

19:6-9.1

LEGISLATIVE HISTORY CHECKLIST
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(Elections-two
shifts for
workers)

LAWS OF: 1991

CHAPTER: 102

Bill No: A110

Sponsor(s): Albohn

Date Introduced: Pre-filed

Committee: Assembly: State Government

Senate: State Government

Amended during passage: Yes Amendments during passage
denoted by asterisks.

Date of Passage: Assembly: March 1, 1990

Senate: March 4, 1991

Date of Approval: April 17, 1991

Following statements are attached if available:

Sponsor statement: Yes

Committee Statement: Assembly: Yes

Senate: Yes

Fiscal Note: No

Veto Message: No

Message on signing: No

Following were printed:

Reports: No

Hearings: No

KBG/SLJ

[FIRST REPRINT]
ASSEMBLY, No. 110

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1990 SESSION

By Assemblyman ALBOHN

1 AN ACT concerning district boards of registry and election and
2 supplementing article 1 of chapter 6 of Title 19 of the Revised
3 Statutes.

4

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

7 1. Notwithstanding any other provision of this Title to the
8 contrary, in any election the county board may direct that
9 responsibility for the conduct of that election in an election
10 district shall be divided between a first shift and a second shift of
11 the district board of that district, provided that the responsibility
12 for performance of the duties of judge and inspector of any such
13 district board shall not be so divided between shifts, and the
14 members of such a board who shall have been selected as judge
15 and inspector thereof shall serve on both shifts of that board.
16 Whenever a county board shall have determined to direct such a
17 division of responsibility in an election district, it shall, not later
18 than the second day preceding the election, appoint such
19 additional members to the district board of the district as may be
20 required, in the same manner as provided for the appointment of
21 district board members under R.S.19:6-1, provided that no
22 additional members shall be appointed for the purpose of dividing
23 responsibility for performance of the duties of judge or inspector
24 of that district board. The county board shall also, at the same
25 time at which any such appointment of additional members is
26 made, designate each member of the district board other than the
27 judge or inspector of the board, whether that member was
28 appointed under R.S.19:6-1 or appointed as an additional member
29 under this section, to serve either on the first or the second shift
30 of the board; in making this designation, the county board of
31 elections shall give due consideration to ensuring that district
32 board members with experience in the conduct of elections are
33 included in the membership of each shift. ¹With respect to any
34 district board of elections for which shifts have been established
35 hereunder, the provisions of this section shall not be construed to
36 prevent a county board of elections from designating a clerk
37 member of that board to serve on both shifts of the board, or
38 from establishing a preference, in appointing the clerk members

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:

¹ Assembly ASG committee amendments adopted February 8, 1990.

1 of that board, for the selection of individuals who are available to
2 serve on both shifts of the board.¹

3 The county board shall establish the hours during which each
4 shift shall serve, and shall timely notify the judge and inspector
5 of the district board of the hours of the two shifts and the
6 respective members of each shift of the hours of that shift's
7 service. The two shifts shall be as nearly equal in duration as is
8 practicable. The members of the second shift shall be required to
9 be present at the polls not later than one-half hour prior to the
10 end of the first shift, and the responsibility for the conduct of the
11 election in the election district shall be transferred from the first
12 shift to the second shift during that last half-hour period of the
13 first shift's service under such rules as the county board shall
14 prescribe.

15 The members of each shift of a district board of elections
16 designated under this section shall have all of the responsibilities
17 prescribed by law for the conduct of the election during the
18 period in which that shift serves. In addition, the members of the
19 first shift shall have responsibility, subject to the several duties
20 specifically conferred by law upon the judge and inspector of the
21 district board, for the receipt and custody, prior to the election,
22 of election supplies and equipment; for preparation of the polling
23 place for the election; and for the performance of all other duties
24 relating to the election which are required by law to be carried
25 out prior to the commencement of the balloting, up to and
26 including the opening of the polls. Likewise, the members of the
27 second shift shall have responsibility, subject to the several
28 duties specifically conferred by law upon the judge and inspector
29 of the district board, for closing the polls; for counting the votes
30 cast in the election and ascertaining the results thereof; for the
31 preparation and delivery of statements of those results; for the
32 proper disposition of ballots in accordance with law; for the
33 securing of the ballot boxes or voting machines; for the return of
34 all election equipment and supplies; and for the performance of
35 all other duties relating to the election which are required by law
36 to be carried out following the closing of the polls.

37 The compensation of a member of a shift of the district board
38 payable with respect to the member's service on that shift shall
39 be equal to one-half of the amount, pursuant to R.S.19:45-6,
40 payable to members of a district board for which no division of
41 responsibilities between a first shift and second shift, as provided
42 by this section, has been established.

43 2. This act shall take effect immediately.

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ELECTIONS

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48 Permits use of two shifts of district election board workers on
49 election days.

1 election in the election district shall be transferred from the first
2 shift to the second shift during that last half-hour period of the
3 first shift's service under such rules as the county board shall
4 prescribe.

5 The members of each shift of a district board of elections
6 designated under this section shall have all of the responsibilities
7 prescribed by law for the conduct of the election during the
8 period in which that shift serves. In addition, the members of the
9 first shift shall have responsibility, subject to the several duties
10 specifically conferred by law upon the judge and inspector of the
11 district board, for the receipt and custody, prior to the election,
12 of election supplies and equipment; for preparation of the polling
13 place for the election; and for the performance of all other duties
14 relating to the election which are required by law to be carried
15 out prior to the commencement of the balloting, up to and
16 including the opening of the polls. Likewise, the members of the
17 second shift shall have responsibility, subject to the several
18 duties specifically conferred by law upon the judge and inspector
19 of the district board, for closing the polls; for counting the votes
20 cast in the election and ascertaining the results thereof; for the
21 preparation and delivery of statements of those results; for the
22 proper disposition of ballots in accordance with law; for the
23 securing of the ballot boxes or voting machines; for the return of
24 all election equipment and supplies; and for the performance of
25 all other duties relating to the election which are required by law
26 to be carried out following the closing of the polls.

27 The compensation of a member of a shift of the district board
28 payable with respect to the member's service on that shift shall
29 be equal to one-half of the amount, pursuant to R.S.19:45-6,
30 payable to members of a district board for which no division of
31 responsibilities between a first shift and second shift, as provided
32 by this section, has been established.

33 2. This act shall take effect immediately.
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36 STATEMENT 37

38 This bill authorizes (1) the designation of two shifts of district
39 election board workers on election day to divide responsibility for
40 managing the conduct of primary, general and special elections;
41 and, (2) the appointment of additional district board workers to
42 staff those shifts. The division of responsibilities between shifts
43 is not, however, to apply to the duties conferred by law on the
44 judge and inspector of the district board, and district board
45 members holding those positions are to perform all of those
46 statutory duties without regard to the changing of shifts among
47 the other members of the board.

48 The bill requires the county boards to establish the hours during

1 which each district board shift is to serve and provides that the
2 two shifts are to be as nearly equal in duration as is practicable.
3 The legislation provides that the pay now applicable to a full
4 election day's work by district board members is to be divided
5 evenly between the members of the two shifts.

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ELECTIONS

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10 Permits use of two shifts of district election board workers on
11 election days.

ASSEMBLY STATE GOVERNMENT COMMITTEE

STATEMENT TO

ASSEMBLY, No. 110

with committee amendments

STATE OF NEW JERSEY

DATED: FEBRUARY 8, 1990

The Assembly State Government Committee reports favorably and with committee amendments Assembly Bill No. 110.

This bill allows a county board of elections to split the duties of the clerk members of any district board of elections within the county between two shifts; establishment of such shifts will not be allowed with respect to the judge or the inspector of the district board.

Under the bill, whenever a county board determines for a particular election to establish shifts for a district board, it must appoint the necessary additional clerks of election and allocate the clerks to those shifts no later than the second day preceding the election. The county board will also establish the hours for each shift; the shifts are to be as nearly equal in duration as is practicable.

The legislation provides that the pay applicable to a full election day's work by district board members is to be divided evenly between the members of the two shifts.

This bill was prefiled for introduction in the 1990 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

COMMITTEE AMENDMENTS

The committee amended the bill (1) to clarify that, where a county board establishes a shift for a particular district board, it could still designate a clerk to work both shifts, and (2) to provide that, in appointing district board clerks, county boards could give preference to individuals who indicate that they are available to serve for the whole day of the election, and not just for one shift.

SENATE STATE GOVERNMENT AND FEDERAL
AND INTERSTATE RELATIONS COMMITTEE

STATEMENT TO

[FIRST REPRINT]

ASSEMBLY, No. 110

STATE OF NEW JERSEY

DATED: APRIL 26, 1990

The Senate State Government and Federal and Interstate Relations Committee reports favorably Assembly, No. 110 [1R].

This bill allows a county board of elections to split the duties of the clerk members of any district board of elections within the county between two shifts. However, establishment of such shifts will not be allowed with respect to the judge or the inspector of the district board.

Under the bill, whenever a county board decides for a particular election to establish shifts for a district board, it must appoint the necessary additional clerks of election and allocate the clerks to those shifts no later than the second day preceding the election. The county board will also establish the hours for each shift which shall be as nearly equal in duration as is practicable. A county board may designate a clerk to work both shifts and may give preference in appointing district board clerks to individuals who indicate that they are available to serve on both shifts.

The bill provides that the compensation of a member of a shift shall be one-half of the amount payable to a member of a district board where there is no division between shifts.