

# 19:60-1, 19:60-7 to 19:60-9

## LEGISLATIVE HISTORY CHECKLIST

Compiled by the NJ State Law Library

**LAWS OF:** 2018                    **CHAPTER:** 20

**NJSA:** 19:60-1, 19:60-7 to 19:60-9 (Permits candidates for school board to circulate petitions jointly and be bracketed together on ballot; permits short nonpolitical designation of principles on petitions and ballots)

**BILL NO:** S868 (Substituted for A2030)

**SPONSOR(S)** Sweeney and others

**DATE INTRODUCED:** January 9, 2018

**COMMITTEE:**            **ASSEMBLY:** State and Local Government

**SENATE:** State Government, Wagering, Tourism & Historic Preservation

**AMENDED DURING PASSAGE:** No

**DATE OF PASSAGE:**            **ASSEMBLY:** April 12, 2018

**SENATE:** March 26, 2018

**DATE OF APPROVAL:** May 30, 2018

### FOLLOWING ARE ATTACHED IF AVAILABLE:

**FINAL TEXT OF BILL** (Introduced version of bill enacted) Yes

#### S868

**SPONSOR'S STATEMENT:** (Begins on page 6 of introduced bill) Yes

**COMMITTEE STATEMENT:**                    **ASSEMBLY:** Yes

**SENATE:** Yes

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at [www.njleg.state.nj.us](http://www.njleg.state.nj.us))

**FLOOR AMENDMENT STATEMENT:** No

**LEGISLATIVE FISCAL ESTIMATE:** No

#### A2030

**SPONSOR'S STATEMENT:** (Begins on page 6 of introduced bill) Yes

**COMMITTEE STATEMENT:**                    **ASSEMBLY:** Yes

**SENATE:** No

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at [www.njleg.state.nj.us](http://www.njleg.state.nj.us))

**FLOOR AMENDMENT STATEMENT:** No

**LEGISLATIVE FISCAL ESTIMATE:** No

(continued)

**VETO MESSAGE:** No

**GOVERNOR'S PRESS RELEASE ON SIGNING:** Yes

**FOLLOWING WERE PRINTED:**

To check for circulating copies, contact New Jersey State Government Publications at the State Library (609) 278-2640 ext.103 or <mailto:refdesk@njstatelib.org>

**REPORTS:** No

**HEARINGS:** No

**NEWSPAPER ARTICLES:** No

RWH/JA

P.L. 2018, CHAPTER 20, *approved May 30, 2018*

Senate, No. 868

1 **AN ACT** concerning the candidates and ballots in annual school  
2 elections, and amending P.L.1995, c.278 (C.19:60-1 et seq.).

3  
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
5 *of New Jersey:*

6  
7 1. Section 1 of P.L.1995, c.278 (C.19:60-1) is amended to read  
8 as follows:

9 1. a. Except as otherwise provided in this section, an annual  
10 school election shall be held in a type II district on the third  
11 Tuesday in April. However, in any school year, the Commissioner  
12 of Education shall make any adjustments to the school budget and  
13 election calendar which may be necessary to change the annual  
14 school election date or any other school budget and election  
15 calendar date if that date coincides with a period of religious  
16 observance that limits significantly the usual activities of the  
17 followers of a particular religion or that would result in significant  
18 religious consequences for such followers. The commissioner shall  
19 inform local school boards, county clerks and boards of election of  
20 these adjustments no later than the first working day in January of  
21 the year in which the adjustments are to occur.

22 As used in this subsection "a period of religious observance"  
23 means any day or portion thereof on which a religious observance  
24 imposes a substantial burden on an individual's ability to vote.

25 An annual school election shall be held simultaneously with the  
26 general election on the first Tuesday after the first Monday in  
27 November in school districts in which the annual school election  
28 has been moved to that date pursuant to subsection a. of section 1 of  
29 P.L.2011, c.202 (C.19:60-1.1) or pursuant to section 1 of P.L.2012,  
30 c.78 (C.19:60-1.2). The annual school election in November shall  
31 be for the purpose of submitting a proposal to the voters for the  
32 approval of additional funds in a Type II district without a board of  
33 school estimate pursuant to paragraph (9) of subsection d. of section  
34 5 of P.L.1996, c.138 (C.18A:7F-5), for the purpose of electing  
35 members of the board of education, and for any other purpose  
36 authorized by law.

37 b. All school elections shall be by ballot and, except as  
38 otherwise provided by P.L.1995, c.278 (C.19:60-1 et al.), shall be  
39 conducted in the manner provided for general elections pursuant to  
40 Title 19 of the Revised Statutes. No **[grouping of candidates or]**  
41 party designation shall appear on any ballot to be used in a school

**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 election. At the request of one or more candidates, the ballot for a  
2 school election may include a designation in not more than three  
3 words that conveys the principles which the candidate or candidates  
4 therein named represent, but such designation shall not contain the  
5 name, or a derivative or any part thereof, as a noun or an adjective  
6 of any political party entitled to participate in a primary election.  
7 (cf: P.L.2012, c.78, s.5)

8  
9 2. Section 7 of P.L.1995, c.278 (C.19:60-7) is amended to read  
10 as follows:

11 7. Each candidate to be voted upon at a school election shall be  
12 nominated directly by petition, and the procedures for such  
13 nomination shall, to the extent not inconsistent with the provisions  
14 of P.L.1995, c.278 (C.19:60-1 et al.), conform to the procedure for  
15 nominating candidates by direct petition under chapter 13 of Title  
16 19 of the Revised Statutes. Notwithstanding the provisions of  
17 R.S.19:13-5, however, a petition of nomination for such office shall  
18 be signed by at least 10 persons, one of whom may be the  
19 candidate, and filed with the secretary of the board of education on  
20 or before four p.m. of the 50th day preceding the date of the April  
21 school election, or with the county clerk on or before four p.m. of  
22 the last Monday in July preceding the November school election, as  
23 applicable. The signatures need not all appear upon a single petition  
24 and any number of petitions may be filed on behalf of any candidate  
25 **[but no petition shall contain the endorsement of more than one**  
26 **candidate]** or on behalf of two or more candidates filing a joint  
27 petition. A petition for one or more candidates may include a  
28 designation in not more than three words that conveys the principles  
29 which the candidate or candidates therein named represent, but such  
30 designation shall not contain the name, or a derivative thereof or  
31 any part thereof, as a noun or an adjective of any political party  
32 entitled to participate in a primary election.

33 Any candidate may withdraw as a candidate in a school election  
34 by filing a notice in writing, signed by the candidate, of such  
35 withdrawal with the secretary of the board of education before the  
36 44th day before the date of the April election or with the county  
37 clerk on the **[60th]** 70th day before the date of the November  
38 election, as applicable, and thereupon the name of that candidate  
39 shall be withdrawn by the secretary of the board of education and  
40 shall not be printed on the ballot.

41 A vacancy created by a declination of nomination or withdrawal  
42 by, or death of, a nominee, or in any other manner, shall be filled  
43 under the provisions of R.S.19:13-19.

44 Whenever written objection to a petition of nomination  
45 hereunder shall have been made and timely filed with the secretary  
46 of the board of education or with the county clerk, as may be  
47 appropriate, the board of education shall file its determination of the  
48 objection on or before the 44th day preceding the April school

1 election or the county clerk shall file the clerk's determination of  
2 the objection on or before the 10th day after the last day for the  
3 filing of petitions for candidates seeking election as a member of a  
4 board of education at the November school election, as applicable.  
5 The last day upon which a candidate may file with the Superior  
6 Court a verified complaint setting forth any invasion or threatened  
7 invasion of the candidate's rights under the candidate's petition of  
8 nomination shall be the 46th day before the April election or the  
9 12th day after the last day for the filing of petitions for candidates  
10 seeking election as a member of a board of education at the  
11 November election, as applicable. The last day upon which a  
12 candidate whose petition of nomination or any affidavit thereto is  
13 defective may amend such petition or affidavit shall be the 44th day  
14 before the April election or the 10th day after the last day for the  
15 filing of petitions for candidates seeking election as a member of a  
16 board of education at the November election, as applicable. In each  
17 school district in which candidates for the office of member of a  
18 board of education will seek election at the November school  
19 election, the school business administrator thereof shall certify to  
20 the county clerk no later than the day of the holding of the primary  
21 election for the general election next occurring a statement  
22 designating the public offices to be filled at such election, and the  
23 number of such offices to be filled.  
24 (cf: P.L.2013, c.172, s.1)

25  
26 3. Section 8 of P.L.1995, c.278 (C.19:60-8) is amended to read  
27 as follows:

28 8. The county clerk shall conduct the ballot draw for candidates  
29 for school board member in those school districts that hold  
30 November elections, in accordance with the procedures set forth in  
31 R.S.19:14-12. In those school districts that elect school board  
32 members at the annual April school election, the ballot draw shall  
33 be conducted as follows:

34 a. The drawing shall be done by the secretary of the board of  
35 education seven working days following the last day for filing a  
36 petition for the nomination of such a candidate. The person making  
37 the drawing shall make public announcement at the drawing of each  
38 name, the order in which the name is drawn and the term of office  
39 for which the drawing is made.

40 b. A separate drawing shall be made for each full term and for  
41 each unexpired term, respectively. The names of the several  
42 candidates for whom petitions have been filed for each of the terms  
43 shall be written upon paper slips which shall be placed in capsules  
44 of the same size, shape, color and substance and then placed in a  
45 covered box with an aperture in the top large enough to admit a  
46 person's hand and to allow the capsules to be drawn therefrom. The  
47 box shall be turned and shaken thoroughly to mix the capsules and  
48 the capsules shall be withdrawn one at a time.

1 c. Where there is more than one person to be elected for a  
2 given term of office, the position of the names on the ballots for  
3 each term of office shall be determined as above described. The  
4 name of the candidate for each term of office first drawn from the  
5 box shall be printed directly below the proper term for which the  
6 person was nominated and the name of the candidate next drawn  
7 shall be printed next in order, and so on, until the last name shall be  
8 drawn from the box.

9 d. Two or more candidates for any given term of office may  
10 notify the secretary of the board in writing or the county clerk if the  
11 annual school election is to be held in November, at least seven  
12 days before the drawing date that they wish to have their names  
13 with their chosen designation, if any, bracketed together, so that  
14 their names and designation, if any, are selected as a group at the  
15 drawing and their names and designation are printed together on the  
16 ballot. The candidates shall determine among themselves the order  
17 in which their names are to appear within the bracket prior to so  
18 notifying the secretary.

19 The secretary of the board of education shall, within two days  
20 following the drawing, certify to the county clerk the results of the  
21 drawing.

22 (cf: P.L.2012, c.78, s.7)

23  
24 4. Section 9 of P.L.1995, c.278 (C.19:60-9) is amended to read  
25 as follows:

26 9. The ballot for a school election shall be a single or blanket  
27 form of ballot, upon which shall be printed in bold-faced type the  
28 words "OFFICIAL SCHOOL ELECTION BALLOT" or  
29 "OFFICIAL SPECIAL SCHOOL ELECTION BALLOT," as  
30 appropriate.

31 Any public question which is to be submitted to the voters at a  
32 school election shall be printed in a separate space below or to the  
33 right of, as the county clerk shall determine, the listing of  
34 candidates in the election.

35 In the columns in which are listed the titles of the offices to be  
36 filled at a school election and the names of candidates for those  
37 offices, the title of and the names of candidates for the office of  
38 member of the regional board of education shall appear above the  
39 title of and the names of candidates for the office of member of the  
40 local board of education. With respect to either office, in the event  
41 that one or more persons are to be elected to membership thereon  
42 for a full term and one or more persons are to be elected to  
43 membership thereon to fill an unexpired term, the ballots shall  
44 designate which of the candidates to be voted for is to be elected for  
45 a full term and which for an unexpired term. In all cases in which  
46 one or more persons are to be elected for an unexpired term, the  
47 ballots shall indicate the duration of that unexpired term.

1       The names of two or more candidates for any given term who  
2 have notified the secretary of the board, or the county clerk if the  
3 annual school election is to be held in November, in writing that  
4 they wish to be bracketed together with their chosen designation, if  
5 any, shall appear as a group in the appropriate location on the  
6 ballot, depending on whether the candidates are to be elected to fill  
7 an expired or an unexpired term.

8       All public questions to be voted upon at a school election by the  
9 voters of more than one municipality shall be placed first before  
10 any question to be voted upon at that election by the voters of a  
11 single municipality. When the public question to be voted upon by  
12 the voters of a regional school district is the amount of money to be  
13 raised for the use of the regional schools of the district, the amount  
14 of money determined to be the constituent municipality's share  
15 thereof may be identified on the ballot pursuant to N.J.S.18A:13-17.

16       Every county clerk shall have ready for the printer a copy of the  
17 contents of official ballots required by law to be printed for use at a  
18 school election, as follows: in the case of the annual April school  
19 election, not later than the 17th day preceding that election; in the  
20 case of any special school election, not later than two business days  
21 following receipt by the clerk of official notice of the complete  
22 content of the ballot to be voted upon at that election; and in the  
23 case of the annual November school election, in accordance with  
24 the provisions of R.S.19:14-1.

25       The ballots for an annual school election to be held  
26 simultaneously with the general election shall be in accordance with  
27 the provisions of chapter 14 of Title 19 of the Revised Statutes.

28       At an annual school election held simultaneously with the  
29 general election, the names of the candidates for the office of  
30 member of the board of education shall appear on the ballot  
31 separately from the names of candidates for other offices whenever  
32 possible. Any proposals for additional funds pursuant to paragraph  
33 (9) of subsection d. of section 5 of P.L.1996, c.138 (C.18A:7F-5)  
34 shall appear on the ballot near the names of the candidates for the  
35 office of member of the board of education whenever possible.

36 (cf: P.L.2011, c.202, s.37)

37

38       5. This act shall take effect immediately.

39

40

41

42

43       Permits candidates for school board to circulate petitions jointly  
44 and be bracketed together on ballot; permits short nonpolitical  
45 designation of principles on petitions and ballots.

# SENATE, No. 868

---

# STATE OF NEW JERSEY

## 218th LEGISLATURE

---

PRE-FILED FOR INTRODUCTION IN THE 2018 SESSION

**Sponsored by:**

**Senator STEPHEN M. SWEENEY**

**District 3 (Cumberland, Gloucester and Salem)**

**SYNOPSIS**

Permits candidates for school board to circulate petitions jointly and be bracketed together on ballot; permits short nonpolitical designation of principles on petitions and ballots.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel.



1 AN ACT concerning the candidates and ballots in annual school  
2 elections, and amending P.L.1995, c.278 (C.19:60-1 et seq.).

3  
4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

6  
7 1. Section 1 of P.L.1995, c.278 (C.19:60-1) is amended to read  
8 as follows:

9 1. a. Except as otherwise provided in this section, an annual  
10 school election shall be held in a type II district on the third  
11 Tuesday in April. However, in any school year, the Commissioner  
12 of Education shall make any adjustments to the school budget and  
13 election calendar which may be necessary to change the annual  
14 school election date or any other school budget and election  
15 calendar date if that date coincides with a period of religious  
16 observance that limits significantly the usual activities of the  
17 followers of a particular religion or that would result in significant  
18 religious consequences for such followers. The commissioner shall  
19 inform local school boards, county clerks and boards of election of  
20 these adjustments no later than the first working day in January of  
21 the year in which the adjustments are to occur.

22 As used in this subsection "a period of religious observance"  
23 means any day or portion thereof on which a religious observance  
24 imposes a substantial burden on an individual's ability to vote.

25 An annual school election shall be held simultaneously with the  
26 general election on the first Tuesday after the first Monday in  
27 November in school districts in which the annual school election  
28 has been moved to that date pursuant to subsection a. of section 1 of  
29 P.L.2011, c.202 (C.19:60-1.1) or pursuant to section 1 of P.L.2012,  
30 c.78 (C.19:60-1.2). The annual school election in November shall  
31 be for the purpose of submitting a proposal to the voters for the  
32 approval of additional funds in a Type II district without a board of  
33 school estimate pursuant to paragraph (9) of subsection d. of section  
34 5 of P.L.1996, c.138 (C.18A:7F-5), for the purpose of electing  
35 members of the board of education, and for any other purpose  
36 authorized by law.

37 b. All school elections shall be by ballot and, except as  
38 otherwise provided by P.L.1995, c.278 (C.19:60-1 et al.), shall be  
39 conducted in the manner provided for general elections pursuant to  
40 Title 19 of the Revised Statutes. No **[grouping of candidates or]**  
41 party designation shall appear on any ballot to be used in a school  
42 election. At the request of one or more candidates, the ballot for a  
43 school election may include a designation in not more than three  
44 words that conveys the principles which the candidate or candidates

**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 therein named represent, but such designation shall not contain the  
2 name, or a derivative or any part thereof, as a noun or an adjective  
3 of any political party entitled to participate in a primary election.

4 (cf: P.L.2012, c.78, s.5)

5  
6 2. Section 7 of P.L.1995, c.278 (C.19:60-7) is amended to read  
7 as follows:

8 7. Each candidate to be voted upon at a school election shall be  
9 nominated directly by petition, and the procedures for such  
10 nomination shall, to the extent not inconsistent with the provisions  
11 of P.L.1995, c.278 (C.19:60-1 et al.), conform to the procedure for  
12 nominating candidates by direct petition under chapter 13 of Title  
13 19 of the Revised Statutes. Notwithstanding the provisions of  
14 R.S.19:13-5, however, a petition of nomination for such office shall  
15 be signed by at least 10 persons, one of whom may be the  
16 candidate, and filed with the secretary of the board of education on  
17 or before four p.m. of the 50th day preceding the date of the April  
18 school election, or with the county clerk on or before four p.m. of  
19 the last Monday in July preceding the November school election, as  
20 applicable. The signatures need not all appear upon a single petition  
21 and any number of petitions may be filed on behalf of any candidate  
22 **【but no petition shall contain the endorsement of more than one**  
23 **candidate】** or on behalf of two or more candidates filing a joint  
24 petition. A petition for one or more candidates may include a  
25 designation in not more than three words that conveys the principles  
26 which the candidate or candidates therein named represent, but such  
27 designation shall not contain the name, or a derivative thereof or  
28 any part thereof, as a noun or an adjective of any political party  
29 entitled to participate in a primary election.

30 Any candidate may withdraw as a candidate in a school election  
31 by filing a notice in writing, signed by the candidate, of such  
32 withdrawal with the secretary of the board of education before the  
33 44th day before the date of the April election or with the county  
34 clerk on the **【60th】** 70th day before the date of the November  
35 election, as applicable, and thereupon the name of that candidate  
36 shall be withdrawn by the secretary of the board of education and  
37 shall not be printed on the ballot.

38 A vacancy created by a declination of nomination or withdrawal  
39 by, or death of, a nominee, or in any other manner, shall be filled  
40 under the provisions of R.S.19:13-19.

41 Whenever written objection to a petition of nomination  
42 hereunder shall have been made and timely filed with the secretary  
43 of the board of education or with the county clerk, as may be  
44 appropriate, the board of education shall file its determination of the  
45 objection on or before the 44th day preceding the April school  
46 election or the county clerk shall file the clerk's determination of  
47 the objection on or before the 10th day after the last day for the  
48 filing of petitions for candidates seeking election as a member of a

1 board of education at the November school election, as applicable.  
2 The last day upon which a candidate may file with the Superior  
3 Court a verified complaint setting forth any invasion or threatened  
4 invasion of the candidate's rights under the candidate's petition of  
5 nomination shall be the 46th day before the April election or the  
6 12th day after the last day for the filing of petitions for candidates  
7 seeking election as a member of a board of education at the  
8 November election, as applicable. The last day upon which a  
9 candidate whose petition of nomination or any affidavit thereto is  
10 defective may amend such petition or affidavit shall be the 44th day  
11 before the April election or the 10th day after the last day for the  
12 filing of petitions for candidates seeking election as a member of a  
13 board of education at the November election, as applicable. In each  
14 school district in which candidates for the office of member of a  
15 board of education will seek election at the November school  
16 election, the school business administrator thereof shall certify to  
17 the county clerk no later than the day of the holding of the primary  
18 election for the general election next occurring a statement  
19 designating the public offices to be filled at such election, and the  
20 number of such offices to be filled.  
21 (cf: P.L.2013, c.172, s.1)

22

23 3. Section 8 of P.L.1995, c.278 (C.19:60-8) is amended to read  
24 as follows:

25 8. The county clerk shall conduct the ballot draw for candidates  
26 for school board member in those school districts that hold  
27 November elections, in accordance with the procedures set forth in  
28 R.S.19:14-12. In those school districts that elect school board  
29 members at the annual April school election, the ballot draw shall  
30 be conducted as follows:

31 a. The drawing shall be done by the secretary of the board of  
32 education seven working days following the last day for filing a  
33 petition for the nomination of such a candidate. The person making  
34 the drawing shall make public announcement at the drawing of each  
35 name, the order in which the name is drawn and the term of office  
36 for which the drawing is made.

37 b. A separate drawing shall be made for each full term and for  
38 each unexpired term, respectively. The names of the several  
39 candidates for whom petitions have been filed for each of the terms  
40 shall be written upon paper slips which shall be placed in capsules  
41 of the same size, shape, color and substance and then placed in a  
42 covered box with an aperture in the top large enough to admit a  
43 person's hand and to allow the capsules to be drawn therefrom. The  
44 box shall be turned and shaken thoroughly to mix the capsules and  
45 the capsules shall be withdrawn one at a time.

46 c. Where there is more than one person to be elected for a  
47 given term of office, the position of the names on the ballots for  
48 each term of office shall be determined as above described. The

1 name of the candidate for each term of office first drawn from the  
2 box shall be printed directly below the proper term for which the  
3 person was nominated and the name of the candidate next drawn  
4 shall be printed next in order, and so on, until the last name shall be  
5 drawn from the box.

6 d. Two or more candidates for any given term of office may  
7 notify the secretary of the board in writing or the county clerk if the  
8 annual school election is to be held in November, at least seven  
9 days before the drawing date that they wish to have their names  
10 with their chosen designation, if any, bracketed together, so that  
11 their names and designation, if any, are selected as a group at the  
12 drawing and their names and designation are printed together on the  
13 ballot. The candidates shall determine among themselves the order  
14 in which their names are to appear within the bracket prior to so  
15 notifying the secretary.

16 The secretary of the board of education shall, within two days  
17 following the drawing, certify to the county clerk the results of the  
18 drawing.

19 (cf: P.L.2012, c.78, s.7)

20

21 4. Section 9 of P.L.1995, c.278 (C.19:60-9) is amended to read  
22 as follows:

23 9. The ballot for a school election shall be a single or blanket  
24 form of ballot, upon which shall be printed in bold-faced type the  
25 words "OFFICIAL SCHOOL ELECTION BALLOT" or  
26 "OFFICIAL SPECIAL SCHOOL ELECTION BALLOT," as  
27 appropriate.

28 Any public question which is to be submitted to the voters at a  
29 school election shall be printed in a separate space below or to the  
30 right of, as the county clerk shall determine, the listing of  
31 candidates in the election.

32 In the columns in which are listed the titles of the offices to be  
33 filled at a school election and the names of candidates for those  
34 offices, the title of and the names of candidates for the office of  
35 member of the regional board of education shall appear above the  
36 title of and the names of candidates for the office of member of the  
37 local board of education. With respect to either office, in the event  
38 that one or more persons are to be elected to membership thereon  
39 for a full term and one or more persons are to be elected to  
40 membership thereon to fill an unexpired term, the ballots shall  
41 designate which of the candidates to be voted for is to be elected for  
42 a full term and which for an unexpired term. In all cases in which  
43 one or more persons are to be elected for an unexpired term, the  
44 ballots shall indicate the duration of that unexpired term.

45 The names of two or more candidates for any given term who  
46 have notified the secretary of the board, or the county clerk if the  
47 annual school election is to be held in November, in writing that  
48 they wish to be bracketed together with their chosen designation, if

1 any, shall appear as a group in the appropriate location on the  
2 ballot, depending on whether the candidates are to be elected to fill  
3 an expired or an unexpired term.

4 All public questions to be voted upon at a school election by the  
5 voters of more than one municipality shall be placed first before  
6 any question to be voted upon at that election by the voters of a  
7 single municipality. When the public question to be voted upon by  
8 the voters of a regional school district is the amount of money to be  
9 raised for the use of the regional schools of the district, the amount  
10 of money determined to be the constituent municipality's share  
11 thereof may be identified on the ballot pursuant to N.J.S.18A:13-17.

12 Every county clerk shall have ready for the printer a copy of the  
13 contents of official ballots required by law to be printed for use at a  
14 school election, as follows: in the case of the annual April school  
15 election, not later than the 17th day preceding that election; in the  
16 case of any special school election, not later than two business days  
17 following receipt by the clerk of official notice of the complete  
18 content of the ballot to be voted upon at that election; and in the  
19 case of the annual November school election, in accordance with  
20 the provisions of R.S.19:14-1.

21 The ballots for an annual school election to be held  
22 simultaneously with the general election shall be in accordance with  
23 the provisions of chapter 14 of Title 19 of the Revised Statutes.

24 At an annual school election held simultaneously with the  
25 general election, the names of the candidates for the office of  
26 member of the board of education shall appear on the ballot  
27 separately from the names of candidates for other offices whenever  
28 possible. Any proposals for additional funds pursuant to paragraph  
29 (9) of subsection d. of section 5 of P.L.1996, c.138 (C.18A:7F-5)  
30 shall appear on the ballot near the names of the candidates for the  
31 office of member of the board of education whenever possible.  
32 (cf: P.L.2011, c.202, s.37)

33

34 5. This act shall take effect immediately.

35

36

37

STATEMENT

38

39 This bill permits two or more candidates for the office of  
40 member of a board of education who seek election at the annual  
41 school election held in either April or November of each year to  
42 circulate a nominating petition jointly and to be bracketed together  
43 for the same term.

44 Under the bill, two or more candidates could sign or circulate, or  
45 both sign and circulate, a joint petition of nomination for the same  
46 term. When two or more such candidates also wish to be bracketed  
47 together on a ballot, they must first so notify the secretary of the  
48 board of education in writing prior to the drawing for position on

**S868 SWEENEY**

7

1 the ballot. The candidates would determine among themselves the  
2 order that their names are to appear within the bracket prior to  
3 notifying the secretary. After the drawing occurs, the candidates  
4 who are bracketed together will share a position on the ballot as a  
5 group and have their names printed together in the appropriate  
6 location on the ballot, depending on whether the candidates are to  
7 be elected to fill an expired or an unexpired term.

ASSEMBLY STATE AND LOCAL GOVERNMENT  
COMMITTEE

STATEMENT TO

**SENATE, No. 868**

**STATE OF NEW JERSEY**

DATED: APRIL 5, 2018

The Assembly State and Local Government Committee reports favorably Senate Bill No. 868.

This bill permits two or more candidates for the office of member of a board of education who seek election at the annual school election held in either April or November of each year to circulate a nominating petition jointly and to be bracketed together for the same term.

Under the bill, two or more candidates could sign or circulate, or both sign and circulate, a joint petition of nomination for the same term. When two or more such candidates also wish to be bracketed together on a ballot, they must first so notify the secretary of the board of education in writing prior to the drawing for position on the ballot. The candidates would determine among themselves the order that their names are to appear within the bracket prior to notifying the secretary. After the drawing occurs, the candidates who are bracketed together will share a position on the ballot as a group and have their names printed together in the appropriate location on the ballot, depending on whether the candidates are to be elected to fill an expired or an unexpired term.

SENATE STATE GOVERNMENT, WAGERING, TOURISM &  
HISTORIC PRESERVATION COMMITTEE

STATEMENT TO

**SENATE, No. 868**

**STATE OF NEW JERSEY**

DATED: FEBRUARY 26, 2018

The Senate State Government, Wagering, Tourism and Historic Preservation Committee reports favorably Senate Bill No. 868.

This bill permits two or more candidates for the office of member of a board of education who seek election at the annual school election held in either April or November of each year to circulate a nominating petition jointly and to be bracketed together for the same term.

Under the bill, two or more candidates could sign or circulate, or both sign and circulate, a joint petition of nomination for the same term. When two or more such candidates also wish to be bracketed together on a ballot, they must first so notify the secretary of the board of education in writing prior to the drawing for position on the ballot. The candidates would determine among themselves the order in which their names are to appear within the bracket prior to notifying the secretary. After the drawing occurs, the candidates who are bracketed together will share a position on the ballot as a group and have their names printed together in the appropriate location on the ballot, depending on whether the candidates are to be elected to fill an expired or an unexpired term.

This bill also changes the date by which a candidate may withdraw from a November school election. Currently, that date is 60 days prior to that election. The bill changes that date to 70 days prior to that election.

This bill was pre-filed for introduction in the 2018-2019 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

# ASSEMBLY, No. 2030

## STATE OF NEW JERSEY 218th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2018 SESSION

**Sponsored by:**

**Assemblyman CRAIG J. COUGHLIN**

**District 19 (Middlesex)**

**Assemblywoman MILA M. JASEY**

**District 27 (Essex and Morris)**

**Co-Sponsored by:**

**Assemblywoman Handlin**

**SYNOPSIS**

Permits candidates for school board to circulate petitions jointly and be bracketed together on ballot; permits short nonpolitical designation of principles on petitions and ballots.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel.



**(Sponsorship Updated As Of: 4/6/2018)**

A2030 COUGHLIN, JASEY

2

1 AN ACT concerning the candidates and ballots in annual school  
2 elections, and amending P.L.1995, c.278 (C.19:60-1 et seq.).

3

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

6

7 1. Section 1 of P.L.1995, c.278 (C.19:60-1) is amended to read  
8 as follows:

9 1. a. Except as otherwise provided in this section, an annual  
10 school election shall be held in a type II district on the third  
11 Tuesday in April. However, in any school year, the Commissioner  
12 of Education shall make any adjustments to the school budget and  
13 election calendar which may be necessary to change the annual  
14 school election date or any other school budget and election  
15 calendar date if that date coincides with a period of religious  
16 observance that limits significantly the usual activities of the  
17 followers of a particular religion or that would result in significant  
18 religious consequences for such followers. The commissioner shall  
19 inform local school boards, county clerks and boards of election of  
20 these adjustments no later than the first working day in January of  
21 the year in which the adjustments are to occur.

22 As used in this subsection "a period of religious observance"  
23 means any day or portion thereof on which a religious observance  
24 imposes a substantial burden on an individual's ability to vote.

25 An annual school election shall be held simultaneously with the  
26 general election on the first Tuesday after the first Monday in  
27 November in school districts in which the annual school election  
28 has been moved to that date pursuant to subsection a. of section 1 of  
29 P.L.2011, c.202 (C.19:60-1.1) or pursuant to section 1 of P.L.2012,  
30 c.78 (C.19:60-1.2). The annual school election in November shall  
31 be for the purpose of submitting a proposal to the voters for the  
32 approval of additional funds in a Type II district without a board of  
33 school estimate pursuant to paragraph (9) of subsection d. of section  
34 5 of P.L.1996, c.138 (C.18A:7F-5), for the purpose of electing  
35 members of the board of education, and for any other purpose  
36 authorized by law.

37 b. All school elections shall be by ballot and, except as  
38 otherwise provided by P.L.1995, c.278 (C.19:60-1 et al.), shall be  
39 conducted in the manner provided for general elections pursuant to  
40 Title 19 of the Revised Statutes. No **[grouping of candidates or]**  
41 party designation shall appear on any ballot to be used in a school  
42 election. At the request of one or more candidates, the ballot for a  
43 school election may include a designation in not more than three  
44 words that conveys the principles which the candidate or candidates  
45 therein named represent, but such designation shall not contain the

**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.

A2030 COUGHLIN, JASEY

1 name, or a derivative or any part thereof, as a noun or an adjective  
2 of any political party entitled to participate in a primary election.  
3 (cf: P.L.2012, c.78, s.5)  
4

5 2. Section 7 of P.L.1995, c.278 (C.19:60-7) is amended to read  
6 as follows:

7 7. Each candidate to be voted upon at a school election shall be  
8 nominated directly by petition, and the procedures for such  
9 nomination shall, to the extent not inconsistent with the provisions  
10 of P.L.1995, c.278 (C.19:60-1 et al.), conform to the procedure for  
11 nominating candidates by direct petition under chapter 13 of Title  
12 19 of the Revised Statutes. Notwithstanding the provisions of  
13 R.S.19:13-5, however, a petition of nomination for such office shall  
14 be signed by at least 10 persons, one of whom may be the  
15 candidate, and filed with the secretary of the board of education on  
16 or before four p.m. of the 50th day preceding the date of the April  
17 school election, or with the county clerk on or before four p.m. of  
18 the last Monday in July preceding the November school election, as  
19 applicable. The signatures need not all appear upon a single petition  
20 and any number of petitions may be filed on behalf of any candidate  
21 **【but no petition shall contain the endorsement of more than one**  
22 **candidate】** or on behalf of two or more candidates filing a joint  
23 petition. A petition for one or more candidates may include a  
24 designation in not more than three words that conveys the principles  
25 which the candidate or candidates therein named represent, but such  
26 designation shall not contain the name, or a derivative thereof or  
27 any part thereof, as a noun or an adjective of any political party  
28 entitled to participate in a primary election.

29 Any candidate may withdraw as a candidate in a school election  
30 by filing a notice in writing, signed by the candidate, of such  
31 withdrawal with the secretary of the board of education before the  
32 44th day before the date of the April election or with the county  
33 clerk on the **【60th】** 70th day before the date of the November  
34 election, as applicable, and thereupon the name of that candidate  
35 shall be withdrawn by the secretary of the board of education and  
36 shall not be printed on the ballot.

37 A vacancy created by a declination of nomination or withdrawal  
38 by, or death of, a nominee, or in any other manner, shall be filled  
39 under the provisions of R.S.19:13-19.

40 Whenever written objection to a petition of nomination  
41 hereunder shall have been made and timely filed with the secretary  
42 of the board of education or with the county clerk, as may be  
43 appropriate, the board of education shall file its determination of the  
44 objection on or before the 44th day preceding the April school  
45 election or the county clerk shall file the clerk's determination of  
46 the objection on or before the 10th day after the last day for the  
47 filing of petitions for candidates seeking election as a member of a  
48 board of education at the November school election, as applicable.

1 The last day upon which a candidate may file with the Superior  
2 Court a verified complaint setting forth any invasion or threatened  
3 invasion of the candidate's rights under the candidate's petition of  
4 nomination shall be the 46th day before the April election or the  
5 12th day after the last day for the filing of petitions for candidates  
6 seeking election as a member of a board of education at the  
7 November election, as applicable. The last day upon which a  
8 candidate whose petition of nomination or any affidavit thereto is  
9 defective may amend such petition or affidavit shall be the 44th day  
10 before the April election or the 10th day after the last day for the  
11 filing of petitions for candidates seeking election as a member of a  
12 board of education at the November election, as applicable. In each  
13 school district in which candidates for the office of member of a  
14 board of education will seek election at the November school  
15 election, the school business administrator thereof shall certify to  
16 the county clerk no later than the day of the holding of the primary  
17 election for the general election next occurring a statement  
18 designating the public offices to be filled at such election, and the  
19 number of such offices to be filled.

20 (cf: P.L.2013, c.172, s.1)

21

22 3. Section 8 of P.L.1995, c.278 (C.19:60-8) is amended to read  
23 as follows:

24 8. The county clerk shall conduct the ballot draw for candidates  
25 for school board member in those school districts that hold  
26 November elections, in accordance with the procedures set forth in  
27 R.S.19:14-12. In those school districts that elect school board  
28 members at the annual April school election, the ballot draw shall  
29 be conducted as follows:

30 a. The drawing shall be done by the secretary of the board of  
31 education seven working days following the last day for filing a  
32 petition for the nomination of such a candidate. The person making  
33 the drawing shall make public announcement at the drawing of each  
34 name, the order in which the name is drawn and the term of office  
35 for which the drawing is made.

36 b. A separate drawing shall be made for each full term and for  
37 each unexpired term, respectively. The names of the several  
38 candidates for whom petitions have been filed for each of the terms  
39 shall be written upon paper slips which shall be placed in capsules  
40 of the same size, shape, color and substance and then placed in a  
41 covered box with an aperture in the top large enough to admit a  
42 person's hand and to allow the capsules to be drawn therefrom. The  
43 box shall be turned and shaken thoroughly to mix the capsules and  
44 the capsules shall be withdrawn one at a time.

45 c. Where there is more than one person to be elected for a  
46 given term of office, the position of the names on the ballots for  
47 each term of office shall be determined as above described. The  
48 name of the candidate for each term of office first drawn from the

1 box shall be printed directly below the proper term for which the  
2 person was nominated and the name of the candidate next drawn  
3 shall be printed next in order, and so on, until the last name shall be  
4 drawn from the box.

5 d. Two or more candidates for any given term of office may  
6 notify the secretary of the board in writing or the county clerk if the  
7 annual school election is to be held in November, at least seven  
8 days before the drawing date that they wish to have their names  
9 with their chosen designation, if any, bracketed together, so that  
10 their names and designation, if any, are selected as a group at the  
11 drawing and their names and designation are printed together on the  
12 ballot. The candidates shall determine among themselves the order  
13 in which their names are to appear within the bracket prior to so  
14 notifying the secretary.

15 The secretary of the board of education shall, within two days  
16 following the drawing, certify to the county clerk the results of the  
17 drawing.

18 (cf: P.L.2012, c.78, s.7)

19

20 4. Section 9 of P.L.1995, c.278 (C.19:60-9) is amended to read  
21 as follows:

22 9. The ballot for a school election shall be a single or blanket  
23 form of ballot, upon which shall be printed in bold-faced type the  
24 words "OFFICIAL SCHOOL ELECTION BALLOT" or  
25 "OFFICIAL SPECIAL SCHOOL ELECTION BALLOT," as  
26 appropriate.

27 Any public question which is to be submitted to the voters at a  
28 school election shall be printed in a separate space below or to the  
29 right of, as the county clerk shall determine, the listing of  
30 candidates in the election.

31 In the columns in which are listed the titles of the offices to be  
32 filled at a school election and the names of candidates for those  
33 offices, the title of and the names of candidates for the office of  
34 member of the regional board of education shall appear above the  
35 title of and the names of candidates for the office of member of the  
36 local board of education. With respect to either office, in the event  
37 that one or more persons are to be elected to membership thereon  
38 for a full term and one or more persons are to be elected to  
39 membership thereon to fill an unexpired term, the ballots shall  
40 designate which of the candidates to be voted for is to be elected for  
41 a full term and which for an unexpired term. In all cases in which  
42 one or more persons are to be elected for an unexpired term, the  
43 ballots shall indicate the duration of that unexpired term.

44 The names of two or more candidates for any given term who  
45 have notified the secretary of the board, or the county clerk if the  
46 annual school election is to be held in November, in writing that  
47 they wish to be bracketed together with their chosen designation, if  
48 any, shall appear as a group in the appropriate location on the

1 ballot, depending on whether the candidates are to be elected to fill  
2 an expired or an unexpired term.

3 All public questions to be voted upon at a school election by the  
4 voters of more than one municipality shall be placed first before  
5 any question to be voted upon at that election by the voters of a  
6 single municipality. When the public question to be voted upon by  
7 the voters of a regional school district is the amount of money to be  
8 raised for the use of the regional schools of the district, the amount  
9 of money determined to be the constituent municipality's share  
10 thereof may be identified on the ballot pursuant to N.J.S.18A:13-17.

11 Every county clerk shall have ready for the printer a copy of the  
12 contents of official ballots required by law to be printed for use at a  
13 school election, as follows: in the case of the annual April school  
14 election, not later than the 17th day preceding that election; in the  
15 case of any special school election, not later than two business days  
16 following receipt by the clerk of official notice of the complete  
17 content of the ballot to be voted upon at that election; and in the  
18 case of the annual November school election, in accordance with  
19 the provisions of R.S.19:14-1.

20 The ballots for an annual school election to be held  
21 simultaneously with the general election shall be in accordance with  
22 the provisions of chapter 14 of Title 19 of the Revised Statutes.

23 At an annual school election held simultaneously with the  
24 general election, the names of the candidates for the office of  
25 member of the board of education shall appear on the ballot  
26 separately from the names of candidates for other offices whenever  
27 possible. Any proposals for additional funds pursuant to paragraph  
28 (9) of subsection d. of section 5 of P.L.1996, c.138 (C.18A:7F-5)  
29 shall appear on the ballot near the names of the candidates for the  
30 office of member of the board of education whenever possible.

31 (cf: P.L.2011, c.202, s.37)

32

33 5. This act shall take effect immediately.

34

35

36

STATEMENT

37

38 This bill permits two or more candidates for the office of  
39 member of a board of education who seek election at the annual  
40 school election held in either April or November of each year to  
41 circulate a nominating petition jointly and to be bracketed together  
42 for the same term.

43 Under the bill, two or more candidates could sign or circulate, or  
44 both sign and circulate, a joint petition of nomination for the same  
45 term. When two or more such candidates also wish to be bracketed  
46 together on a ballot, they must first so notify the secretary of the  
47 board of education in writing prior to the drawing for position on  
48 the ballot. The candidates would determine among themselves the

**A2030 COUGHLIN, JASEY**

7

1 order that their names are to appear within the bracket prior to  
2 notifying the secretary. After the drawing occurs, the candidates  
3 who are bracketed together will share a position on the ballot as a  
4 group and have their names printed together in the appropriate  
5 location on the ballot, depending on whether the candidates are to  
6 be elected to fill an expired or an unexpired term.

ASSEMBLY STATE AND LOCAL GOVERNMENT  
COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 2030**

**STATE OF NEW JERSEY**

DATED: APRIL 5, 2018

The Assembly State and Local Government Committee reports favorably Assembly Bill No. 2030.

This bill permits two or more candidates for the office of member of a board of education who seek election at the annual school election held in either April or November of each year to circulate a nominating petition jointly and to be bracketed together for the same term.

Under the bill, two or more candidates could sign or circulate, or both sign and circulate, a joint petition of nomination for the same term. When two or more such candidates also wish to be bracketed together on a ballot, they must first so notify the secretary of the board of education in writing prior to the drawing for position on the ballot. The candidates would determine among themselves the order that their names are to appear within the bracket prior to notifying the secretary. After the drawing occurs, the candidates who are bracketed together will share a position on the ballot as a group and have their names printed together in the appropriate location on the ballot, depending on whether the candidates are to be elected to fill an expired or an unexpired term.

This bill was pre-filed for introduction in the 2018-2019 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.



[Home](#) | [Administration](#) ▾ | [Key Initiatives](#) ▾ | [News and Events](#) ▾ | [Social](#) ▾ | [Contact Us](#) ▾

## Newark, N.J.

# Governor Murphy Takes Action on Legislation

05/30/2018

**TRENTON** – Today, Governor Phil Murphy announced that he has signed the following bills into law:

**A2787 (Dancer, Andrzejczak, Houghtaling, Rooney/Cruz-Perez, Singer)** – Extends pilot program authorizing special occasion events at wineries on preserved farmland; implements reporting requirement.

**A3380 (McKeon, Murphy, Lampitt, Conaway/Vitale, Singleton)** – “New Jersey Health Insurance Market Preservation Act.”

**S482 (Vitale/Vainieri Huttle, Quijano, Jasey)** – Authorizes certain gestational carrier agreements.

**S846 (Turner, Cruz-Perez/Pintor Marin, Mukherji, Gusciora, Jones, Sumter)** – Reinstates and extends duration of certain UEZs; requires DCA to study UEZ program and report recommendations to the Legislature.

**S868 (Sweeney, Vitale/Coughlin, Jasey, Schaer)**– Permits candidates for school board to circulate petitions jointly and be bracketed together on ballot; permits short nonpolitical designation of principles on petitions and ballots.

**S1217 (Sweeney, Smith/Mazzeo, Armato, DeAngelo)** – Requires BPU consideration and approval of amended application for qualified wind energy project offshore in certain NJ territorial waters.

**S1870 (Vitale, Ruiz/Speight, Quijano, McKnight)** – Requires Child Fatality and Near Fatality Review Board to study racial and ethnic disparities that contribute to infant mortality.

**S1876 (Ruiz, Corrado/Vainieri Huttle, Caputo, Jasey)** – Requires Commissioner of Education to include data on chronic absenteeism and disciplinary suspensions on School Report Card and requires public schools to make certain efforts to combat chronic absenteeism.

**S1878 (Vitale, Singleton/McKeon, Lampitt, Murphy)** – "New Jersey Health Insurance Premium Security Act;" establishes health insurance reinsurance plan.

**S1894 (Ruiz, Turner/Lampitt, Sumter, Barclay)** – Requires "breakfast after the bell" program in all schools with 70% or more of students eligible for free or reduced price meals.

**S1895 (Ruiz, Turner/Lampitt, Jones, Wimberly)** – Requires certain school districts to submit report on nonparticipation in "Community Eligibility Provision" of National School Lunch and School Breakfast Programs.

**S1896 (Ruiz, Turner/Lampitt, Wimberly, Jones)** – Requires school district to report at least biannually to Department of Agriculture number of students who are denied school breakfast or school lunch.

**S1897 (Ruiz, Turner/Lampitt, Pintor Marin, Barclay)** – Expands summer meal program to all school districts with 50 percent or more of students eligible for free or reduced price meals.

**S2247 (Sweeney/Burzichelli, Mukherji, Murphy)** – Allows charitable assets set aside from the sale of nonprofit hospital to for-profit entity to be allocated to successor nonprofit charitable entity that is establishing and operating

equivalent nonprofit hospital.

**Governor Murphy also announced that he has conditionally vetoed the following bills:**

**S879 (Sweeney/Burzichelli, Taliaferro, Murphy)** – Amends definition of "existing major hazardous waste facility" in "Major Hazardous Waste Facilities Siting Act."

[Copy of message on S879](#)

**S976 (Vitale, Bateman/Vainieri Huttel, Lagana, Mukherji)** – "Revised State Medical Examiner Act"; establishes Office of the Chief State Medical Examiner in DOH.

[Copy of message on S976](#)

**S1968 (Pou/Wimberly, Mukherji, Sumter)** – Extends document submission deadline for certain residential and mixed use parking projects under Economic Redevelopment and Growth Grant program; increases maximum credit amounts awarded for certain residential and mixed use parking projects.

[Copy of message on S1968](#)

[Back to Top](#)

Powered by  **Translate** [Select Language](#)

[Translator Disclaimer](#)

## Governor Phil Murphy

## Statewide

### Home

#### Administration

Governor Phil Murphy

Lt. Governor Sheila

Oliver

First Lady Tammy

Snyder Murphy

Cabinet

Boards, Commissions

& Authorities

Internship

Opportunities

Governor's Residence

- Drumthwacket

### Key Initiatives

Economy & Jobs

Education

Environment

Health

Law & Justice

Transportation

### News & Events

Press Releases

Public Addresses

Executive Orders

Statements on

Legislation

Administration Reports

Transition Reports

### Social

Facebook

Twitter

Instagram

Snapchat

YouTube

### Contact Us

Scheduling Requests

Contact Us

NJ Home

Services A to Z

Departments/Agencies

FAQs

Contact Us

Privacy Notice

Legal Statement &

Disclaimers

Accessibility

Statement