

Title 19.
Subtitle 2.
Chapter
15A.(New)
Early Voting.
§§ 1-7, 24 -
C.19:15A-1 to
19:15A-8
§§ 22, 23 - T&E
§ 25 - Approp.

P.L. 2021, CHAPTER 40, *approved March 30, 2021*
Senate Committee Substitute (*Second Reprint*) for
Senate, No. 3203

1 AN ACT requiring early voting to be available for certain elections,
2 amending various parts of the statutory law, supplementing Title
3 19 of the Revised Statutes, and making an appropriation.
4

5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:
7

8 1. (New section) a. In addition to all other forms of voting
9 provided for by this Title, a registered voter shall be permitted to
10 vote at a specially designated polling place before the day of certain
11 primary and general elections in this State. This procedure shall be
12 known as early voting. The early voting period shall:

13 (1) start on the 4th calendar day before a non-presidential
14 primary election for a non-presidential general election and end on
15 the second calendar day before that non-presidential primary
16 election;

17 (2) start on the 6th calendar day before a presidential primary
18 election for a presidential general election and end on the second
19 calendar day before that presidential primary election; or

20 (3) start on the 10th calendar day before a general election and
21 end on the second calendar day before that general election.

22 The voting process during the early voting period shall be
23 conducted using electronic poll books and optical-scan voting
24 machines that read hand-marked paper ballots or other voting
25 machines that produce a voter-verifiable paper ballot. Any
26 municipality conducting regular municipal elections in May
27 pursuant to the provisions of the “Uniform Nonpartisan Elections
28 Law,” P.L.1981, c.379 (C.40:45-5 et seq.), may, by an ordinance
29 adopted by its governing body, also conduct early voting for the
30 regular municipal election, in accordance with the provisions of this

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 floor amendments adopted February 19, 2021.

²Assembly AAP committee amendments adopted February 24, 2021.

1 act, P.L. , c. (C.) (pending before the Legislature as this bill). If
2 adopted by a municipal governing body, the early voting period for
3 a regular municipal election in May shall start on the 4th calendar
4 day before the regular municipal election and end on the second
5 calendar day before that regular municipal election. An early voting
6 period shall only be permitted for a non-presidential or presidential
7 primary election and a general election in this State and, if adopted
8 by a municipal governing body, a regular municipal election
9 conducted in May. Pursuant to the provisions of this act and Title
10 19 of the Revised Statutes and in accordance with procedures that
11 ~~shall~~ may² be established by the Secretary of State for verifying
12 eligible voters, each county board of elections shall verify that a
13 registered voter is qualified to vote in the election and shall
14 prescribe the manner by which a registered voter may vote during
15 such period.

16 b. (1) For the primary and the general election, each county
17 board of elections shall designate at least three ², but not more than
18 five,² public locations within each county as the sites for early
19 voting to occur, except that the county board shall designate at least
20 five ², but not more than seven,² public locations for early voting if
21 the number of registered voters in the county is at least 150,000 but
22 less than 300,000, and shall designate at least seven ², but not more
23 than 10,² public locations for early voting if the number of
24 registered voters in the county is 300,000 or more. ²This provision
25 shall not be interpreted to prevent county boards of elections, at
26 their discretion, from establishing additional locations in excess of
27 the five, seven, or 10 location limits respectively set forth herein;
28 provided, however, that the State shall be required to provide
29 reimbursement for the costs of locations up to and including the
30 five, seven, or 10 respective limits established herein, and shall not
31 be required to provide reimbursement for additional locations
32 beyond those limits under section 6 of this act , P.L. , c. (C.)
33 (pending before the Legislature as this bill).² The number of
34 registered voters in each county shall be determined ahead of the
35 selection of early voting sites pursuant to a uniform standard which
36 shall be developed by the Secretary of State through the rulemaking
37 process pursuant to the “Administrative Procedure Act,” P.L.1968,
38 c.410 (C.52:14B-1 et seq.). Whenever possible, early voting
39 locations shall be geographically located so as to ensure both access
40 in the part of the county that features the greatest concentration of
41 population, according to the most recent federal decennial census of
42 the United States, and access in various geographic areas of the
43 county. All early voting locations shall be public facilities, such as
44 county courthouses, public libraries and the offices of the municipal
45 clerk, county clerk, and county board of elections ², or places of
46 public accommodation as provided under Title 10 of the Revised

1 Statutes². No public school building and no building used as a public
2 school ², as that term is defined under N.J.S.18A:1-1,² shall, however,
3 be designated as an early voting location. The locations shall be
4 designated at the same time as all other polling places are
5 designated by the board of elections. In the event of a tie vote
6 among members of the county board with respect to the selection of
7 sites for early voting, the county clerk shall cast the deciding vote.
8 Once early voting locations are designated in each county, county
9 boards of election shall ²【, as provided by the Secretary of State,】²
10 evaluate and, if deemed necessary, revise these locations in order to
11 accommodate significant changes in the number of registered voters
12 within each county, reflect the population distribution and density
13 within each county, or because of similar circumstances. The
14 Secretary of State ²【shall】 may² develop the criteria to be used by
15 county boards of election to revise the location of early voting sites
16 and shall prescribe how often such revision shall take place.

17 A voter shall be permitted to vote at any early voting site in the
18 voter's county.

19 (2) Whenever a municipality that conducts regular municipal
20 elections in May chooses to participate in early voting for the
21 regular municipal election, the county board of elections shall
22 designate at least one public location ², but not more than three
23 public locations,² within the municipality as the site ²or sites² for
24 early voting to occur. ²This provision shall not be interpreted to
25 prevent a county board of elections, at its discretion, from
26 establishing additional locations in excess of the three location limit
27 set forth herein; provided, however, that the State shall be required
28 to provide reimbursement for the costs of locations up to and
29 including the three location limit established herein, and shall not
30 be required to provide reimbursement for additional locations
31 beyond that limit under section 6 of this act , P.L. , c. (C.)
32 (pending before the Legislature as this bill).² Whenever possible,
33 each such location shall be geographically located in the part of the
34 municipality that features the greatest concentration of population,
35 according to the most recent federal decennial census of the United
36 States. All early voting locations shall be public facilities, such as
37 municipal courthouses and the offices of the municipal clerk ², or
38 places of public accommodation as provided under Title 10 of the
39 Revised Statutes². No public school building and no building used as
40 a public school ², as that term is defined under N.J.S.18A:1-1,² shall
41 be designated as an early voting location. The locations shall be
42 designated at the same time as all other polling places are
43 designated by the board of elections. In the event of a tie vote
44 among members of the county board with respect to the selection of
45 sites for early voting, the municipal clerk shall cast the deciding
46 vote. Once early voting locations are designated in each

1 municipality, county boards of election shall ²], as provided by the
2 Secretary of State,]² evaluate and, if deemed necessary, revise these
3 locations in order to accommodate significant changes in the
4 number of registered voters within each municipality, reflect the
5 population distribution and density within each municipality, or
6 because of similar circumstances. The Secretary of State ²[shall]
7 may² develop the criteria to be used by county boards of election to
8 revise the location of early voting sites and shall prescribe how
9 often such revision shall take place.

10 A voter shall be permitted to vote at any early voting site in the
11 voter's municipality.

12 c. Each early voting site in a county or municipality shall be
13 open for early voting on Monday through Saturday from at least 10
14 AM to 8 PM, and on Sunday from at least 10 AM to 6 PM. Any
15 voter who is on line at the time scheduled for the closing of an early
16 voting site shall be permitted to vote.

17 d. The election officers responsible for conducting early voting
18 shall be the same as those responsible for conducting a primary and
19 a general election, as appropriate, pursuant to this Title. The
20 number of such officers and their hours of service shall be as
21 determined by each county board of elections. The compensation
22 for such officers shall be the same as provided to district board of
23 election members serving at a school election pursuant to
24 R.S.19:45-6 ², or that required pursuant to Article I, paragraph 23 of
25 the New Jersey Constitution, whichever is greater².

26 e. The restrictions governing the conduct of voters at a polling
27 place on the days that early voting occurs, the procedures governing
28 who is permitted in a polling place on such occasions and the
29 prohibition on electioneering within 100 feet of a polling place
30 during an election, shall be as provided in chapters 15, 34, 50 and
31 52 of Title 19 of the Revised Statutes and every other applicable
32 section of this Title.

33 f. ²[At least once] In real time using the electronic poll books²
34 each day during the early voting period, and prior to the start of
35 each regularly scheduled primary and general election, and regular
36 municipal election in each non-partisan municipality choosing to
37 participate in early voting, each county board shall make such
38 changes as may be necessary to the voter's record in the Statewide
39 voter registration system ²[and the signature copy register used at
40 each polling place]² to indicate that a voter has voted in that
41 election using the early voting procedure.

42 g. (1) Each county board shall be responsible for forming and
43 executing a written plan to ensure, to the greatest extent possible,
44 the integrity of the voting process and the security of ballots used
45 during the early voting period, including the security of voting
46 machines, voted ballots, and election records. The plan shall be

1 based on guidelines established by the Secretary of State and shall
2 be submitted thereto no later than December 15 of each year. The
3 Secretary of State shall review and, if deemed necessary thereby,
4 require changes to a plan no later than February 1 of each year.
5 Each plan shall specify a chain of custody and security plan for the
6 voting machines, and a chain of custody for the voted ballots and
7 election records and materials, and shall require, among other
8 specifications deemed necessary by the Secretary of State and
9 county boards of election, that all voted ballots shall be transferred
10 at the end of each early voting day to county boards of election for
11 safekeeping. After the voted ballots are transferred to the county
12 board of elections at the end of each early voting day, a county
13 board may elect to impound those voted ballots on a secure server,
14 or by any other means deemed appropriate by the Secretary of State.
15 The voted ballots shall not be canvassed until the closing of the polls
16 on election day as required pursuant to section 4 of this act,
17 P.L. , c. (C.) (pending before the Legislature as this bill).

18 ²The results of the voted ballots cast during early voting shall remain
19 confidential and shall be disclosed only in accordance with the
20 provisions of Title 19 of the Revised Statutes, regulations, and
21 guidelines concerning the disclosure of election results, and a violation
22 shall be subject to the penalties established by law.²

23 (2) Notwithstanding the provisions of this subsection, in the
24 year in which P.L. , c. (C.) (pending before the Legislature
25 as this bill) becomes law, each county board shall submit its plan to
26 the Secretary of State within ²~~15~~ ³⁰ days following the effective
27 date of this act and the Secretary of State shall review it and, if
28 deemed necessary thereby, require changes in the plan within 45
29 days following the effective date of this act.

30 h. Each county board shall make certain that each polling place
31 used for early voting shall be accessible to individuals with
32 disabilities and the elderly, in compliance with the “Americans with
33 Disabilities Act of 1990” (42 U.S.C. s.12101 et seq.), and that each
34 polling place provides such voters, including the blind and visually
35 impaired, the same opportunity for access and participation,
36 including privacy and independence, as other voters in compliance
37 with the “Help America Vote Act of 2002” (42 U.S.C. s.15481).

38 i. The Secretary of State shall establish a printing on demand
39 ballot and elections system. At a minimum, the system shall be
40 compatible with the Statewide voter registration system established
41 pursuant to section 1 of P.L.2005, c.145 (C.19:31-31) and any
42 electronic poll books provided by section 1 of P.L.2019, c.80
43 (C.19:31-35). Each polling place used for early voting shall have a
44 computer, tablet, or other electronic device to print provisional
45 ballots for voters required to vote by provisional ballot in
46 accordance to the provisions of Title 19 of the Revised Statutes or
47 due to an equipment malfunction ², a voter file, a polling record or

1 signature copy register,] as further provided under section 3 of
2 P.L.2019, c.80 (C.19:31-37),² or any other election related material,
3 if needed. A computer, tablet, or other electronic device and the
4 printer used to print election materials at a polling place shall not be
5 used unless it has been certified by the Secretary of State. The
6 Secretary of State shall adopt and publish standards and regulations
7 governing the certification and use of computer, tablets, or other
8 electronic devices and printers to print election materials at each
9 polling place used for early voting. The Secretary of State shall not
10 certify a computer, tablet, or other electronic device or printer
11 unless it is in compliance with the secretary's standards.

12 j. Each polling place used for early voting shall also have such
13 appropriate supplies, ballots and other materials deemed necessary
14 by the Secretary of State or as is required currently for a polling
15 place on the day of any election by Title 19 of the Revised Statutes.
16

17 2. (New section) a. The appointment of challengers for early
18 voting shall be in the ¹ manner provided in subsection b. of section 1
19 of P.L.1960, c.82 (C. 19:7-6.1) for all elections.] following manner:

20 (1) The chairperson of the county committee of any political party
21 that has duly nominated any candidate for public office to be voted for
22 at an election by all the voters within the county or any political
23 division thereof greater than a single municipality, or where the
24 election is within and for a single municipality only, or any
25 subdivision thereof, then the chairperson of the municipal committee
26 of the political party making such nomination within and for such
27 single municipality, or subdivision thereof, may appoint two
28 challengers for each grouping of candidates choosing to be grouped
29 together on the ballot for each early voting site in the chairperson's
30 county or municipality, as the case may be. If two or more candidates
31 choosing to be grouped together on the ballot do not belong to an
32 organization represented by a county or municipal committee of any
33 political party, as the case may be, the candidate listed on the highest
34 position on the ballot for that grouping of candidates may appoint two
35 challengers for that grouping of candidates for each early voting site in
36 the county or municipality, as the case may be.

37 (2) A candidate who has filed a petition for an office to be voted
38 for at the primary election, and a candidate for an office whose name
39 may appear upon the ballot to be used in any election, may act as a
40 challenger. A candidate who is not grouped with any other candidate
41 on the ballot may appoint two challengers for each early voting site at
42 which the candidate is to appear on the ballot, but only two challengers
43 shall be allowed for each early voting site to represent all the
44 candidates choosing to be grouped together on the ballot.

45 (3) Whenever a public question shall appear on the ballot to be
46 voted upon by the voters of an election district and application has
47 been made by the proponents or opponents of such public question for

1 the appointment of challengers, the county board may in its discretion
2 appoint two challengers each to represent such proponents or
3 opponents at each early voting site.

4 b. Not more than the challengers authorized pursuant to
5 paragraphs (1) through (3) of subsection a. of this section shall be
6 present at any one time in any early voting site while serving and
7 exercising the powers of a challenger and during the hours when the
8 polls are open for early voting.

9 c.¹ The name and address of each challenger, including a
10 candidate acting as a challenger or a challenger representing a
11 grouping of two or more candidates, together with the number or name
12 and location of the ¹~~polling place~~ early voting site¹ at which the
13 challenger is to serve, shall be filed with the county board of elections
14 not later than the fifth day preceding the start of the early voting
15 period.

16 ¹~~b.~~ d.¹ Each challenger, including a candidate acting as a
17 challenger or a challenger representing a grouping of two or more
18 candidates, shall have all of the powers of challengers serving at other
19 elections, as provided for in R.S.19:7-5 and by R.S.19:15-1 et seq.

20 ¹~~c.~~ e.¹ Any voter whose name does not appear on a challenge
21 list but who is challenged as not qualified or entitled to vote by a
22 challenger duly appointed pursuant to this section shall be entitled to
23 the rights and protections provided by R.S.19:15-18 et seq., and every
24 other applicable section of this Title.

25
26 3. (New section) During each early voting period, the county
27 board shall make available to the public a tally of the total number
28 of voters who have cast a ballot at each early voting location during
29 the previous day. The county boards shall prepare an electronic
30 data file listing the names of the individual voters who cast a ballot
31 during the early voting period. This information shall be made
32 available to the public in an electronic format pursuant to rules
33 adopted by the county board and subject to review each year by the
34 Secretary of State. The information shall be updated and made
35 available to the public no later than noon of each day during the
36 early voting period and shall at the same time be provided to the
37 clerk of the county in which early voting is occurring and to the
38 Secretary of State.

39
40 4. (New section) An early vote cast in an election, as provided
41 for in this act, P.L. , c. (C.) (pending before the Legislature
42 as this bill), shall not be canvassed prior to the closing of the polls
43 on the day of an election.

44 Every provisional ballot voted in each such election and
45 determined by a county board to be valid shall be counted and shall
46 be part of the official tally of the results of the election.

1 5. (New section) In addition to any publications required under
2 Title 19 of the Revised Statutes, the Secretary of State and each
3 county board of elections shall cause to be published information
4 concerning the early voting procedure on the Department of State's
5 website and on each county's website. The early voting
6 information shall include, but may not be limited to, a notice to the
7 public concerning their eligibility to participate in early voting, the
8 duration of the early voting period, and the locations and hours of
9 operation of specially designated polling places for early voting in
10 each county.

11
12 6. (New section) In compliance with the provisions of Article
13 VIII, Section II, paragraph 5 of the New Jersey Constitution, upon
14 application for reimbursement by a county governing body or a
15 municipal governing body, as may be appropriate, to the Secretary
16 of State and approval of the application by the Director of the
17 Division of Budget and Accounting in the Department of the
18 Treasury, a county or municipality shall be reimbursed by the State
19 for any additional costs incurred by the county or municipality as a
20 result of the provisions of this act, P.L. , c. (C.) (pending before
21 the Legislature as this bill).

22
23 7. (New section) The Secretary of State is hereby authorized to
24 make such adjustments to regulations issued pursuant to Title 19 of
25 the Revised Statutes ²and to issue any new regulations² as may be
26 necessary to effectuate the purposes of this act, which regulations
27 shall be effective immediately upon filing with the Office of
28 Administrative Law for a period not to exceed 18 months, and may,
29 thereafter, be amended, adopted or readopted in accordance with the
30 provisions of the "Administrative Procedure Act," P.L.1968, c.410
31 (C.52:14B-1 et seq.).

32
33 8. R.S.19:12-7 is amended to read as follows:

34 19:12-7. a. The county board in each county shall cause to be
35 published in a newspaper or newspapers which, singly or in
36 combination, are of general circulation throughout the county, a
37 notice containing the information specified in subsection b. hereof,
38 except for such of the contents as may be omitted pursuant to
39 subsection c. or d. hereof. Such notice shall be published once
40 during the 30 days next preceding the day fixed for the closing of
41 the registration books for the primary election, once during the
42 calendar week **【next】** preceding the week in which the early voting
43 period for the primary election for the general election **【is held】**
44 begins, once during the 30 days next preceding the day fixed for the
45 closing of the registration books for the general election, and once
46 during the calendar week **【next】** preceding the week in which the
47 early voting period for the general election **【is held】** begins.

1 b. Such notice shall set forth:

2 (1) For the primary election for the general election:

3 (a) That a primary election for making nominations for the
4 general election, for the selection of members of the county
5 committees of each political party, and in each presidential year for
6 the selection of delegates and alternates to national conventions of
7 political parties, will be held on the day and between the hours
8 provided for by or pursuant to this Title, and the days, hours, and
9 places at which early voting shall be available in the county.

10 (b) The place or places at which and hours during which a
11 person may register, the procedure for the transfer of registration,
12 and the date on which the books are closed for registration or
13 transfer of registration.

14 (c) The several State, county, municipal and party offices or
15 positions to be filled, or for which nominations are to be made, at
16 such primary election

17 (d) The existence of registration and voting aids, including: (i)
18 the availability of registration and voting instructions at places of
19 registration as provided under R.S.19:31-6; and (ii), if available, the
20 accessibility of voter information to the deaf by means of a
21 telecommunications device.

22 (e) The availability of assistance to a person unable to vote due
23 to blindness, disability or inability to read or write.

24 (f) I n the case of the notice published during the calendar week
25 **[next]** preceding the week in which the early voting period for the
26 primary election [is held] begins, that a voter who, prior to the
27 election, shall have moved within the same county without (i)
28 filing, on or before the 21st day preceding the election, a notice of
29 change of residence with the commissioner of registration of the
30 county or the municipal clerk of the municipality in which the voter
31 resides on the day of the election, (ii) returning the confirmation
32 notice sent to the voter by the commissioner of registration of the
33 county, if such a notice has been sent to the voter, or (iii) otherwise
34 notifying the commissioner of registration of the voter's change of
35 address within the county shall be permitted to correct the voter's
36 registration and to vote in the primary election by provisional ballot
37 at the polling place of the district in which the voter resides on the
38 day of the election. The notice shall further provide that the voter
39 may contact the county commissioner of registration or municipal
40 clerk or may view polling place location information on the
41 Division of Elections website to determine the proper polling place
42 location for the voter.

43 (2) For the general election:

44 (a) That a general election will be held on the day and between
45 the hours provided for by or pursuant to this Title, and the days,
46 hours and places at which early voting shall be available in the

1 county, and, where applicable, shall include annual school elections
2 and annual fire district elections held on that date.

3 (b) The place or places at which and hours during which a
4 person may register, the procedure for transfer of registration, and
5 the date on which the books are closed for registration or transfer of
6 registration.

7 (c) The several State, county and municipal offices, and where
8 applicable, school board offices and fire district offices to be filled,
9 notice of any school district propositions to be submitted to the
10 people and, except as provided in R.S.19:14-33 of this Title as to
11 publication of notice of any Statewide proposition directed by the
12 Legislature to be submitted to the people, the State, county,
13 municipal and fire district public questions to be voted upon at such
14 general election.

15 (d) The existence of registration and voting aids, including: (i)
16 the availability of registration and voting instructions at places of
17 registration as provided under R.S.19:31-6; and (ii) the accessibility
18 of voter information to the deaf by means of a telecommunications
19 device.

20 (e) The availability of assistance to a person unable to vote due
21 to blindness, disability or inability to read or write.

22 (f) In the case of the notice published during the calendar week
23 **【next】** preceding the week in which the early voting period for the
24 general election **【is held】** begins, that a voter who, prior to the
25 election, shall have moved within the same county without (i)
26 filing, on or before the 21st day preceding the election, a notice of
27 change of residence with the commissioner of registration of the
28 county or the municipal clerk of the municipality in which the voter
29 resides on the day of the election, (ii) returning the confirmation
30 notice sent to the voter by the commissioner of registration of the
31 county, if such a notice has been sent to the voter, or (iii) otherwise
32 notifying the commissioner of registration of the voter's change of
33 address within the county shall be permitted to correct the voter's
34 registration and to vote in the general election by provisional ballot
35 at the polling place of the district in which the voter resides on the
36 day of the election. The notice shall further provide that the voter
37 may contact the county commissioner of registration or municipal
38 clerk or may view polling place location information on the
39 Division of Elections website to determine the proper polling place
40 location for the voter.(3) For a school election:

41 (a) The day and time thereof,

42 (b) The offices, if any, to be filled at the election,

43 (c) The substance of any public question to be submitted to the
44 voters thereat,

45 (d) That a voter who, prior to the election, shall have moved
46 within the same county without (i) filing, on or before the 21st day
47 preceding the election, a notice of change of residence with the

1 commissioner of registration of the county or the municipal clerk of
2 the municipality in which the voter resides on the day of the
3 election, (ii) returning the confirmation notice sent to the voter by
4 the commissioner of registration of the county, if such a notice has
5 been sent to the voter, or (iii) otherwise notifying the commissioner
6 of registration of the voter's change of address within the county
7 shall be permitted to correct the voter's registration and to vote in
8 the school election by provisional ballot at the polling place of the
9 district in which the voter resides on the day of the election,

10 (e) That if the voter has any questions as to where to vote on
11 the day of the election, the voter may contact the county
12 commissioner of registration or municipal clerk or may view
13 polling place location information on the Division of Elections
14 website to determine the proper polling place location for the voter;
15 and

16 (f) Such other information as may be required by law.

17 c. If such publication is made in more than one newspaper, it
18 shall not be necessary to duplicate in the notice published in each
19 such newspaper all the information required under this section, so
20 long as:

21 (1) The municipal officers or party positions to be filled, or
22 nominations made, or municipal public questions to be voted upon
23 by the voters of any municipality, shall be set forth in at least one
24 newspaper having general circulation in such municipality;

25 (2) All offices to be filled, or nominations made therefor, or
26 public questions to be voted upon, by the voters of the entire State
27 or of the entire county shall be set forth in a newspaper or
28 newspapers which, singly or in combination, have general
29 circulation throughout the county;

30 (3) Information relating to nominations and elections in each
31 Legislative District comprised in whole or part in the county, shall
32 be published in at least a newspaper or newspapers which singly or
33 in combination, have general circulation in every municipality of
34 the county which is comprised in such legislative district.

35 d. Such part or parts of the original notices as published which
36 pertain to day of registration or primary election which has occurred
37 shall be eliminated from such notice in succeeding insertions.

38 e. (Deleted by amendment, P.L.1999, c.232.)

39 f. The cost of publishing the notices required by this section
40 shall be paid by the respective counties, unless otherwise provided
41 for by law.

42 g. Notices required to be published or posted pursuant to this
43 section shall set forth a general description of the contents of the
44 voter information notice provided for in section 1 of P.L.2005,
45 c.149 (C.19:12-7.1), how the notice may be viewed or obtained
46 prior to the day of an election, and that the notice will be posted in

1 each polling place on the day of an election.
2 (cf: P.L.2019, c.170, s.1)

3
4 9. Section 1 of P.L.2005, c.149 (C.19:12-7.1) is amended to
5 read as follows:

6 1. a. A county board of elections shall have posted a voter
7 information notice, which shall be referred to as a voter's bill of
8 rights, in a conspicuous location in each polling place **【before the**
9 **opening of the polls on the day of any election】** and each specially
10 designated polling place used for early voting before voting begins.

11 The notice shall contain:

12 the date of the election and the hours during which polling places
13 will be open;

14 a statement that sample ballots are available at the polling place
15 for review by the voter;

16 instruction for the use of the voting machine in that polling place
17 and an explanation of what instructions for voting are available at
18 the polling place for the voter;

19 instruction for a voter who is voting for the first time;

20 instruction for a voter who is required to provide identification
21 pursuant to the federal "Help America Vote Act of 2002" and
22 R.S.19:15-17 prior to casting a vote;

23 instruction on how to cast a vote if the voter cannot be present at
24 a polling place on the day of the election;

25 an explanation of the right of the voter to vote in **【privacy】**
26 private, regardless of the voter's physical abilities;

27 an explanation of the right of the voter to a provisional ballot,
28 including in the event that a mail-in ballot has been applied for and
29 not received or not transmitted to the county board of elections
30 before the day of any election, and the other circumstances under
31 which a voter has a right to a provisional ballot;

32 an explanation of the right of the voter to receive a replacement
33 ballot for a ballot that has been spoiled, destroyed, lost or never
34 received;

35 an explanation of the right of the voter to ask for and receive
36 assistance in voting;

37 an explanation of the right of the voter to take a reasonable
38 amount of time in casting a vote on a voting machine;

39 an explanation of the right of the voter to bring written material
40 into the polling place for the voter's personal use in casting a vote;

41 instruction on how to contact the appropriate officials if a voter's
42 right to vote or right to otherwise participate in the electoral process
43 has been challenged or violated;

44 general information on federal and State laws that prohibit acts
45 of fraud or misrepresentation and the penalties for those acts;

46 an explanation of the right of the voter to confidentially discover
47 the status of their ballot using the "Track My Ballot" user portal;

1 an explanation that "All ballots are counted and your vote
2 remains anonymous";
3 an explanation of the right of the voter that if their ballot was
4 rejected, a notice will be issued to the voter within 24 hours after a
5 decision is made to reject the ballot. The voter will have up to 48
6 hours prior to the date for the final certification of the results of the
7 election to provide a cure for their ballot;
8 an explanation giving the options for the voter to provide the
9 cure to their rejected ballot;
10 an explanation that no voters shall be intimidated or otherwise
11 unduly influenced by political insignia while voting. No person
12 shall wear, display, sell, give or provide any political or campaign
13 slogan, badge, button or other insignia associated with any political
14 party or candidate to be worn at or within one hundred feet of the
15 polls or within the polling place or room, on any primary, general or
16 special election day or on any commission government election day,
17 except the badge furnished by the county board as provided by law.
18 This includes any political gear representing the campaign slogans,
19 logos, or depictions or representations of any political party or
20 candidate such as merchandise sold directly from a political party,
21 campaign, candidate, or by third parties and vendors representing
22 any political party or campaign or candidate. A person violating
23 any of these provisions is guilty of a disorderly persons offense and
24 will not be permitted on the premises and can only return to vote
25 after the removal of prohibited political insignia; and
26 such other statement, instruction or explanation the Secretary of
27 State may deem appropriate to ensure the full and knowledgeable
28 participation of the voter in the process.
29 The requirement to post this notice in each polling place shall
30 not replace, supersede or void any other requirement set forth in law
31 for the posting of information in each polling place apart from the
32 voter information notice. The poster promoting the use of voting by
33 mail prepared and distributed by the Secretary of State pursuant to
34 R.S.19:8-6 shall be displayed next to or as close as may be possible
35 to the voter information notice.
36 b. The Secretary of State shall prescribe the form and specific
37 content of the voter information notice, which may be comprised of
38 more than one page. If the notice is comprised of more than one
39 page, each page shall be posted separately. For an election district
40 in which the primary language of 10 percent or more of the
41 registered voters is a language other than English, the Secretary of
42 State shall prescribe an official version of the voter information
43 notice in that other language or languages for use in that election
44 district. The notice shall be posted in English and in the other
45 language or languages in the polling places in each such district.
46 The alternate language shall be determined based on information
47 from the latest federal decennial census.

1 c. A county board of elections may modify or supplement the
2 voter information notice used in a county or municipality to provide
3 additional information specific to that county or a municipality in
4 that county, provided, however, that any such modification or
5 supplementation shall be submitted to the Secretary of State for
6 prior approval.

7 d. The voter information notice shall be printed on each sample
8 ballot, to the extent practicable, or if not practicable, information on
9 how to view or obtain a copy of the voter information notice shall
10 be printed on each sample ballot.

11 e. The voter information notice, including one modified or
12 supplemented pursuant to subsection c. of this section, shall be
13 made accessible on the official Internet site of the State by the
14 Secretary of State and each county board of elections shall ensure
15 that the official Internet site of the county contains a link to that
16 notice.

17 f. (Deleted by amendment, P.L.2020, c.70)

18 g. The State shall be liable for the costs incurred by local
19 government entities for compliance with this section, and they shall
20 be reimbursed for those costs, upon application, by the State
21 Treasurer.

22 (cf: P.L.2020, c.71, s.2)

23

24 10. R.S.19:14-21 is amended to read as follows:

25 19:14-21. The county clerk shall cause samples of the official
26 general election ballot to be printed in English, but for each election
27 district within the county in which the primary language of 10% or
28 more of the registered voters is Spanish, shall cause samples of the
29 official general election ballot to be printed bilingually in English
30 and Spanish.

31 a. In counties not having a superintendent of elections where
32 the county board of elections does not have the equipment or
33 facilities to address and mail sample ballot envelopes, the county
34 clerk not later than noon of the eighth day prior to the start of the
35 early voting period for the general election shall furnish to the
36 municipal clerk of each municipality in his county one and one-
37 tenth times as many such sample ballots and stamped envelopes as
38 there are voters registered, less the number of voters who have been
39 sent a confirmation notice pursuant to subsection d. of R.S.19:31-15
40 and have not responded, to enable each **district board in each**
41 **municipality** municipal clerk to mail one of such sample ballots to
42 each voter who is registered in the municipality, except those voters
43 who have been sent a confirmation notice pursuant to subsection d.
44 of R.S.19:31-15 and have not responded, for such election and shall
45 take a receipt for the same from each of the municipal clerks, which
46 receipt shall indicate the number of such sample ballots and

1 stamped envelopes delivered by the county clerk and the date and
2 hour of their delivery.

3 b. In counties having a superintendent of elections, and in other
4 counties where the county board of elections may have the
5 equipment or facilities to prepare a properly stamped envelope
6 addressed to each registered voter in the county for mailing, the
7 county clerk, not later than the **[thirtieth]** eight day preceding the
8 start of the early voting period for the general election, shall furnish
9 to the commissioner of registration located in his county one and
10 one-tenth times as many stamped envelopes as there are registered
11 voters in the county, less the number of voters who have been sent a
12 confirmation notice pursuant to subsection d. of R.S.19:31-15 and
13 have not responded, and not later than noon of the **[twelfth]**
14 seventh day preceding the start of the early voting period for the
15 general election shall furnish to the commissioner of registration
16 located in the county, one and one-tenth times as many sample
17 ballots as there are registered voters in the county to enable the
18 commissioner of registration of the county to mail one of such
19 sample ballots to each voter registered in the county, except those
20 voters who have been sent a confirmation notice pursuant to
21 subsection d. of R.S.19:31-15 and have not responded, for such
22 election and shall take a receipt for the same from the commissioner
23 of registration, which receipt shall indicate the number of such
24 sample ballots and stamped envelopes delivered by the county clerk
25 and the date and hour of their delivery. County boards of elections
26 which elect to operate under the provisions of this paragraph shall
27 notify their county clerk in sufficient time to enable him to make
28 the necessary arrangements the first year.

29 c. The county clerk in counties having a superintendent of
30 elections shall also deliver to the county board not later than the
31 **[twelfth]** seventh day preceding the start of the early voting period
32 for the general election 10 such sample ballots of each election
33 district of each municipality in the county.

34 d. During the early voting period for the general election, the
35 county clerk may provide for the electronic display of sample
36 ballots at each early voting location. If a county clerk elects to
37 provide for the electronic display of sample ballots at each early
38 voting location, at a minimum, the electronic display shall provide
39 the sample ballot in ²[at least the five most commonly spoken
40 languages in this State, based on the most recent federal decennial
41 census data, and any other language deemed necessary by the
42 county clerk] the languages required by Title 19 of the Revised
43 Statutes or federal law as applicable to the county² .

44 (cf: P.L.2009, c.110, s.1)

45

46 11. R.S.19:14-22 is amended to read as follows:

1 19:14-22. The official general election sample ballots shall be
2 as nearly as possible facsimiles of the official general election
3 ballot to be voted at such election and shall have printed thereon,
4 after the words which indicate the number of the election district for
5 which such sample ballots are printed, the name of the school
6 district, when appropriate, the number or name and municipality or
7 municipalities of the fire district, when appropriate, the street
8 address or location of the polling place in the election district, and
9 the hours between which the polls shall be open. Such sample
10 ballots shall be printed on paper different in color from the official
11 general election ballot, and have the following words printed in
12 large type at the top: "This ballot cannot be voted. It is a sample
13 copy of the official general election ballot used on election day."
14 The sample ballot shall also state clearly the days, hours and places
15 at which early voting shall be available in the county.
16 (cf: P.L.2017, c.206, s.7)

17
18 12. R.S.19:14-24 is amended to read as follows:

19 19:14-24. The municipal clerk to whom the sample ballots and
20 stamped envelopes have been so delivered by the county clerk shall
21 deliver the same at his office, or in any other way he sees fit, on or
22 before noon of the Tuesday preceding the start of the early voting
23 period for the general election, to a member or members of each
24 district board, and shall take a receipt for the same from the
25 member or members of the district boards of such municipality,
26 which receipt shall indicate the number of sample ballots and
27 stamped envelopes delivered by the municipal clerk and the date
28 and hour of their delivery.
29 (cf: R.S.19:14-24)

30
31 13. R.S.19:14-25 is amended to read as follows:

32 19:14-25. In counties not having a superintendent of elections
33 where the county board of elections does not have the equipment or
34 facilities to address and mail sample ballot envelopes, **[all the**
35 **members of each of the district boards]** the municipal clerk shall
36 prepare and deposit in the post office, on or before 12 noon on
37 Wednesday preceding the start of the early voting period for the
38 general election **[day]**, a properly stamped envelope containing a
39 copy of the sample ballot printed in English, addressed to each
40 registered voter in the district of such board at the address shown on
41 the register, except that for districts in which the primary language
42 of 10% or more of the registered voters is Spanish, a properly
43 stamped envelope containing a copy of the bilingual sample ballot,
44 addressed to each registered voter in the district of such board at the
45 address shown on the register shall be prepared and deposited. The
46 board shall also post the appropriate sample ballots in the polling
47 place in its district.

1 The board shall return to the municipal clerk all ballots and
2 envelopes not mailed or posted by it, with a sworn statement in
3 writing signed by a majority of the board that all the remainder of
4 such ballots and envelopes had been mailed.

5 In counties having a superintendent of elections, and in other
6 counties where the county board of elections shall elect to operate
7 under the provisions of subsection b. of section 19:14-21 of this
8 Title, the commissioner of registration shall prepare and deposit in
9 the post office on or before 12:00 o'clock noon, on the Wednesday
10 preceding the start of the early voting period for the general election
11 **【day】**, a properly stamped envelope containing a copy of the
12 sample ballot printed in English addressed to each registered voter
13 in the county at the address shown on the registry, except that for
14 districts in which the primary language of 10% or more of the
15 registered voters is Spanish, a properly stamped envelope
16 containing a copy of the bilingual sample ballot, addressed to each
17 registered voter in the district of such board at the address shown on
18 the register shall be prepared and deposited. The commissioner of
19 registration shall return to the county clerk all ballots and envelopes
20 not mailed or posted by him, with a sworn statement in writing
21 signed by him that all the remainder of such ballots and envelopes
22 have been mailed.

23 The county board of elections, in all counties having a
24 superintendent of elections, and in other counties where the county
25 board of elections shall elect to operate under the provisions of
26 subsection b. of section 19:14-21 of this Title, shall, not later than
27 **【noon of the second Monday preceding】** the start of the early
28 voting period for the election, deliver **【or mail】** to the members of
29 the district board three appropriate sample ballots for their
30 respective election district. The board shall post the appropriate
31 sample ballots in the polling place in its district.

32 (cf: P.L.1974, c.30, s.3)

33

34 14. R.S.19:23-31 is amended to read as follows:

35 19:23-31. The official primary sample ballot shall be, as nearly
36 as possible, a facsimile of the official primary ballot to be voted at
37 the primary election and shall be printed on paper different in color
38 from the official primary ballot, so that the same may be readily
39 distinguished from the official primary ballot. It shall state clearly
40 the days, hours, and places at which early voting shall be available
41 in the county. The official primary sample ballot shall have printed
42 at the top in large type the words: "This official primary sample
43 ballot is an exact copy of the official primary ballot to be used on
44 primary election day. This ballot cannot be voted." The official
45 primary sample ballot shall also have printed thereon, following the
46 words which indicate the election district, the following words:
47 "The polling place for this election district is

1 (Stating the location of said polling place)."
2 (cf: R.S.19:23-31)

3
4 15. R.S.19:23-33 is amended to read as follows:

5 19:23-33. In counties not having a superintendent of elections
6 where the county board of elections does not have the equipment or
7 facilities to address and mail sample ballot envelopes, the municipal
8 clerk in each municipality shall furnish to a member of each district
9 board in his municipality, at his office, or in any other way that he
10 sees fit, on or before Tuesday preceding the start of the early voting
11 period for the primary election in each year, sufficient sample
12 ballots and sufficient stamped envelopes to enable the board to mail
13 sample ballots to the voters as hereinbefore provided. Each of the
14 boards shall give the municipal clerk a receipt for such sample
15 ballots and envelopes signed by one of its members.

16 In counties having a superintendent of elections, and in other
17 counties where the county board of elections shall elect to operate
18 under the provisions of subsection b. of section 19:23-30 of this
19 Title, the municipal clerk in each municipality shall furnish to the
20 commissioner of registration of his county not later than **thirty**
21 **days** the eighth day preceding the start of the early voting period
22 for the primary election of each year, sufficient stamped envelopes
23 to enable the commissioner of registration to mail sample ballots to
24 each voter who is registered in the county, less the number of voters
25 who have been sent a confirmation notice pursuant to subsection d.
26 of R.S.19:31-15 and have not responded, and shall, not later than
27 noon of the **twelfth** seventh day preceding the start of the early
28 voting period for the primary election furnish sufficient sample
29 ballots to the commissioner of registration of his county for that
30 purpose. The commissioner of registration shall give the municipal
31 clerk a receipt for such sample ballots and envelopes.

32 (cf: P.L.2009, c.110, s.3)

33

34 16. R.S.19:23-34 is amended to read as follows:

35 19:23-34. Each of such district boards, in counties not having a
36 superintendent of elections where the county board of elections
37 does not have the equipment or facilities to address and mail sample
38 ballot envelopes, and the commissioner of registration in all other
39 counties, shall prepare and deposit in the post office, on or before
40 twelve o'clock noon on Wednesday preceding the start of the early
41 voting period for the primary **day**, the stamped envelopes
42 containing a copy of the sample primary ballot of each political
43 party addressed to each voter whose name appears in the primary
44 election registry book.

45 (cf: P.L.1947, c.168, s.11)

46

47 17. R.S.19:23-35 is amended to read as follows:

1 19:23-35. In counties not having a superintendent of elections,
2 where the county board of elections does not have the equipment or
3 facilities to address and mail sample ballot envelopes, such district
4 board shall also post three sample ballots in the polling place in its
5 district.

6 The county board of elections in all counties of the first class,
7 and in other counties where the county board of elections shall elect
8 to operate under the provisions of subsection b of section 19:23-30
9 of this Title, shall, not later than **【noon of the second Monday**
10 **preceding】** the start of the early voting period for the primary
11 election, deliver **【or mail】** to the members of the district board three
12 sample ballots for their respective election district. The board shall
13 post the sample ballots in the polling place in its district.
14 (cf: P.L.1952, c.61, s.2)

15

16 18. R.S.19:49-3 is amended to read as follows:

17 19:49-3. At least one week prior to the start of the early voting
18 period for any primary, local, or general election two sets of official
19 ballots shall be provided for each voting machine, for each polling
20 place, for each election district, for use in and upon the voting
21 machine. One set thereof shall be inserted or placed in or upon the
22 voting machine and the other shall be retained in the custody and
23 possession of the county board of elections or the superintendent of
24 elections or the municipal clerk, as the case may be, having custody
25 of voting machines, unless it shall become necessary during the
26 course of the election to make use of the same upon or in the voting
27 machine. At the close of the election all official ballots, except
28 those actually in or upon the voting machine at the close of the
29 election, whether the same shall have been used in the machine or
30 not, shall be returned to the official providing the same in the
31 manner by this Title provided.

32 (cf: P.L.1945, c.56, s.4)

33

34 19. Section 1 of P.L.2019, c.80 (C.19:31-35) is amended to read
35 as follows:

36 1. Each county commissioner of registration and county board
37 of elections **【may adopt】** shall require the use of electronic poll
38 books, as further provided by this act, P.L.2019, c.80 (C.19:31-
39 35 et seq.), **【electronic poll books for use】** at each polling place
40 during the early voting period and on the day of any election, in
41 place of the paper polling record or signature copy register, to
42 access the registration record, eligibility, signature, and other
43 information of each registered voter in the election district. The
44 electronic poll books shall enable at least the same functionality
45 currently provided by the paper polling records or signature copy
46 register to be accomplished in the conduct of an election. An
47 electronic poll book shall not be used unless it has been certified by

1 the Secretary of State. The Secretary of State shall adopt and
2 publish electronic poll books standards and regulations governing
3 the certification and use of electronic poll books. The Secretary of
4 State shall not certify an electronic poll book unless it is in
5 compliance with at least the capabilities and standards specified
6 under section 2 of P.L.2019, c.80 (C.19:31-36) and the Secretary of
7 State's standards and regulations. The Secretary of State shall
8 provide **each county commissioner of registration and board of**
9 **elections that adopts the use of electronic poll books under this act**
10 **with** the rules, regulations, and instructions regarding the
11 examination, testing, and use of electronic poll books, including
12 rules regarding the security and protection of the information stored
13 in such electronic poll books, to each county commissioner of
14 registration and board of elections.

15 (cf: P.L.2019, c.80, s.1)

16

17 20. Section 3 of P.L.2019, c.80 (C.19:31-37) is amended to
18 read as follows:

19 3. A county commissioner of registration and county board of
20 elections **opting to use electronic poll books** shall submit to the
21 Secretary of State a request for approval in the form, content, and
22 timeframe specified by the Secretary of State. Within 10 days of
23 receiving the request, the Secretary of State shall review the request
24 for compliance with the Secretary of State's standards and
25 regulations and all of the capabilities and standards required under
26 this act, P.L.2019, c.80 (C.19:31-35 et seq.). A county
27 commissioner of registration and county board of elections
28 approved to use electronic poll books shall furnish at least two
29 electronic poll books for each polling place ²**and a backup paper**
30 **polling record or signature copy register for each election district in**
31 **the polling place**². Each voter shall be ¹**offered the option**
32 **required**¹ to sign ¹**either**¹ the electronic poll book ¹**or**² **,**
33 **except that each voter shall be required to sign**¹ the backup paper
34 polling record or signature copy register **.** Notwithstanding any
35 provision of Title 19 of the Revised Statutes, or any other law, rule, or
36 regulation to the contrary, a voter shall be permitted to vote by
37 provisional ballot² ¹if the electronic poll book ceases to operate¹.
38 Electronic poll books for each election shall be prepared by the
39 commissioner of registration no later than the 10th day preceding
40 the start of the early voting period for the election. At each
41 election, the delivery of the electronic poll books to the municipal
42 clerk and to the district boards or other officials charged with the
43 same duties as the district boards in connection with the conduct of
44 an election, and the return of those electronic poll books by the
45 district boards or such other election officials to the commissioner
46 of registration, shall be made in the manner prescribed by the

1 commissioner of registration and shall comply with Title 19 of the
2 Revised Statutes. The commissioner of registration shall retain the
3 electronic poll books records for any election for a period of not
4 less than six years following that election.
5 (cf: P.L.2019, c.80, s.3)

6
7 21. Section 3 of P.L.1981, c.379 (C.40:45-7) is amended to read
8 as follows:

9 3. Except as may otherwise be provided by law for initial
10 elections conducted in a municipality following its adoption of a
11 plan or form of government, or a charter or an amendment thereto,
12 regular municipal elections shall be held in each municipality
13 governed by this act on the second Tuesday in May, or the day of
14 the general election in November if chosen by the municipality
15 pursuant to subsection a. of section 1 of P.L.2009, c.196 (C.40:45-
16 7.1), in the years in which municipal officers are to be elected. The
17 municipal election shall be held at the same place or places and
18 conducted in the same manner, so far as possible, as the general
19 election. The election officers shall be those provided for
20 conducting the general election.

21 A municipality holding municipal elections on the second
22 Tuesday in May, in addition to those elections and by an ordinance
23 adopted by its governing body, may also conduct early voting for
24 those municipal elections, in accordance with the provisions of
25 P.L. , c. (C.) (pending before the Legislature as this bill). A
26 municipality holding municipal elections on the day of the general
27 election in November shall conduct early voting in accordance with
28 the provisions of P.L. , c. (C.) (pending before the
29 Legislature as this bill).

30 Notwithstanding the provisions of this section, the Secretary of
31 State may change in any year the date provided for a regular
32 municipal election if the date coincides with a period of religious
33 observance that limits significantly the usual activities of the
34 followers of a particular religion or that would result in significant
35 religious consequences for such followers. The secretary shall
36 inform the municipal clerks, county clerks and boards of election of
37 the adjustment no later than the first working day in January of the
38 year in which the adjustments are to occur.

39 As used in this section “a period of religious observance” means
40 any day or portion thereof on which a religious observance imposes
41 a substantial burden on an individual's ability to vote.
42 (cf: P.L.2009, c.196, s.4)

43
44 ²22. (New Section) a. For the purpose of facilitating early
45 voting as quickly and efficiently as possible, the State may procure
46 qualified vendors to develop, implement, or produce any hardware,

1 software, or equipment, any change to its Internet website, or any
2 supporting systems ahead of the 2021 general election.

3 b. Notwithstanding the provisions of any other law, rule, or
4 regulation to the contrary, a contract to effectuate any provision of
5 subsection a. of this section may be procured in an expedited
6 process and in the manner provided by this section.

7 c. The Division of Purchase and Property in the Department of
8 the Treasury, the Secretary of State, or other appropriate State
9 entity may procure, without the need for formal advertisement, but
10 through the solicitation of proposals from professional services
11 vendors, a qualified vendor with relevant experience.

12 d. Notwithstanding the provisions of any other law, rule, or
13 regulation to the contrary, for the purpose of expediting the
14 procurement of any capable and experienced vendor, the following
15 provisions shall apply as modifications to any law or regulation that
16 may interfere with the expedited procurement:

17 (1) the timeframes for challenging the specifications shall be
18 modified as determined by the Division of Purchase and Property,
19 the Secretary of State, or other applicable entity;

20 (2) in lieu of advertising in accordance with section 7 of
21 P.L.1954, c.48 (C.52:34-12), the division shall advertise the request
22 for proposals for the procurement under this section and any
23 addenda thereto on the applicable agency's website;

24 (3) the period of time that the State Comptroller, if applicable,
25 has to review the request for proposals for the procurement under
26 this section for compliance with applicable public contracting laws,
27 rules, and regulations, pursuant to section 10 of P.L.2007, c.52
28 (C.52:15C-10), shall be 10 business days or less, if practicable, as
29 determined by the State Comptroller;

30 (4) the timeframes for submission under section 4 of P.L.2012,
31 c.25 (C.52:32-58) and section 1 of P.L.1977, c.33 (C.52:25-24.2)
32 shall be extended to prior to the issuance of a Notice of Intent to
33 Award;

34 (5) the provisions of section 1 of P.L.2005, c.92 (C.52:34-13.2)
35 shall not apply to technical and support services under this section
36 provided by a vendor using a "24/7 follow-the-sun model" as long
37 as the contractor is able to provide such services in the United
38 States during the business day; and

39 (6) the term "bids" in subparagraph (f) of subsection a. of
40 section 7 of P.L.1954, c.48 (C.52:34-12) shall not include pricing
41 which will be revealed to all responsive bidders during the
42 negotiation process.

43 e. The applicable entity may, to the extent necessary, waive or
44 modify any requirement under any other law or regulation that may
45 interfere with the expeditious procurement required under this
46 section.²

1 ¹22. Section 1 of P.L.1960, c.82 (C.19:7-6.1) is amended to
2 read as follows:

3 1. a. Unless express permission be given by the district board,
4 not more than one challenger appointed for a party, candidate, or on
5 a public question, shall be present at any one time in any polling
6 place while serving and exercising the powers of a challenger and
7 during the hours when the polls are open for voting. If the district
8 board shall in any case give permission for more than one
9 challenger so appointed to be present at any one time in any polling
10 place, it shall on the same grounds and on request permit a like
11 number to be present on behalf of any opposing party, or on behalf
12 of any other candidate for the same office, or on the other side of
13 any public question.

14 The provisions of this section shall not apply to any challengers
15 appointed by the ~~chairman~~ chairperson of a county committee,
16 pursuant to paragraph 2 of subsection b. of R.S.19:7-1, except that
17 no more than one such challenger shall be present at any time in a
18 polling place while serving and exercising his or her power as a
19 challenger during the hours when the polling place is open for
20 voting.

21 b. Notwithstanding the provisions of subsection a. of this
22 section, or any other law, rule, or regulation to the contrary, not
23 more than one challenger appointed for a party, candidate, or on a
24 public question, shall be present at any one time in any early voting
25 site while serving and exercising the powers of a challenger and
26 during the hours when the polls are open for early voting. No
27 challengers shall be appointed by the chairman of a county
28 committee, pursuant to paragraph 2 of subsection b. of R.S.19:7-1,
29 to be present at any time in an early voting site to serve and
30 exercise any powers as a challenger during the hours when the polls
31 are open for early voting.

32 (cf: P.L.1999, c.232, s.30)¹

33

34 ²23. (New Section) For the purpose of facilitating early voting as
35 quickly and efficiently as possible, a contracting unit may procure
36 qualified vendors to develop, implement, or produce any hardware,
37 software, or equipment, any change to its Internet website, or any
38 supporting systems or services ahead of the 2021 general election
39 pursuant to paragraph (l) of subsection (1) of section 5 of P.L.1971,
40 c.198 (C.40A:11-5).²

41

42 ¹23. ²22. ¹ 24.² (New section) The provisions of this act,
43 P.L. , c. (C.) (pending before the Legislature as this bill), shall
44 only apply to the 2021 general election and general elections
45 thereafter; the 2022 primary election and primary elections
46 thereafter; and, if adopted by a municipal governing body, a

1 municipal election conducted in May 2022 and municipal elections
2 conducted in May thereafter.

3
4 ~~1~~² ~~23.1~~^{24.1} ~~25.2~~^{25.2} a. There is appropriated from the General
5 Fund to the Department of State the sum of \$2,000,000 for the
6 purposes described in subsection i. of section 1 of this act.

7 b. There is appropriated from the General Fund as State aid to
8 each county governing body and to each municipal governing body
9 that approves conducting early voting such sums as the State Treasurer
10 and the Director of the Division of Budget and Accounting in the
11 Department of the Treasury deem necessary to effectuate the purpose
12 of section 6 of this act.

13
14 ~~1~~¹ ~~25.~~^{24.1} ~~26.2~~^{26.2} This act shall take effect immediately.

15
16
17 _____
18
19 Requires in person early voting period for certain elections;
20 makes appropriation.