**Assemblywoman JOANN DOWNEY**

**District 11 (Monmouth)**

**Assemblyman ERIC HOUGHTALING**

**District 11 (Monmouth)**

**Senator VIN GOPAL**

**District 11 (Monmouth)**

**Senator NILSA CRUZ-PEREZ**

**District 5 (Camden and Gloucester)**

**Co-Sponsored by:**

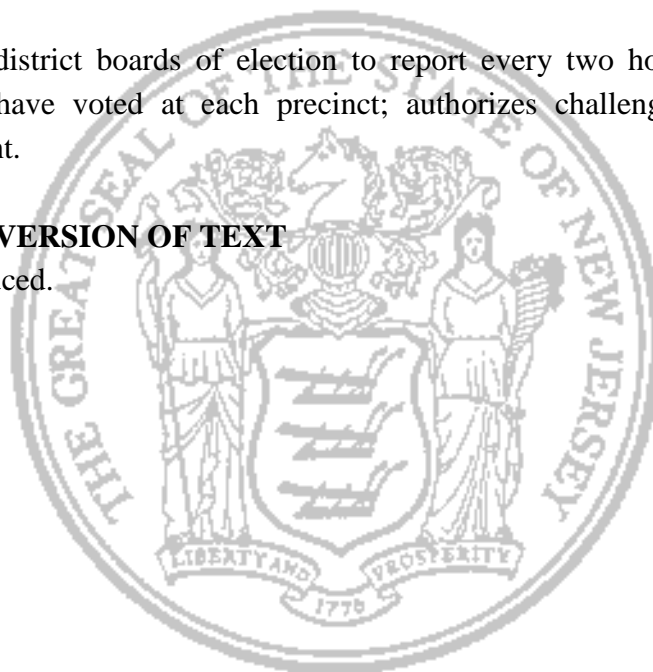
**Assemblyman Mazzeo, Assemblywoman Jimenez, Assemblymen Conaway,  
Schaer and Senator Pou**

**SYNOPSIS**

Requires district boards of election to report every two hours number of voters who have voted at each precinct; authorizes challengers to request reported count.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 6/26/2018)**

1 AN ACT concerning voting activity on election day and the powers  
2 of challengers, amending R.S.19:7-5, and supplementing chapter  
3 52 of Title 19 of the Revised Statutes.

4  
5 **BE IT ENACTED** by the Senate and General Assembly of the State  
6 of New Jersey:

7  
8 1. (New section) The district boards of election at each polling  
9 place shall create and publicly display a notice containing an  
10 official count of the cumulative number of voters who have voted at  
11 each precinct, indicating the number of voters who have voted using  
12 a voting machine and the number of voters who have voted using a  
13 provisional ballot. The first notice shall be produced two hours  
14 from the opening of the polls and updated every two hours  
15 thereafter until the time the polls close.

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17 2. R.S.19:7-5 is amended to read as follows:

18 19:7-5. Such challengers shall be the authorized challengers for  
19 their respective political parties and candidates or for the  
20 proponents or opponents of a public question. They shall have the  
21 power to challenge the right to vote therein of any person claiming  
22 such right and shall have power to ask all necessary questions to  
23 determine this right. They may be present while the votes cast at  
24 any election are being counted, hear and see the ballots counted and  
25 shall have the right and power to challenge the counting or rejecting  
26 of any ballot or any part of a ballot. They shall be entitled to ask  
27 the members of the district boards of election at each polling place,  
28 no more than every two hours, for the official count of how many  
29 voters have voted at each precinct, and the district boards of  
30 election shall provide this information as the notice required  
31 pursuant to section 1 of P.L. , c. (C. ) (pending before the  
32 Legislature as this bill).

33 (cf: P.L.1956, c.66, s.4)

34  
35 3. This act shall take effect immediately.

36

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38 STATEMENT

39

40 This bill requires the district boards of election to report every  
41 two hours the number of voters who have voted at each precinct,  
42 and authorizes challengers to request the reported count.

43 Under the bill, the district boards of election at each polling  
44 place would be required to create and publicly display a notice  
45 containing an official count of the cumulative number of voters who

**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 underlined thus is new matter.**

1 have voted at each precinct, and indicating how many voted by  
2 voting machine and by provisional ballot. The first notice would be  
3 produced two hours from the opening of the polls and updated  
4 every two hours until the polls close.

5 Under current law, certain persons are appointed to act as  
6 challengers on election day in each election district for their  
7 respective political parties, candidates, or for the proponents or  
8 opponents of a public question. Challengers are currently  
9 empowered to challenge the right to vote of any person who appears  
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12 permitted to challenge, delay, or prevent the right to vote of any  
13 person because of that person's race, color, national origin,  
14 expected manner of casting a vote, or residence in a particular ward,  
15 housing complex, or section of a municipality or county.  
16 Challengers may also be present while votes are being counted and  
17 may challenge the counting or rejecting of all or part of any ballot.  
18 Challenge procedures, and a challenged voter's rights and  
19 protections, are further established under N.J.S.A.19:15-18 et seq.

20 This bill expands the powers of challengers by allowing them to  
21 ask the members of the district boards of election at each polling  
22 place, no more than every two hours, for the official count of how  
23 many voters have voted at each precinct. Under the bill, the district  
24 boards of election would provide this information as the notice  
25 required under section 1 of the bill.

26 This bill is intended to promote greater transparency in the  
27 electoral process by requiring the district boards to report how  
28 many voters have voted and by allowing challengers to have access  
29 to current turnout information during election day.

ASSEMBLY STATE AND LOCAL GOVERNMENT  
COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 3463**

**STATE OF NEW JERSEY**

DATED: JUNE 18, 2018

The Assembly State and Local Government Committee reports favorably Assembly Bill No. 3463.

This bill requires the district boards of election to report every two hours the number of voters who have voted at each precinct, and authorizes challengers to request the reported count.

Under the bill, the district boards of election at each polling place would be required to create and publicly display a notice containing an official count of the cumulative number of voters who have voted at each precinct, and indicating how many voted by voting machine and by provisional ballot. The first notice would be produced two hours from the opening of the polls and updated every two hours until the polls close.

Under current law, certain persons are appointed to act as challengers on election day in each election district for their respective political parties, candidates, or for the proponents or opponents of a public question. Challengers are currently empowered to challenge the right to vote of any person who appears on a challenge list prepared by election officials, or who is suspected to not be entitled to vote. However, challengers are not permitted to challenge, delay, or prevent the right to vote of any person because of that person's race, color, national origin, expected manner of casting a vote, or residence in a particular ward, housing complex, or section of a municipality or county. Challengers may also be present while votes are being counted and may challenge the counting or rejecting of all or part of any ballot. Challenge procedures, and a challenged voter's rights and protections, are further established under N.J.S.A.19:15-18 et seq.

This bill expands the powers of challengers by allowing them to ask the members of the district boards of election at each polling place, no more than every two hours, for the official count of how many voters have voted at each precinct. Under the bill, the district boards of election would provide this information as the notice required under section 1 of the bill.

The purpose of the bill is to promote greater transparency in the electoral process by requiring that district boards report how many voters have voted and by allowing challengers to have access to current turnout information during election day.



**LEGISLATIVE FISCAL ESTIMATE**  
**ASSEMBLY, No. 3463**  
**STATE OF NEW JERSEY**  
**218th LEGISLATURE**

DATED: JUNE 26, 2018

**SUMMARY**

- Synopsis:** Requires district boards of election to report every two hours number of voters who have voted at each precinct; authorizes challengers to request reported count.
- Type of Impact:** Expenditure Increase: local government funds.
- Agencies Affected:** District Boards of Elections

**Office of Legislative Services Estimate**

<b>Fiscal Impact</b>	<b><u>Year 1</u></b>	<b><u>Year 2</u></b>	<b><u>Year 3</u></b>
<b>Local Cost</b>		Indeterminate	

- The additional cost for district boards of election to implement this bill is indeterminate and will depend on the form of the display for the notice of the official vote count. The cost may likely be a one-time cost.

**BILL DESCRIPTION**

This bill requires the district boards of election to report every two hours the number of voters who have voted at each precinct, and authorizes challengers to request the reported count.

Under the bill, the district boards of election at each polling place would be required to create and publicly display a notice containing an official count of the cumulative number of voters who have voted at each precinct, and indicating how many voted by voting machine and by provisional ballot. The first notice would be produced two hours from the opening of the polls and updated every two hours until the polls close.

This bill expands the powers of challengers by allowing them to ask the members of the district boards of election at each polling place, no more than every two hours, for the official count of how many voters have voted at each precinct. Under the bill, the district boards of election would provide this information as the required notice.

## **FISCAL ANALYSIS**

### ***EXECUTIVE BRANCH***

None received.

### ***OFFICE OF LEGISLATIVE SERVICES***

The additional cost for district boards of election to implement this bill is indeterminate and will depend on the form of the display for the notice of the official vote count. The cost may likely be a one-time cost.

*Section: State Government*

*Analyst: Aggie Szilagy  
Section Chief*

*Approved: Frank W. Haines III  
Legislative Budget and Finance Officer*

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

**SENATE, No. 1957**

**STATE OF NEW JERSEY**  
**218th LEGISLATURE**

INTRODUCED FEBRUARY 22, 2018

**Sponsored by:**

**Senator VIN GOPAL**

**District 11 (Monmouth)**

**Senator NILSA CRUZ-PEREZ**

**District 5 (Camden and Gloucester)**

**Co-Sponsored by:**

**Senator Pou**

**SYNOPSIS**

Requires district boards of election to report every two hours number of voters who have voted at each precinct; authorizes challengers to request reported count.

**CURRENT VERSION OF TEXT**

As introduced.



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**LEGISLATIVE FISCAL ESTIMATE**  
**SENATE, No. 1957**  
**STATE OF NEW JERSEY**  
**218th LEGISLATURE**

DATED: JUNE 28, 2018

**SUMMARY**

**Synopsis:** Requires district boards of election to report every two hours number of voters who have voted at each precinct; authorizes challengers to request reported count.

**Type of Impact:** Expenditure Increase: local government funds.

**Agencies Affected:** District Boards of Elections

**Office of Legislative Services Estimate**

<b>Fiscal Impact</b>	<b><u>Year 1</u></b>	<b><u>Year 2</u></b>	<b><u>Year 3</u></b>
<b>Local Cost</b>		Indeterminate	

- The additional cost for district boards of election to implement this bill is indeterminate and will depend on the form of the display for the notice of the official vote count. The cost may likely be a one-time cost.

**BILL DESCRIPTION**

This bill requires the district boards of election to report every two hours the number of voters who have voted at each precinct, and authorizes challengers to request the reported count.

Under the bill, the district boards of election at each polling place would be required to create and publicly display a notice containing an official count of the cumulative number of voters who have voted at each precinct, and indicating how many voted by voting machine and by provisional ballot. The first notice would be produced two hours from the opening of the polls and updated every two hours until the polls close.

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## **FISCAL ANALYSIS**

### ***EXECUTIVE BRANCH***

None received.

### ***OFFICE OF LEGISLATIVE SERVICES***

The additional cost for district boards of election to implement this bill is indeterminate and will depend on the form of the display for the notice of the official vote count. The cost may likely be a one-time cost.

*Section: State Government*

*Analyst: Aggie Szilagyi  
Section Chief*

*Approved: Frank W. Haines III  
Legislative Budget and Finance Officer*

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).



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## Newark, N.J.

# Governor Murphy Takes Action on Legislation

08/24/2018

**TRENTON** - Today, Governor Phil Murphy signed the following bills into law:

**A542 (Mazzeo, Lagana, Andrzejczak, Zwicker, Land, Benson, Downey/Ruiz, Bateman)** - Requires certain schools to maintain supply of opioid antidotes and permits emergency administration of opioid antidote by school nurse or trained employee.

**A1675 (Dancer, Conaway, Caride, Space/Beach, Smith)** - Authorizes prescribed burning in certain circumstances.

**A2035 (McKeon, Schaer/Pou, Cruz-Perez)** - Revises "New Jersey Residential Mortgage Lending Act."

**A2401 (Wimberly, Mukherji, Reynolds-Jackson/Cunningham, Gill, Turner)** - Authorizes issuance of Delta Sigma Theta license plates.

**A3463 (Murphy, Downey, Houghtaling/Gopal, Cruz-Perez)** - Requires district boards of election to report every two hours number of voters who have voted at each precinct; authorizes challengers to request reported count.

**A3628 (Greenwald, Moriarty, Murphy/Weinberg, Diegnan)** - Establishes New Jersey Civic Information Consortium.

[Copy of Statement on A3628](#)

**A3871 (Chiaravalloti, Egan/Diegnan, Cruz-Perez)** - Concerns disqualification from unemployment benefits for misconduct.

**A3904 (McKeon, Jasey, Schepisi/Cardinale, Stack)** - "Tommy's Law"; requires NJT to take certain action and adopt policies concerning person injured or killed in incidents involving NJT motorbuses and rail or light rail vehicles.

**A4120 (Pintor Marin, Tucker, DeAngelo/Rice, Ruiz)** - Authorizes special assessments and bond issuance to replace lead-contaminated water service lines.

**A4208 (Jasey, Lopez, Sumter/Rice)** - Establishes "New Jersey Complete Count Commission."

**A4249 (Wimberly, Pintor Marin/Ruiz, Vitale)** - Expands per adjusted admission charge on hospitals to create supplemental funding pool for State's graduate medical education subsidy; appropriates \$24,285,714.

**A4259 (Pintor Marin, Calabrese/Sarlo, Ruiz)** - Restructures tickets sales law.

[Copy of Statement on A4259](#)

**AJR137 (Pinkin/Greenstein)** - Designates month of July of each year as "Smart Irrigation Month."

**S2145 (Scutari, Sweeney/DeAngelo, Downey, Mukherji)** - Concerns attorney fees for workers' compensation



awards.

**SJR14 (Pou, Ruiz/Chaparro, Lopez, Jimenez)** - Designates September 20th of each year as Hispanic Journalist Pride Day.

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## Governor Phil Murphy

## Statewide

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