

19:48-1

LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2007 **CHAPTER:** 301

NJSA: 19:48-1 (Changes deadline for voter-verified paper record of votes cast on voting machines to June 3, 2008)

BILL NO: S2949 (Substituted for A4585)

SPONSOR(S) Weinberg and Others

DATE INTRODUCED: November 8, 2007

COMMITTEE: **ASSEMBLY:**

SENATE: State Government

AMENDED DURING PASSAGE: Yes

DATE OF PASSAGE: **ASSEMBLY:** January 7, 2008

SENATE: December 10, 2007

DATE OF APPROVAL: January 13, 2008

FOLLOWING ARE ATTACHED IF AVAILABLE:

[FINAL TEXT OF BILL](#) (First reprint enacted)

S2949

[SPONSOR'S STATEMENT:](#) (Begins on page 4 of original bill) [Yes](#)

COMMITTEE STATEMENT: **ASSEMBLY:** No

[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)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL NOTE: No

A4585

[SPONSOR'S STATEMENT:](#) (Begins on page 4 of original bill) [Yes](#)

COMMITTEE STATEMENT: [ASSEMBLY:](#) [Yes](#)

SENATE: No

[FLOOR AMENDMENT STATEMENT:](#) [Yes](#)

LEGISLATIVE FISCAL ESTIMATE: No

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: No

FOLLOWING WERE PRINTED:

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REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: No

RWH 6/4/08

P.L. 2007, CHAPTER 301, *approved January 13, 2008*
Senate, No. 2949 (*First Reprint*)

1 **AN ACT** concerning voting machines, and amending R.S.19:48-1
2 and P.L.1973, c.82.

3

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

6

7 1. R.S.19:48-1 is amended to read as follows:

8 19:48-1. Any thoroughly tested and reliable voting machines
9 may be adopted, rented, purchased or used, which shall be so
10 constructed as to fulfill the following requirements:

11 (a) It shall secure to the voter secrecy in the act of voting;

12 (b) It shall provide facilities for such number of office columns,
13 not less than 40 and not exceeding 60, as the purchasing authorities
14 may specify and of as many political parties or organizations, not
15 exceeding nine, as may make nominations, and for or against as
16 many questions, not exceeding 30, as submitted;

17 (c) It shall, except at primary elections, permit the voter to vote
18 for all the candidates of one party or in part for the candidates of
19 one party or one or more parties;

20 (d) It shall permit the voter to vote for as many persons for an
21 office as he is lawfully entitled to vote for, but no more;

22 (e) It shall prevent the voter from voting for the same person
23 more than once for the same office;

24 (f) It shall permit the voter to vote for or against any question
25 he may have the right to vote on, but no other;

26 (g) It shall for use in primary elections be so equipped that the
27 election officials can stop a voter from voting for all candidates
28 except those of the voter's party;

29 (h) It shall correctly register or record and accurately count all
30 votes cast for any and all persons, and for or against any and all
31 questions;

32 (i) It shall be provided with a "protective counter" or
33 "protective device" whereby any operation of the machine before or
34 after the election will be detected;

35 (j) It shall be so equipped with such protective devices as shall
36 prevent the operation of the machine after the polls are closed;

37 (k) It shall be provided with a counter which shall show at all
38 times during an election how many persons have voted;

39 (l) It shall be provided with a model, illustrating the manner of
40 voting on the machine, suitable for the instruction of voters;

41 (m) It must permit a voter to vote for any person for any office,
42 except delegates and alternates to national party conventions,
43 whether or not nominated as a candidate by any party or

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.

Matter enclosed in superscript numerals has been adopted as follows:

¹Senate SSG committee amendments adopted December 3, 2007.

1 organization by providing an opportunity to indicate such names or
2 name;

3 (n) It shall be equipped with a permanently affixed box or
4 container of sufficient strength, size and security to hold all
5 emergency ballots and pre-punched single-hole envelopes and with
6 a clipboard and a table-top privacy screen;

7 (o) It shall not use mechanical lever machines or punch cards to
8 record votes.

9 All voting machines used in any election shall be provided with a
10 screen, hood or curtain, which shall be so made and adjusted as to
11 conceal the voter and his action while voting.

12 It shall also be provided with one device for each party for
13 voting for all the presidential electors of that party by one
14 operation, and a ballot therefor containing only the words
15 "presidential electors for," preceded by the name of that party and
16 followed by the names of the candidates thereof for the offices of
17 President and Vice-President and a registering device therefor
18 which shall register the vote cast for such electors when thus voted
19 collectively.

20 By ~~January 1,~~ June 3, 2008, each voting machine shall produce
21 an individual permanent paper record for each vote cast, which shall
22 be made available for inspection and verification by the voter at the
23 time the vote is cast, and preserved for later use in any manual
24 audit. In the event of a recount of the results of an election, the
25 voter-verified paper record shall be the official tally in that election.
26 A waiver of the provisions of this paragraph shall be granted by the
27 Attorney General if the technology to produce a permanent voter-
28 verified paper record for each vote cast is not commercially
29 available. '[The technology to produce a permanent voter-verified
30 paper record for each vote cast shall be deemed not commercially
31 available if a voting machine incorporating such technology has not
32 been certified as approved in accordance with R.S.19:48-2, or there
33 is good cause for the Attorney General to believe that such
34 machines cannot be produced, delivered and installed in a timely
35 manner in the quantity needed for use in the June 3, 2008
36 election.]'¹

37 (cf: P.L.2005, c.137, s.1)

38

39 2. Section 3 of P.L.1973, c.82 (C.19:53A-3) is amended to read
40 as follows

41 3. Every electronic voting system, consisting of a voting device
42 in combination with automatic tabulating equipment, acquired or
43 used in accordance with this act, shall:

44 a. Provide for voting in secrecy, except in the case of voters
45 who have received assistance as provided by law;

46 b. Permit each voter to vote at any election for all persons and
47 offices for whom and for which he is lawfully entitled to vote; to
48 vote for or against any question upon which he is entitled to vote;

- 1 and the automatic tabulating equipment shall reject choices
2 recorded on his ballot if the number of choices exceeds the number
3 which he is entitled to vote for the office or on the measure;
- 4 c. Permit each voter, at presidential elections, by one mark to
5 vote for the candidates of that party for president, vice president,
6 and their presidential electors;
- 7 d. Permit each voter, at other than primary elections, to vote for
8 the nominees of one or more parties and for independent candidates;
9 and personal choice or write-in candidates;
- 10 e. Permit each voter in primary elections to vote for candidates
11 in the party primary in which he is qualified to vote, and the
12 automatic tabulating equipment shall reject any votes cast for
13 candidates of another party;
- 14 f. Prevent the voter from voting for the same person more than
15 once for the same office;
- 16 g. Be suitably designed for the purpose used, of durable
17 construction, and may be used safely, efficiently, and accurately in
18 the conduct of elections and counting ballots;
- 19 h. When properly operated, record correctly and count
20 accurately every vote cast, including all overvotes or undervotes
21 and all affirmative votes or negative votes on all public questions or
22 referenda;
- 23 i. By ~~January 1,~~ June 3, 2008, each voting machine shall
24 produce an individual permanent paper record for each vote cast,
25 which shall be made available for inspection and verification by the
26 voter at the time the vote is cast, and preserved for later use in any
27 manual audit. In the event of a recount of the results of an election,
28 the voter-verified paper record shall be the official tally in that
29 election. A waiver of the provisions of this subsection shall be
30 granted by the Attorney General if the technology to produce a
31 permanent voter-verified paper record for each vote cast is not
32 commercially available. ¹[The technology to produce a permanent
33 voter-verified paper record for each vote cast shall be deemed not
34 commercially available if a voting machine incorporating such
35 technology has not been certified as approved in accordance with
36 R.S.19:48-2, or there is good cause for the Attorney General to
37 believe that such machines cannot be produced, delivered and
38 installed in a timely manner in the quantity needed for use in the
39 June 3, 2008 election.]¹

40 (cf: P.L.2005, c.137, s.2)

41

42 3. This act shall take effect immediately.

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47 Changes deadline for voter-verified paper record of votes cast on
48 voting machines to June 3, 2008.

SENATE, No. 2949

STATE OF NEW JERSEY 212th LEGISLATURE

INTRODUCED NOVEMBER 8, 2007

Sponsored by:

Senator LORETTA WEINBERG

District 37 (Bergen)

Senator NICHOLAS P. SCUTARI

District 22 (Middlesex, Somerset and Union)

SYNOPSIS

Changes deadline for voter-verified paper record of votes cast on voting machines to June 3, 2008; provides for waiver under certain circumstances.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning voting machines, and amending R.S.19:48-1
2 and P.L.1973, c.82.

3

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

6

7 1. R.S.19:48-1 is amended to read as follows:

8 19:48-1. Any thoroughly tested and reliable voting machines
9 may be adopted, rented, purchased or used, which shall be so
10 constructed as to fulfill the following requirements:

11 (a) It shall secure to the voter secrecy in the act of voting;

12 (b) It shall provide facilities for such number of office columns,
13 not less than 40 and not exceeding 60, as the purchasing authorities
14 may specify and of as many political parties or organizations, not
15 exceeding nine, as may make nominations, and for or against as
16 many questions, not exceeding 30, as submitted;

17 (c) It shall, except at primary elections, permit the voter to vote
18 for all the candidates of one party or in part for the candidates of
19 one party or one or more parties;

20 (d) It shall permit the voter to vote for as many persons for an
21 office as he is lawfully entitled to vote for, but no more;

22 (e) It shall prevent the voter from voting for the same person
23 more than once for the same office;

24 (f) It shall permit the voter to vote for or against any question
25 he may have the right to vote on, but no other;

26 (g) It shall for use in primary elections be so equipped that the
27 election officials can stop a voter from voting for all candidates
28 except those of the voter's party;

29 (h) It shall correctly register or record and accurately count all
30 votes cast for any and all persons, and for or against any and all
31 questions;

32 (i) It shall be provided with a "protective counter" or
33 "protective device" whereby any operation of the machine before or
34 after the election will be detected;

35 (j) It shall be so equipped with such protective devices as shall
36 prevent the operation of the machine after the polls are closed;

37 (k) It shall be provided with a counter which shall show at all
38 times during an election how many persons have voted;

39 (l) It shall be provided with a model, illustrating the manner of
40 voting on the machine, suitable for the instruction of voters;

41 (m) It must permit a voter to vote for any person for any office,
42 except delegates and alternates to national party conventions,
43 whether or not nominated as a candidate by any party or
44 organization by providing an opportunity to indicate such names or
45 name;

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 (n) It shall be equipped with a permanently affixed box or
2 container of sufficient strength, size and security to hold all
3 emergency ballots and pre-punched single-hole envelopes and with
4 a clipboard and a table-top privacy screen;

5 (o) It shall not use mechanical lever machines or punch cards to
6 record votes.

7 All voting machines used in any election shall be provided with a
8 screen, hood or curtain, which shall be so made and adjusted as to
9 conceal the voter and his action while voting.

10 It shall also be provided with one device for each party for
11 voting for all the presidential electors of that party by one
12 operation, and a ballot therefor containing only the words
13 "presidential electors for," preceded by the name of that party and
14 followed by the names of the candidates thereof for the offices of
15 President and Vice-President and a registering device therefor
16 which shall register the vote cast for such electors when thus voted
17 collectively.

18 By ~~January 1,~~ June 3, 2008, each voting machine shall produce
19 an individual permanent paper record for each vote cast, which shall
20 be made available for inspection and verification by the voter at the
21 time the vote is cast, and preserved for later use in any manual
22 audit. In the event of a recount of the results of an election, the
23 voter-verified paper record shall be the official tally in that election.
24 A waiver of the provisions of this paragraph shall be granted by the
25 Attorney General if the technology to produce a permanent voter-
26 verified paper record for each vote cast is not commercially
27 available. The technology to produce a permanent voter-verified
28 paper record for each vote cast shall be deemed not commercially
29 available if a voting machine incorporating such technology has not
30 been certified as approved in accordance with R.S.19:48-2, or there
31 is good cause for the Attorney General to believe that such
32 machines cannot be produced, delivered and installed in a timely
33 manner in the quantity needed for use in the June 3, 2008 election.

34 (cf: P.L.2005, c.137, s.1)

35

36 2. Section 3 of P.L.1973, c.82 (C.19:53A-3) is amended to read
37 as follows

38 3. Every electronic voting system, consisting of a voting device
39 in combination with automatic tabulating equipment, acquired or
40 used in accordance with this act, shall:

41 a. Provide for voting in secrecy, except in the case of voters
42 who have received assistance as provided by law;

43 b. Permit each voter to vote at any election for all persons and
44 offices for whom and for which he is lawfully entitled to vote; to
45 vote for or against any question upon which he is entitled to vote;
46 and the automatic tabulating equipment shall reject choices
47 recorded on his ballot if the number of choices exceeds the number
48 which he is entitled to vote for the office or on the measure;

- 1 c. Permit each voter, at presidential elections, by one mark to
2 vote for the candidates of that party for president, vice president,
3 and their presidential electors;
- 4 d. Permit each voter, at other than primary elections, to vote for
5 the nominees of one or more parties and for independent candidates;
6 and personal choice or write-in candidates;
- 7 e. Permit each voter in primary elections to vote for candidates
8 in the party primary in which he is qualified to vote, and the
9 automatic tabulating equipment shall reject any votes cast for
10 candidates of another party;
- 11 f. Prevent the voter from voting for the same person more than
12 once for the same office;
- 13 g. Be suitably designed for the purpose used, of durable
14 construction, and may be used safely, efficiently, and accurately in
15 the conduct of elections and counting ballots;
- 16 h. When properly operated, record correctly and count
17 accurately every vote cast, including all overvotes or undervotes
18 and all affirmative votes or negative votes on all public questions or
19 referenda;
- 20 i. By January 1, June 3, 2008, each voting machine shall
21 produce an individual permanent paper record for each vote cast,
22 which shall be made available for inspection and verification by the
23 voter at the time the vote is cast, and preserved for later use in any
24 manual audit. In the event of a recount of the results of an election,
25 the voter-verified paper record shall be the official tally in that
26 election. A waiver of the provisions of this subsection shall be
27 granted by the Attorney General if the technology to produce a
28 permanent voter-verified paper record for each vote cast is not
29 commercially available. The technology to produce a permanent
30 voter-verified paper record for each vote cast shall be deemed not
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32 technology has not been certified as approved in accordance with
33 R.S.19:48-2, or there is good cause for the Attorney General to
34 believe that such machines cannot be produced, delivered and
35 installed in a timely manner in the quantity needed for use in the
36 June 3, 2008 election.
37 (cf: P.L.2005, c.137, s.2)

38

39 3. This act shall take effect immediately.

40

41

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STATEMENT

43

44 This bill extends the date by which the requirement for voter-
45 verified paper records of votes cast on voting machines must be in
46 place from January 1, 2008 to June 3, 2008, the date of the 2008
47 primary elections. The bill also provides that a waiver of this
48 requirement may be granted by the Attorney General if the

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5

1 technology is not commercially available. The technology to
2 produce a permanent voter-verified paper record for each vote cast
3 would be deemed not commercially available if a voting machine
4 incorporating such technology has not been certified as approved in
5 accordance with R.S.19:48-2, or there is good cause for the
6 Attorney General to believe that such machines cannot be produced,
7 delivered and installed in a timely manner in the quantity needed
8 for use in the June 3, 2008 election.

SENATE STATE GOVERNMENT COMMITTEE

STATEMENT TO

SENATE, No. 2949

with committee amendments

STATE OF NEW JERSEY

DATED: DECEMBER 3, 2007

The Senate State Government Committee reports favorably and with committee amendments Senate, No. 2949.

This bill extends the date by which the requirement for voter-verified paper records of votes cast on voting machines must be in place from January 1, 2008 to June 3, 2008, the date of the 2008 primary elections.

COMMITTEE AMENDMENTS

The committee amendments remove from the bill the description of circumstances under which the technology would be deemed by the Attorney General as not commercially available, namely because a voting machine incorporating such technology has not been certified as approved under current law or because the machines producing a permanent voter-verified paper record cannot be produced, delivered and installed in a timely manner in the quantity needed for use in the June 3, 2008 election.

ASSEMBLY, No. 4585

STATE OF NEW JERSEY 212th LEGISLATURE

INTRODUCED NOVEMBER 19, 2007

Sponsored by:

Assemblyman JOSEPH J. ROBERTS, JR.

District 5 (Camden and Gloucester)

Assemblyman UPENDRA J. CHIVUKULA

District 17 (Middlesex and Somerset)

SYNOPSIS

Changes deadline for voter-verified paper record of votes cast on voting machines to June 3, 2008; provides for waiver under certain circumstances.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 12/11/2007)

1 AN ACT concerning voting machines, and amending R.S.19:48-1
2 and P.L.1973, c.82.

3

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

6

7 1. R.S.19:48-1 is amended to read as follows:

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9 may be adopted, rented, purchased or used, which shall be so
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21 office as he is lawfully entitled to vote for, but no more;

22 (e) It shall prevent the voter from voting for the same person
23 more than once for the same office;

24 (f) It shall permit the voter to vote for or against any question
25 he may have the right to vote on, but no other;

26 (g) It shall for use in primary elections be so equipped that the
27 election officials can stop a voter from voting for all candidates
28 except those of the voter's party;

29 (h) It shall correctly register or record and accurately count all
30 votes cast for any and all persons, and for or against any and all
31 questions;

32 (i) It shall be provided with a "protective counter" or
33 "protective device" whereby any operation of the machine before or
34 after the election will be detected;

35 (j) It shall be so equipped with such protective devices as shall
36 prevent the operation of the machine after the polls are closed;

37 (k) It shall be provided with a counter which shall show at all
38 times during an election how many persons have voted;

39 (l) It shall be provided with a model, illustrating the manner of
40 voting on the machine, suitable for the instruction of voters;

41 (m) It must permit a voter to vote for any person for any office,
42 except delegates and alternates to national party conventions,
43 whether or not nominated as a candidate by any party or
44 organization by providing an opportunity to indicate such names or
45 name;

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

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2 container of sufficient strength, size and security to hold all
3 emergency ballots and pre-punched single-hole envelopes and with
4 a clipboard and a table-top privacy screen;

5 (o) It shall not use mechanical lever machines or punch cards to
6 record votes.

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8 screen, hood or curtain, which shall be so made and adjusted as to
9 conceal the voter and his action while voting.

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11 voting for all the presidential electors of that party by one
12 operation, and a ballot therefor containing only the words
13 "presidential electors for," preceded by the name of that party and
14 followed by the names of the candidates thereof for the offices of
15 President and Vice-President and a registering device therefor
16 which shall register the vote cast for such electors when thus voted
17 collectively.

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19 an individual permanent paper record for each vote cast, which shall
20 be made available for inspection and verification by the voter at the
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22 audit. In the event of a recount of the results of an election, the
23 voter-verified paper record shall be the official tally in that election.
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25 Attorney General if the technology to produce a permanent voter-
26 verified paper record for each vote cast is not commercially
27 available. The technology to produce a permanent voter-verified
28 paper record for each vote cast shall be deemed not commercially
29 available if a voting machine incorporating such technology has not
30 been certified as approved in accordance with R.S.19:48-2, or there
31 is good cause for the Attorney General to believe that such
32 machines cannot be produced, delivered and installed in a timely
33 manner in the quantity needed for use in the June 3, 2008 election.

34 (cf: P.L.2005, c.137, s.1)

35
36 2. Section 3 of P.L.1973, c.82 (C.19:53A-3) is amended to read
37 as follows

38 3. Every electronic voting system, consisting of a voting device
39 in combination with automatic tabulating equipment, acquired or
40 used in accordance with this act, shall:

41 a. Provide for voting in secrecy, except in the case of voters
42 who have received assistance as provided by law;

43 b. Permit each voter to vote at any election for all persons and
44 offices for whom and for which he is lawfully entitled to vote; to
45 vote for or against any question upon which he is entitled to vote;
46 and the automatic tabulating equipment shall reject choices
47 recorded on his ballot if the number of choices exceeds the number
48 which he is entitled to vote for the office or on the measure;

- 1 c. Permit each voter, at presidential elections, by one mark to
2 vote for the candidates of that party for president, vice president,
3 and their presidential electors;
- 4 d. Permit each voter, at other than primary elections, to vote for
5 the nominees of one or more parties and for independent candidates;
6 and personal choice or write-in candidates;
- 7 e. Permit each voter in primary elections to vote for candidates
8 in the party primary in which he is qualified to vote, and the
9 automatic tabulating equipment shall reject any votes cast for
10 candidates of another party;
- 11 f. Prevent the voter from voting for the same person more than
12 once for the same office;
- 13 g. Be suitably designed for the purpose used, of durable
14 construction, and may be used safely, efficiently, and accurately in
15 the conduct of elections and counting ballots;
- 16 h. When properly operated, record correctly and count
17 accurately every vote cast, including all overvotes or undervotes
18 and all affirmative votes or negative votes on all public questions or
19 referenda;
- 20 i. By January 1, June 3, 2008, each voting machine shall
21 produce an individual permanent paper record for each vote cast,
22 which shall be made available for inspection and verification by the
23 voter at the time the vote is cast, and preserved for later use in any
24 manual audit. In the event of a recount of the results of an election,
25 the voter-verified paper record shall be the official tally in that
26 election. A waiver of the provisions of this subsection shall be
27 granted by the Attorney General if the technology to produce a
28 permanent voter-verified paper record for each vote cast is not
29 commercially available. The technology to produce a permanent
30 voter-verified paper record for each vote cast shall be deemed not
31 commercially available if a voting machine incorporating such
32 technology has not been certified as approved in accordance with
33 R.S.19:48-2, or there is good cause for the Attorney General to
34 believe that such machines cannot be produced, delivered and
35 installed in a timely manner in the quantity needed for use in the
36 June 3, 2008 election.
37 (cf: P.L.2005, c.137, s.2)

38

39 3. This act shall take effect immediately.

40

41

42

STATEMENT

43

44 This bill extends the date by which the requirement for voter-
45 verified paper records of votes cast on voting machines must be in
46 place from January 1, 2008 to June 3, 2008, the date of the 2008
47 primary elections. The bill also provides that a waiver of this
48 requirement may be granted by the Attorney General if the

1 technology is not commercially available. The technology to
2 produce a permanent voter-verified paper record for each vote cast
3 would be deemed not commercially available if a voting machine
4 incorporating such technology has not been certified as approved in
5 accordance with R.S.19:48-2, or there is good cause for the
6 Attorney General to believe that such machines cannot be produced,
7 delivered and installed in a timely manner in the quantity needed
8 for use in the June 3, 2008 election.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 4585

STATE OF NEW JERSEY

DATED: NOVEMBER 19, 2007

The Assembly Appropriations Committee reports favorably on Assembly Bill No. 4585.

The bill extends the date by which the requirement for voter-verified paper records of votes cast on voting machines must be in place from January 1, 2008 to June 3, 2008, the date of the 2008 primary elections. The bill also provides that a waiver of this requirement may be granted by the Attorney General if the technology is not commercially available. The technology to produce a permanent voter-verified paper record for each vote cast would be deemed not commercially available if a voting machine incorporating such technology has not been certified as approved in accordance with R.S.19:48-2, or there is good cause for the Attorney General to believe that such machines cannot be produced, delivered and installed in a timely manner in the quantity needed for use in the June 3, 2008 election.

FISCAL IMPACT:

This bill was not certified as requiring a fiscal note. However, the funds are provided through the Attorney General's office for this election process from the federal HAVA (Help America Vote Act of 2002).

STATEMENT TO
ASSEMBLY, No. 4585

with Assembly Floor Amendments
(Proposed By Assemblyman ROBERTS)

ADOPTED: DECEMBER 13, 2007

This bill extends the date by which the requirement for voter-verified paper records of votes cast on voting machines must be in place from January 1, 2008 to June 3, 2008, the date of the 2008 primary elections.

This Assembly amendment removes from the bill the description of circumstances under which the technology would be deemed by the Attorney General as not commercially available, namely because a voting machine incorporating such technology has not been certified as approved under current law or because the machines producing a permanent voter-verified paper record cannot be produced, delivered and installed in a timely manner in the quantity needed for use in the June 3, 2008 election.