

SENATE, No. 3393

STATE OF NEW JERSEY
219th LEGISLATURE

INTRODUCED FEBRUARY 4, 2021

Sponsored by:

Senator STEVEN V. OROHO

District 24 (Morris, Sussex and Warren)

Co-Sponsored by:

**Senators Pennacchio, A.M.Bucco, Brown, Corrado, Thompson, Singer,
Testa, Cardinale and Holzapfel**

SYNOPSIS

Requires certain documentation as proof of voter identity to vote; updates procedures for challenging voters regarding proof of identity.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 4/19/2021)

1 AN ACT concerning verification of voter identity through certain
2 documentation to vote, and amending various parts of the
3 statutory law.

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

7
8 1. R.S.19:15-17 is amended to read as follows:

9 19:15-17. a. (1) The comparison of signatures of a voter made
10 upon registration and upon election day, and if the voter alleges his
11 inability to write, the comparison of the answers made by such
12 voter upon registration and upon election day, shall **be had** occur
13 in full view of the challengers.

14 (2) The examination of any document concerning proof of
15 identification of a voter, set forth in subsection b. of this section,
16 made upon election day shall occur in full view of the challengers.

17 b. (1) If a voter has registered by mail after January 1, 2003 to
18 vote for the first time in his or her current county of residence and
19 did not provide personal identification when registering pursuant to
20 section 16 of P.L.1974, c.30 (C.19:31-6.4), the voter shall be
21 permitted to vote starting at the first election held after January 1,
22 2004 at which candidates are seeking federal office after displaying
23 one of the following items: **[(1)]** a current and valid photo
24 identification card; **[(2)]** a current utility bill, bank statement,
25 government check or pay check; **[(3)]** any other government
26 document that shows the voter's name and current address; or **[(4)]**
27 any other identifying document that the **Attorney General**
28 Secretary of State has determined to be acceptable for this purpose.

29 (2) In addition to the display of documentation as may be
30 required by paragraph (1) of this subsection, beginning with the
31 first election held after January 1, 2022, regardless of when the
32 voter registered and the method of registration, the voter shall be
33 permitted to vote, unless otherwise exempt pursuant to this
34 subsection, only by displaying a document as valid proof of
35 identification, which may be a New Jersey driver's license, New
36 Jersey nondriver's identification card, or other document, that
37 includes all of the following criteria:

38 (a) the name of the voter to whom the document was issued, and
39 which conforms to the name under which the voter is registered and
40 from whom the signature is produced for making comparisons of
41 signatures;

42 (b) a photograph of the voter to whom the document was issued;

43 (c) an expiration date that has either not expired, or expired only
44 after the date of the most recent election; and

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 (d) was issued by the federal government or this State.

2 A voter shall be required to display only one document with
3 respect to paragraphs (1) and (2) of this subsection, if that document
4 satisfies the identifying document criteria set forth in both
5 paragraphs.

6 (3) If the voter does not display [one of these documents,] a
7 document in accordance with paragraph (1) or (2) of this
8 subsection, or the validity of a document is subject to challenge
9 after examination, the voter shall not be permitted to vote by
10 machine but shall instead be provided with a provisional ballot,
11 pursuant to the provisions of P.L.1999, c.232 (C.19:53C-1 et seq.):
12 except that, a voter who does not display a document in accordance
13 with paragraph (2) of this subsection due to a religious objection to
14 being photographed shall be permitted to vote by machine if the
15 voter establishes an exemption due to a religious objection by
16 executing a sworn affidavit as to the religious objection.

17 This subsection shall not apply to any voter entitled to vote by
18 absentee ballot under the "Uniformed and Overseas Citizens
19 Absentee Voting Act" (42 U.S.C. 1973ff-1 et seq) or to any voter
20 who is provided the right to vote other than in person under section
21 3 of Pub.L.98-435 (42 U.S.C. s.1973ee-1), the "Voting
22 Accessibility for the Elderly and Handicapped Act," or any other
23 voter entitled to vote otherwise than in person under any other
24 federal law. **[This subsection shall also not apply to any person**
25 **who registers to vote by appearing in person at any voter**
26 **registration agency or to any person whose voter registration form**
27 **is delivered to the county commissioner of registration or to the**
28 **Attorney General, as the case may be, through a third party by**
29 **means other than by mail delivery.]**

30 c. Each county commissioner of registration shall collect and
31 maintain, in the manner prescribed by the **[Attorney General]**
32 Secretary of State, the information provided pursuant to subsection
33 b. of this section and section 16 of P.L.1974, c.30 (C.19:31-6.4).
34 Access to the personal identification information provided pursuant
35 to subsection b. of this section and section 16 of P.L.1974, c.30
36 (C.19:31-6.4) **[.]** shall be prohibited, in accordance with subsection
37 a. of section 6 of P.L.2001, c.404 (C.47:1A-5).
38 (cf: P.L.2004, c.88, s.9)

39

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

41 19:7-5. Such challengers shall be the authorized challengers for
42 their respective political parties and candidates or for the
43 proponents or opponents of a public question. They shall have the
44 power to challenge the right to vote therein of any person claiming
45 such right and shall have power to examine any document presented
46 concerning proof of identification of that person and to ask all
47 necessary questions to determine this right. They may be present

1 while the votes cast at any election are being counted, hear and see
2 the ballots counted and shall have the right and power to challenge
3 the counting or rejecting of any ballot or any part of a ballot. They
4 shall be entitled to ask the members of the district boards of
5 election at each polling place, no more than every two hours, for the
6 official count of how many voters have voted at each precinct, and
7 the district boards of election shall provide this information as the
8 notice required pursuant to section 1 of P.L.2018, c.110 (C.19:52-
9 3.1).
10 (cf: P.L.2018, c.110, s.2)
11

12 3. R.S.19:15-18 is amended to read as follows:

13 19:15-18. The members of the district boards and any duly
14 authorized challenger, respectively, shall at any election challenge
15 every person who shall claim to have a right to vote therein whom
16 they or he shall know, suspect or believe not to be qualified or
17 entitled to so vote, and said members of the district board or
18 challenger shall have the power and right to examine any document
19 concerning proof of identification of that person and to ask all
20 questions which are suitable and necessary to determine such
21 person's right.

22 No member of the district board and no duly authorized
23 challenger shall, however, challenge, delay or prevent the right to
24 vote of any person because of that person's race, color, national
25 origin, expected manner of casting a vote or residence in a
26 particular ward, housing complex or section of a municipality or
27 county, provided that nothing herein shall be construed to prohibit a
28 challenge based upon the failure of the challenged voter to meet the
29 applicable statutory residency qualification for voting in the
30 particular election district. Any member of the district board or
31 duly authorized challenger who violates this section is guilty of a
32 disorderly persons offense.

33 (cf: P.L.1991, c.249, s.1)
34

35 4. Section 2 of P.L.1991, c.249 (C.19:15-18.1) is amended to
36 read as follows:

37 2. a. Any voter whose name does not appear on a challenge list
38 prepared by the superintendent of elections of the county but who is
39 challenged as not qualified or entitled to vote by a duly authorized
40 challenger or by a member of a district board of elections shall be
41 permitted to establish his right to vote by:

42 (1) signing an affidavit which states the voter's qualifications to
43 vote on forms to be supplied by the superintendent of elections in
44 those counties having a superintendent of elections or by the
45 commissioner of registration in all other counties, and;

46 (2) presenting for inspection **【a suitable】** a provisional
47 identifying document, 【which】 if having displayed a document as
48 valid proof of identification in accordance with subsection b. of

1 R.S.19:15-17 or having executed an affidavit as to a religious
2 objection to being photographed as an exemption to the
3 identification requirement, but the validity of this previously
4 displayed document or executed affidavit is the subject of the
5 challenge. The provisional document may be, but is not limited to,
6 the following:

7 (a) **【a valid New Jersey driver's license;】** (Deleted by
8 amendment, P.L. , c. (C.)) (pending before the Legislature
9 as this bill);

10 (b) a sample ballot which lists the voter's name and address;

11 (c) an official federal, State, county or municipal document
12 which lists the voter's name and address;

13 (d) a utility or telephone bill or tax or rent receipt dated; or

14 (e) a piece of mail postmarked, on or after the 60th day before
15 the day of the election at which the voter is challenged.

16 b. A copy of the affidavit signed by the challenged voter shall
17 be given to that person.

18 c. The affidavit, or a form attached to it, shall state:

19 (1) the means by which a person whose name does not appear
20 on a challenge list prepared by the superintendent of elections of the
21 county but who is challenged by a duly authorized challenger or by
22 a member of the district board of elections may seek to establish the
23 person's right to vote, as provided in subsection a. of this section;

24 (2) that a challenger who succeeds in denying a voter the right
25 to vote must sign an affidavit stating the reason why the voter is not
26 entitled to vote and must furnish a copy of the affidavit to the
27 challenged voter, as provided in section 3 of P.L.1991, c.249
28 (C.19:15-18.2);

29 (3) the legal remedy which a person whose name does not
30 appear on a challenge list prepared by the superintendent of
31 elections of the county but who is challenged by a duly authorized
32 challenger or by a member of the district board of elections and
33 denied the right to vote may use to seek permission to vote, as
34 provided in section 6 of P.L.1991, c.249 (C.19:15-18.3).

35 d. In counties in which the primary language of 10% or more
36 of the registered voters is Spanish, the affidavit and instructions for
37 its completion and the information required by subsection c. of this
38 section shall appear in both English and Spanish.

39 (cf: P.L.1991, c.249, s.2)

40

41 5. Section 3 of P.L.1991, c.249 (C.19:15-18.2) is amended to
42 read as follows:

43 3. If a person whose name does not appear on a challenge list
44 prepared by the superintendent of elections of the county is
45 challenged as not qualified or entitled to vote by a duly authorized
46 challenger or by a member of the district board of elections and if
47 this challenge is sustained by the district board of elections, the
48 person making the challenge shall specify the grounds for the

1 challenge in a signed affidavit on forms to be supplied by the
2 superintendent of elections in those counties having a
3 superintendent of elections or by the county clerk in all other
4 counties. This document also shall state that the challenged voter
5 has sought to establish his right to vote by signing an affidavit
6 which states the challenged voter's qualifications to vote and by
7 presenting **【a suitable】** provisional identifying document in
8 accordance with paragraph (2) of subsection a. of section 2 of
9 P.L.1991, c.249 (C.19:15-18.1), the **【identity】** description of which
10 shall be specified **【by the challenger】** in the document, in those
11 cases in which the challenged voter is being challenged based upon
12 the validity of a document displayed as proof of identification in
13 accordance with subsection b. of R.S.19:15-17 or the validity of an
14 executed affidavit of religious objection to being photographed as
15 an exemption in accordance with paragraph (3) of that subsection.
16 A copy of the challenger's affidavit shall be given to the challenged
17 voter.

18 (cf: P.L.1991, c.249, s.3)

19

20 6. Section 6 of P.L.1991, c.249 (C.19:15-18.3) is amended to
21 read as follows:

22 6. Any person whose name does not appear on a challenge list
23 prepared by the superintendent of elections of the county but who is
24 challenged and denied the right to vote on the day of a municipal,
25 primary, general, or special election by a duly authorized challenger
26 or by a member of a district board of elections, may apply to a
27 Superior Court judge sitting at the county seat for permission to
28 vote. No papers need be filed; the court shall entertain oral
29 applications. The challenged voter may appear pro se or with
30 counsel. The challenger or the member of the district board, as the
31 case may be, may appear or be represented by counsel. The
32 challenged voter shall be permitted to state by oath or affirmation
33 the facts which the voter believes establish eligibility to vote, shall
34 furnish a copy of the affidavit the voter signed when challenged, a
35 copy of the affidavit signed by the challenger and, if being
36 challenged based on the display of a document as valid proof of
37 identification in accordance with subsection b. of R.S.19:15-17 or
38 based upon the validity of an executed affidavit for an exemption
39 due to a religious objection to being photographed with respect to
40 paragraph (3) of that subsection, the identifying document found
41 invalid by the challenger and the district board. The rules of
42 evidence shall not apply to those proceedings. The judge shall
43 grant the application and provide the challenged voter with written
44 authorization to vote on that day if the judge finds the following
45 facts to be established by the testimony of the applicant or, in the
46 case of a dispute of facts or some questions as to the challenged
47 voter's credibility, by a preponderance of the following evidence:

1 a. The challenged voter is at least 18 years old and a citizen of
2 the United States and of this State, has resided in the county at least
3 30 days prior to the date of the election, and has not been convicted
4 of a crime which would disenfranchise a person under the laws of
5 this State, and **【either】**:

6 b. The challenged voter is properly registered at his location;
7 **【or】**

8 c. The challenged voter was properly registered at his location
9 as of the last election at which the challenged voter voted but has
10 moved to another location within the county since then and in good
11 faith attempted to register at the new address within the time
12 prescribed by law; or

13 d. The challenged voter has produced a document as valid
14 proof of identification or a valid executed affidavit of religious
15 objection to being photographed as an exemption from the
16 identification requirement of subsection b. of R.S.19:15-17 in
17 accordance with paragraph (3) of that subsection.

18 For the purposes of this section, a good faith attempt to register
19 shall include: completing the prescribed registration form no later
20 than 21 days before the election in the presence of a person who
21 appears to be over 18 years old and says that he or she can and will
22 witness the form and mail it to the register for the applicant;
23 completing a form received in the mail from the commissioner of
24 registration, superintendent of elections or the county board which
25 states that information has been received that the applicant has
26 moved and placing the completed form in a proper mailbox with
27 proper postage, if necessary, no later than 21 days before the
28 election; completing a registration form in any government office;
29 and reasonably relying upon the oral statements of an official at a
30 polling place that they will insure proper reregistration.

31 The judge of the Superior Court having the application shall
32 cause a full record of the proceeding to be taken stenographically,
33 transcribed and filed in the office of the county clerk of the county,
34 which record shall be open and public record. All costs and
35 expenses of such proceedings shall be paid by the county.

36 (cf: P.L.2005, c.139, s.5)

37

38 7. R.S.19:15-22 is amended to read as follows:

39 19:15-22. Upon any question or challenge of a voter duly
40 registered it shall be the duty of the board, and the privilege of all
41 its members, to examine any document presented concerning proof
42 of identification and to put all such questions as are proper to
43 determine the right of the voter to vote.

44 (cf: R.S.19:15-22)

45

46 8. R.S.19:15-23 is amended to read as follows:

47 19:15-23. In municipalities having permanent registration, if a
48 voter is challenged, the board, in addition to examining any

1 document presented concerning proof of identification of the voter,
2 shall ask him the questions which were asked him upon registration,
3 the answers to which appear on the signature copy register and if
4 the answers do not correspond a note of such fact shall be entered in
5 the column of the poll book entitled "remarks". If the document of
6 the voter appears invalid, or the signatures of the voter or the
7 answers to the questions made by the voter do not correspond, then
8 it shall be the privilege of the challengers to challenge, and the duty
9 of each member of the district board to challenge, unless some other
10 authorized person shall challenge.

11 (cf: R.S.19:15-23)

12

13 9. R.S.19:15-24 is amended to read as follows:

14 19:15-24. The district boards shall not give a ballot to any
15 person unless they shall be satisfied that such person is in all
16 respects qualified and entitled to vote; and for the purpose of
17 satisfying themselves as to the right of any person who shall claim a
18 right to vote they shall have power to examine such person, and any
19 other person or persons, under oath or affirmation, touching such
20 right, except as hereinbefore restricted. The board shall determine
21 the right of the voter to vote, after making use of, and giving due
22 weight to, the evidence afforded by his document presented
23 concerning proof of identification in accordance with subsection b.
24 of R.S.19:15-17, and his signature, if any, such answers after
25 examination as provided herein, [and an] any affidavit which states
26 the challenged voter's qualifications to vote and **[a suitable]** any
27 identifying document, as provided under section 2 of P.L.1991,
28 c.249 (C.19:15-18.1). If any member of the board shall give or
29 assent to give a ballot to any person challenged, without requiring
30 him to take the oath or affirmation hereinbefore prescribed to be
31 made upon such challenge, and the person shall not be qualified and
32 entitled to vote, the member so giving or assenting to give a ballot,
33 shall be deemed to have given to such person a ballot, knowing it to
34 be illegal. The question as to the giving of the ballot to the person
35 shall be put in the following form: "Shall a ballot be given to this
36 person by this board?"

37 If a majority of the board shall decide to give a ballot to such
38 voter or in case of a tie vote, the voter shall be given a ballot and
39 allowed to vote. If a majority of the board shall decide against
40 giving a ballot to the voter no ballot shall be given, but in the case
41 of a voter who is denied a ballot because the board finds that the
42 voter did not display a document as valid proof of identification in
43 accordance with subsection b. of R.S.19:15-17, or did not provide a
44 valid executed affidavit of religious objection to being
45 photographed as an exemption from this requirement in accordance
46 with paragraph (3) of that subsection, that voter shall be provided
47 with a provisional ballot pursuant to the provisions of P.L.1999,
48 c.232 (C.19:53C-1 et al.).

1 **【The】** Except with respect to a person who is herein provided a
2 provisional ballot for failing to display a document as valid proof of
3 identification or to provide an executed affidavit of religious
4 objection to being photographed as an exemption to the
5 identification requirement, the board upon demand of a member of
6 the board or any other citizen shall forthwith issue a warrant for the
7 arrest of **【such】** a person denied a ballot and deliver the same to a
8 peace officer, who shall forthwith arrest him**【, and the】** .

9 The right to challenge voters shall exist until the ballot shall have
10 been deposited in the ballot box. Every such challenge and the
11 determination of the board shall in every instance be recorded in the
12 signature comparison record, in the column "Sig. Comp. by," used
13 at the election at which the challenge has been made.

14 Any member of a district board who refuses or neglects to
15 comply with the provisions of this section may be summarily
16 removed from office by the county board, or any judge of the
17 Superior Court assigned to the county.

18 (cf: P.L.1991, c.249, s.5)

19

20 10. Section 2 of P.L.1994, c.170 (C.19:31-3.3) is amended to
21 read as follows:

22 2. The commissioner may eliminate the use of the duplicate
23 permanent registration binders and may authorize and direct the use
24 at the polls in place of such a binder, as a signature copy register for
25 the purposes of this Title and Title 40 of the Revised Statutes, of a
26 polling record which identifies on each page the election at which
27 the record is used, which indicates for each registrant the name,
28 address, and date of birth of the registrant and identifies the
29 municipality and the particular election district therein from which
30 the person is registered, and which includes adjacent to the
31 registrant's name and address an imprint of the digitalized image of
32 the registrant's signature and sufficient space, immediately to the
33 left or right of that imprint, for the registrant to sign the record,
34 which imprint and signature shall be used as the signature
35 comparison record as prescribed by this Title. The polling record
36 shall also include for each registrant the registrant's date of birth, an
37 indication of whether the registrant has applied for a mail-in ballot
38 in that election, and a place to indicate **【whether】** that the registrant
39 has provided the identification pursuant to R.S.19:15-17 **【, if such**
40 **identification is required】**. The polling record shall also include for
41 each registrant sufficient space for the notation of remarks as
42 provided by R.S.19:15-23 and for the recording of any challenge
43 and the determination thereof by the district board as provided by
44 R.S.19:15-24, or by other elections officials charged with the same
45 duties as the district board in connection with the conduct of an
46 election. In the case of a primary election, the polling record shall
47 also indicate for each registrant the political party, if any, of which

1 the registrant is a member for the purpose of voting at that primary
2 election.

3 Polling records for each election shall be prepared by the
4 commissioner of registration not later than the 10th day preceding
5 the election. At each election, the delivery of the polling records to
6 the municipal clerk and to the district boards or other elections
7 officials charged with the same duties as the district board in
8 connection with the conduct of an election, and the return of those
9 records by the district boards or such other elections officials to the
10 commissioner of registration, shall be made in the manner
11 prescribed by the commissioner.

12 The commissioner of registration shall retain the polling records
13 for any election for a period of not less than six years following that
14 election.

15 (cf: P.L.2009, c.79, s.31)

16

17 11. R.S.19:31-5 is amended to read as follows:

18 19:31-5. Each person, who is at least 17 years of age at the time
19 he or she applies for registration, who resides in the district in
20 which he or she expects to vote, who will be of the age of 18 years
21 or more on or before the first election in which he or she expects to
22 vote, who is a citizen of the United States, and who, if he or she
23 continues to reside in the district until that election, will at the time
24 have fulfilled all the requirements as to length of residence to
25 qualify him or her as a legal voter, shall, unless otherwise
26 disqualified, be entitled to be registered in such district. Each 17-
27 year-old registrant shall be designated in the Statewide voter
28 registration system as temporarily ineligible to vote until the
29 registrant's 18th birthday.

30 Whenever an individual registers by mail after January 1, 2003
31 to vote for the first time in his or her current county of residence,
32 that individual shall provide either the individual's New Jersey
33 driver's license number or the last four digits of the individual's
34 Social Security Number, or shall submit with the voter registration
35 form a copy of: (1) a current and valid photo identification card; (2)
36 a current utility bill, bank statement, government check or pay
37 check; (3) any other government document that shows the
38 individual's name and current address; or (4) any other identifying
39 document that the **【Attorney General】** Secretary of State has
40 determined to be acceptable for this purpose. If the individual does
41 not provide his or her New Jersey driver's license number or Social
42 Security Number information or submit a copy of any one of these
43 documents, either at the time of registration or at any time
44 thereafter prior to attempting to vote, the individual, pursuant to
45 paragraph (1) of subsection b. of R.S.19:15-17, shall be asked for
46 identification when voting for the first time starting at the first
47 election held after January 1, 2004 at which candidates are seeking
48 federal office or thereafter.

1 Starting with the first election held after January 1, 2022 and
2 thereafter, regardless of when an individual registered, the method
3 of voter registration, and any identifying information provided with
4 the voter registration form, the individual shall be permitted to vote
5 only after displaying a document as valid proof of identification in
6 accordance with paragraph (2) of subsection b. of R.S.19:15-17, or
7 by executing an affidavit as to a religious objection to being
8 photographed as an exemption from this requirement in accordance
9 with paragraph (3) of that subsection.

10 **【This requirement】** The requirements herein concerning
11 documented voter identification shall not apply to any individual
12 entitled to vote by absentee ballot under the "Uniformed and
13 Overseas Citizens Absentee Voting Act" (42 U.S.C. 1973ff-1 et
14 seq.) or to any individual who is provided the right to vote other
15 than in person under section 3 of Pub.L.98-435, (42 U.S.C.
16 s.1973ee-1), the "Voting Accessibility for the Elderly and
17 Handicapped Act," or any other voter entitled to vote otherwise
18 than in person under any other federal law. **【This requirement shall**
19 also not apply to any individual who registers to vote by appearing
20 in person at any voter registration agency or to any individual
21 whose voter registration form is delivered to the county
22 commissioner of registration or to the Attorney General, as the case
23 may be, through a third party by means other than by mail
24 delivery. **】**

25 Once registered, the registrant shall not be required to register
26 again in such district as long as he or she resides therein, except
27 when required to do so by the commissioner, because of the loss of
28 or some defect in his or her registration record.

29 The registrant, when registered as provided in this Title, shall be
30 eligible to vote at any election to be held subsequent to such
31 registration, if he or she shall be a citizen of the United States of the
32 age of 18 years and shall have been a resident of the State for at
33 least 30 days and of the county at least 30 days, when the same is
34 held, subject to any change in his qualifications which may later
35 disqualify him. No registrant shall lose the right to vote, and no
36 registrant's name shall be removed from the registry list of the
37 county in which the person is registered, solely on grounds of the
38 person's failure to vote in one or more elections.

39 (cf: P.L.2015, c.222, s.1)

41 12. Section 16 of P.L.1974, c.30 (C.19:31-6.4) is amended to
42 read as follows:

43 16. a. The Secretary of State shall cause to be prepared and
44 shall provide to each county commissioner of registration forms of
45 size and weight suitable for mailing, which shall require the
46 information required by R.S.19:31-3 in substantially the following
47 form:

1 VOTER REGISTRATION APPLICATION

2 Print clearly in ink. Use ballpoint pen or marker.

3 (1) This form is being used as:

4 [] New registration

5 [] Address change

6 [] Name change

7 (2) Name:.....

8Last First Middle

9 (3) Are you a citizen of the United States of America? []Yes

10 []No

11 (4) Will you be 18 years of age on or before election day? []Yes

12 [] No

13 If you checked 'No' in response to either of these questions, do

14 not complete this form.

15 (5) Street Address where you live:

16

17 Street Address Apt. No.

18

19 (6) City or Town County Zip Code

20 (7) Address Where You Receive Your Mail (if different from

21 above):

22

23 (8) Date of Birth:

24

25 Month Day Year

26 (9) (a) Telephone Number (optional).....

27 (b) E-Mail Address (optional).....

28 (10) Name and address of Your Last Voter Registration

29

30

31

32 (11) If you are registering by mail to vote and will be voting for

33 the first time in your current county of residence, please provide

34 one of the following:

35 (a) your New Jersey driver's license

36 number:.....

37 (b) the last four digits of your Social Security

38 Number.....

39 OR submit with this form a copy of any one of the following

40 documents: a current and valid photo identification card; a current

41 utility bill, bank statement, government check, pay check or any

42 other government or other identifying document that shows your

43 name and current address. If you do not provide either your New

44 Jersey driver's license number or the last four digits of your Social

45 Security Number, or enclose a copy of one of the documents listed

46 above, you will be asked for identification when voting for the first

47 time, unless you are exempt from doing so under federal or State

48 law.

1 (12) Do you wish to declare a political party affiliation?
2 (Optional):
3 ☐ YES. Name of Party:
4 ☐ NO. I do not wish to declare a political party affiliation at
5 this time.
6 (13)☐ I wish to receive a Mail-in Ballot for all future elections,
7 until I request otherwise in writing.
8 (14)Declaration - I swear or affirm that:
9 I am a U.S. citizen.
10 I live at the above address.
11 I will be at least 18 years old on or before the day of the next
12 election.
13 I am not serving a sentence of incarceration due to a conviction
14 for an indictable offense under any federal or State laws.
15 I UNDERSTAND THAT ANY FALSE OR FRAUDULENT
16 REGISTRATION MAY SUBJECT ME TO A FINE OF UP TO
17 \$15,000, IMPRISONMENT UP TO FIVE YEARS, OR BOTH
18 PURSUANT TO R.S.19:34-1.
19
20 Signature or mark of the registrant Date
21 (15)If applicant is unable to complete this form, print the name
22 and address of individual who completed this form.
23
24 Name
25
26 Address
27 In addition, the form may include notice to the applicant of
28 information and options relating to the registration and voting
29 process, including but not limited to notice of qualifications
30 required of a registered voter; notice of the final day by which a
31 person must be registered to be eligible to vote in an election;
32 notice of the effect of a failure to provide required identification
33 information; a place at which the applicant may indicate availability
34 for service as a member of the district board of elections; a place at
35 which the applicant may indicate whether he or she requires a
36 polling place which is accessible to individuals with disabilities and
37 the elderly or whether he or she is legally blind; a place at which
38 the applicant may indicate a desire to receive additional information
39 concerning voting by mail; and if the application indicates a
40 political party affiliation, the voter is permitted to vote in the
41 primary election of a political party other than the political party in
42 which the voter was affiliated previously only if the voter
43 registration form with the change of political party affiliation is
44 filed prior to the 50th day next preceding the primary election. The
45 form may also include a space for the voter registration agency to
46 record whether the applicant registered in person, by mail or by
47 other means.

- 1 b. The reverse side of the registration form shall bear the
2 address of the Secretary of State or the commissioner of registration
3 to whom such form is supplied, and a United States postal permit
4 the charges upon which shall be paid by the State.
- 5 c. The Secretary of State shall cause to be prepared registration
6 forms of the size, weight and form described in subsection a. of this
7 section in both the English and Spanish language and shall provide
8 such forms to each commissioner of registration of any county in
9 which there is at least one election district in which bilingual
10 sample ballots must be provided pursuant to R.S.19:14-21,
11 R.S.19:49-4 or section 2 of P.L.1965, c.29 (C.19:23-22.4).
- 12 d. The commissioner of registration shall furnish such
13 registration forms upon request in person to any person or
14 organization in such reasonable quantities as such person or
15 organization shall request. The commissioner shall furnish no fewer
16 than two such forms to any person upon request by mail or by
17 telephone.
- 18 e. Each such registration form shall have annexed thereto
19 instructions specifying the manner and method of registration, and
20 the vote by mail option specified on the form, and stating the
21 qualifications for an eligible voter.
- 22 f. The Secretary of State shall also furnish such registration
23 forms and such instructions to the Director of the Division of
24 Workers' Compensation, the Director of the Division of
25 Employment Services, and the Director of the Division of
26 Unemployment and Temporary Disability Insurance in the
27 Department of Labor and Workforce Development; to the Director
28 of the Division of Taxation in the Department of the Treasury; to
29 the Executive Director of the New Jersey Transit Corporation; to
30 the appropriate administrative officer of any other public agency, as
31 defined by subsection a. of section 15 of P.L.1974, c.30 (C.19:31-
32 6.3); to the Adjutant General of the Department of Military and
33 Veterans' Affairs; and to the chief administrative officer of any
34 voter registration agency, as defined in subsection a. of section 26
35 of P.L.1994, c.182 (C.19:31-6.11).
- 36 g. All registration forms received by the Secretary of State in
37 the mail or forwarded to the Secretary of State shall be forwarded to
38 the commissioner of registration in the county of the registrant.
39 Each such form, and any registration form received otherwise by a
40 commissioner of registration, shall be forwarded to the county clerk
41 if the vote by mail option is selected on a form.
- 42 h. An application to register to vote received from the New
43 Jersey Motor Vehicle Commission or a voter registration agency, as
44 defined in subsection a. of section 26 of P.L.1994, c.182 (C.19:31-
45 6.11), shall be deemed to have been timely made for the purpose of
46 qualifying an eligible applicant as registered to vote in an election if
47 the date on which the commission or agency shall have received
48 that document in completed form, as indicated in the lower right

1 hand corner of the form, was not later than the 21st day preceding
2 that election.

3 i. Each commissioner of registration shall **【make】** note in the
4 permanent registration file of each voter **【who is required to**
5 **provide】** the personal identification information required pursuant
6 to this section, as amended, and R.S.19:15-17, R.S.19:31-5 and
7 Pub.L.107-252 (42 U.S.C.s. 15301 et seq.), **【to】** and indicate the
8 type of identification provided by the voter and the date on which it
9 is provided. Prior to the June 2004 primary election, when such a
10 newly registered voter seeks to vote for the first time following his
11 or her registration, the voter will be required to provide such
12 personal identification information. Beginning with the June 2004
13 primary election, when such a newly registered voter seeks to vote
14 for the first time following his or her registration, the voter will not
15 be required to provide such information if he or she had previously
16 provided the personal identification information required pursuant
17 to this section. Beginning with the first election held after January
18 1, 2022, regardless of whether the newly registered voter is required
19 to provide personal identification information the first time the
20 voter seeks to vote following his or her registration, and each time
21 voting thereafter, the voter shall provide personal identification
22 information through valid documentation in accordance with
23 paragraph (2) of subsection b. of R.S.19:15-17, or provide an
24 executed affidavit as to a religious objection to being photographed
25 as an exemption from this requirement in accordance with
26 paragraph (3) of that subsection.

27 The required information shall be collected and stored for the time
28 and in the manner required pursuant to regulations promulgated by
29 the Secretary of State.

30 j. The Secretary of State shall amend the voter registration
31 application form if necessary to conform to the requirements of
32 applicable federal or State law.

33 k. In the event that the name of any political party entered on
34 the voter registration form by a voter who wishes to declare a
35 political party affiliation is not legible, the commissioner of
36 registration shall mail the voter a political party declaration form
37 and a letter explaining that the voter's choice was not understood
38 and that the voter should complete and return the declaration form
39 in order to be affiliated with a party.

40 (cf: P.L.2019, c.270, s.3)

41
42 13. R.S.19:31-11 is amended to read as follows:

43 19:31-11. a. In all counties within the State, change of
44 residence notices shall be made by a written request, signed by the
45 registrant, forwarded to the commissioner by mail, and actually
46 received by the commissioner, or by calling in person at the office
47 of the commissioner or the municipal clerk. The commissioner
48 shall provide change of residence notices in card form for the use of

1 any registered voter moving to another address within the same
2 election district or to another election district within the same
3 county. Copies of these notices shall also be available at the office
4 of the municipal clerk in each municipality. Each municipal clerk
5 shall transmit daily to the commissioner all the filled out change of
6 residence notices that may be in the municipal clerk's office at the
7 time. These notices shall be printed upon cards, shall contain a
8 blank form showing where the applicant last resided and the address
9 and exact location to which the applicant has moved and shall have
10 a line for the applicant's signature, printed name and date of birth.
11 Upon receipt of such change of residence notice the commissioner
12 shall cause the signature to be compared with the registration forms
13 of the applicant and, if such signature appears to be of and by one
14 and the same legal voter, the commissioner shall cause the entry of
15 the change of residence to be made on those registration forms and
16 the registrant shall thereupon be qualified to vote in the election
17 district to which the registrant shall have so moved. If the
18 commissioner is not satisfied as to the signature on the request for a
19 change of residence, a confirmation notice as prescribed by
20 subsection d. of R.S.19:31-15 shall be sent by mail with postage
21 prepaid to the registrant at the new address.

22 The application for change of residence shall be filed with the
23 commissioner or municipal clerk, as the case may be, on or before
24 the 21st day preceding any election.

25 b. In any county any voter who, prior to an election, shall move
26 within the same county after the time above prescribed for filing an
27 application for change of residence without having made
28 application for change of residence, or who has not returned a
29 confirmation notice sent to the voter by the commissioner of
30 registration of the county, if such a notice has been sent to the voter,
31 or who has not moved since the previous election but whose
32 registration information is missing or otherwise deficient, or has
33 otherwise failed to notify the commissioner of registration of the
34 voter's change of address within the county, shall be permitted to
35 vote in that election in the district to which the voter has moved,
36 upon making a written affirmation regarding the change of address
37 at the polling place of the district in which the voter resides on the
38 day of the election. **【No identifying】** Beginning with the first
39 election held after January 1, 2022, the voter shall present a
40 document 【shall be required from the voter】 , as described in
41 paragraph (2) of subsection b. of R.S.19:15-17, as valid proof of
42 voter identification, or as described in paragraph (3) of that
43 subsection as an executed affidavit as to a religious objection to
44 being photographed as an exemption from this identification
45 requirement. A district board member shall
46 provide the voter with a provisional ballot, and an envelope with an
47 affirmation statement that conforms with the requirements for such
48 documents contained in subsection b. of section 7 of P.L.1999,

1 c.232 (C.19:53C-1). The voter shall complete the provisional ballot
2 and affirmation statement, place the ballot in the envelope, seal and
3 return it to the district board member. The board member shall
4 review the information in the affirmation statement for
5 completeness before forwarding it for inspection, tabulation and
6 notation by the county board of elections, as provided for by
7 sections 7 through 26 of P.L.1999, c.232 (C.19:53C-1 through
8 C.19:53C-20). The affirmation statement shall constitute a transfer
9 to the registrant's new residence for any subsequent election.
10 However, if the voter has moved from one residence to another
11 within the same election district at any time, the voter shall be
12 permitted to vote in such election district at any election in the same
13 manner as other voters at the polling place upon written affirmation
14 by the registrant to the district board member of the registrant's
15 change of address.

16 c. A voter who moves from an election district in one county to
17 an election district in another county prior to the close of
18 registration preceding an election shall register in the new county of
19 residence, in accordance with the provisions of R.S.19:31-6, in
20 order to be permitted to vote.
21 (cf: P.L.2005, c.139, s.13)

22

23 14. R.S.19:31-26 is amended to read as follows:

24 19:31-26. The commissioner may make and maintain a card
25 index file showing on separate cards the full name, address, birth
26 date, driver's license number, nondriver's identification card
27 number, last four digits of the social security number, or unique
28 identifying number, municipality, ward and district, registration
29 number and date of registration of each person registered in his
30 county. This file shall be arranged alphabetically according to
31 names irrespective of municipality, ward, district, registration
32 number, and date of registration. Reasonably sufficient space shall
33 be reserved on each card for the notations to be made thereon as
34 herein provided.

35 The commissioner shall cause to be made notation on these cards
36 as to each registrant respectively whose registration forms have
37 been transferred from one register to another or to the inactive,
38 death or conviction files concurrently with such transfer. The card
39 with such notations shall show the location of the registration forms
40 of each registrant at all times. All changes of address of the
41 registrant, including those within the same district, shall be noted
42 on these cards concurrently with changes of address on the
43 registration forms.

44 (cf: P.L.2005, c.145, s.18)

45

46 15. Section 1 of P.L.2005, c.145 (C.19:31-31) is amended to
47 read as follows:

1 1. a. There shall be established in the Department of State a
2 single Statewide voter registration system, as required pursuant to
3 section 303 of the federal "Help America Vote Act of 2002,"
4 Pub.L.107-252 (42 U.S.C. s.15483). The principal computer
5 components of the system shall be under the direct control of the
6 Secretary of State. The Secretary of State shall be responsible for
7 creating the network necessary to maintain the system and
8 providing the computer software, hardware and security necessary
9 to ensure that the system is accessible only to those executive
10 departments and State agencies so designated by the Secretary of
11 State, each county commissioner of registration, each county and
12 municipal clerk, and individuals under certain circumstances, as
13 provided for by this section. The system shall be the official State
14 repository for voter registration information for every legally
15 registered voter in this State, and shall serve as the official voter
16 registration system for the conduct of all elections in the State.

17 b. The Statewide voter registration system shall include, but
18 not be limited to, the following features:

19 (1) the name and registration information of every legally
20 registered voter in the State;

21 (2) the ability to assign a unique identifier to each legally
22 registered voter in the State;

23 (3) interactivity among appropriate State agencies so designated
24 by the Secretary of State, each county commissioner of registration,
25 each county board of elections, and each county clerk such that
26 these entities shall have immediate electronic access to all or
27 selected records in the system, as determined by the Secretary of
28 State, to receive or transmit all or selected files in the system and to
29 print or review all or selected files in the system;

30 (4) the ability to permit any county commissioner of registration
31 to enter voter registration information on an expedited basis, and to
32 transfer electronically voter registration information from an online
33 voter registration form completed pursuant to section 1 of P.L.2019,
34 c.382 (C.19:31-6.4c), at the time the information is provided thereto
35 and to permit the Secretary of State to provide technical support to
36 do so whenever needed;

37 (5) the ability to permit each municipal clerk to view or print
38 information in the system;

39 (6) the ability to permit an individual, by July 1, 2006, to verify
40 via the Internet whether that individual, and only that individual, is
41 included in the system as a legally registered voter, whether the
42 information pertaining to that individual required by subsection c.
43 of this section is correct, and if not, a means to notify the pertinent
44 county commissioner of registration of the corrections that must be
45 made and to so verify in a way that does not give one individual
46 access to the information required by subsection c. of this section
47 for any other individual;

- 1 (7) a Statewide street address index and map in electronic form
- 2 that can accurately identify the location of every legally registered
- 3 voter in this State;
- 4 (8) the ability to record and monitor all requests for mail-in
- 5 ballots; to enable the county clerk to verify the identity and
- 6 signature of each person requesting a mail-in ballot; to record the
- 7 name and address of each voter determined to be eligible to receive
- 8 a mail-in ballot for a particular election and to note when a mail-in
- 9 ballot has been transmitted to that voter by mail or hand delivery; to
- 10 update the system to allow the postal tracking of mail-in ballots
- 11 using Intelligent Mail barcodes, or a similar successor tracking
- 12 system, upon the finding by the Secretary of State that such
- 13 technology is viable; and to make such information available to the
- 14 Secretary of State so that a voter can be notified whether the
- 15 application for such a ballot was accepted or rejected, and the
- 16 reason for the rejection, using the free-access system established by
- 17 section 5 of P.L.2004, c.88 (C.19:61-5); and
- 18 (9) any other functions required pursuant to Pub.L.107-252 (42
- 19 U.S.C. s.15301 et seq.), or Title 19 of the Revised Statutes, or that
- 20 may be deemed necessary by the Secretary of State.
- 21 c. The Statewide voter registration system shall include, but
- 22 not be limited to, the following information for every legally
- 23 registered voter in this State:
- 24 (1) last, first and middle name;
- 25 (2) street address at time of registration or rural route, box
- 26 number or apartment number, if any;
- 27 (3) city or municipality, and zip code;
- 28 (4) date of birth;
- 29 (5) telephone number and e-mail address, if provided on voter
- 30 registration form;
- 31 (6) previous name or address if individual re-registered due to
- 32 change of name or address;
- 33 (7) ward and election district number, if either is available;
- 34 (8) (a) current and valid New Jersey driver's license number; or
- 35 (b) if the registrant has not been issued a New Jersey driver's
- 36 license number, the last four digits of the registrant's social security
- 37 number; or
- 38 (c) unique identifying number for any individual who has not
- 39 been issued the information sought in subparagraph (a) or (b) of this
- 40 paragraph;
- 41 (9) notation that a copy of one of the following documents has
- 42 been submitted with the voter registration application, if required:
- 43 current and valid photo identification card; a current utility bill,
- 44 bank statement, government check, pay check or any other
- 45 government document showing the registrant's name and current
- 46 address;
- 47 (10) the method by which the individual registered and;

1 (a) whether that person needs to provide additional identification
2 information to vote using a voting machine instead of a provisional
3 ballot; and

4 (b) beginning with the first election held after January 1, 2022,
5 and subject to the ten-year voting participation record set forth in
6 paragraph (15) of this subsection, a notation of the document
7 provided as valid proof of identification in accordance with
8 paragraph (2) of subsection b. of R.S.19:15-17, or an executed
9 affidavit as to a religious objection to being photographed as an
10 exemption from the identification requirement in accordance with
11 paragraph (3) of that subsection, to vote using a voting machine
12 instead of a provisional ballot;

13 (11) political party affiliation, if designated;

14 (12) digitized signature;

15 (13) date of registration or re-registration;

16 (14) name and street address of the individual assisting in the
17 completion of the form, if the applicant for registration is unable to
18 do so;

19 (15) voting participation record for ten-year period; and

20 (16) any other information required pursuant to Pub.L.107-252
21 (42 U.S.C. s.15301 et seq.), or Title 19 of the Revised Statutes, or
22 that the Secretary of State determines is necessary to assess the
23 eligibility of an individual to be registered to vote and to vote in
24 this State.

25 (cf: P.L.2019, c.382, s.4)

26
27 16. Section 2 of P.L.1944, c.230 (C.19:31A-8) is amended to
28 read as follows:

29 2. Every person qualified to vote in any election shall at any
30 time after the opening of the polls be at liberty to enter the polling
31 place or room and claim his right to vote at such election in his
32 proper district, and he shall claim such right in person before the
33 district board in the district. The board shall permit no person to
34 vote whose name does not appear in the signature copy register of
35 its election district. Each voter in claiming the right to vote shall
36 first give his full name and address to the member of the district
37 board having charge of the duplicate permanent registration binder
38 and voting record and the signature comparison record, and shall
39 present a document as valid proof of identification or an executed
40 affidavit as to a religious objection to being photographed as an
41 exemption from this requirement in accordance with subsection b.
42 of R.S.19:15-17. Such clerk, if after examining the document
43 presented, is satisfied that it is valid proof of identification or a
44 valid executed affidavit as to a religious objection to being
45 photographed as an exemption to the identification requirement,
46 shall thereupon locate the permanent registration form and voting
47 record and signature comparison record of the voter and shall
48 require the voter to thereupon sign his name in the proper space on

1 his signature comparison record if the voter has previously signed
2 his name on the line marked sample signature. If the voter has not
3 so signed the member of the district board shall require the voter to
4 sign the line marked sample signature and compare the sample
5 signature with the signature made by such person at the time he
6 registered and if satisfied that they were made by one and the same
7 person he shall then permit the voter to sign his name in the proper
8 space on the signature comparison record. The voter shall sign his
9 name without assistance using black ink in the proper column on
10 the signature comparison record. Such signature being completed
11 on the signature comparison record the member of the board having
12 charge of the duplicate permanent registration binder shall audibly
13 and publicly announce the name of the claimant and if the member
14 of the board has ascertained from the duplicate permanent
15 registration binder that the claimant is registered as a qualified voter
16 and upon comparison the member of the board is satisfied that the
17 signature of the claimant and the sample signature on the signature
18 copy register has been made by one and the same person, the
19 member of the board who compared the signature of the voter shall
20 place his initials in the proper column on the signature comparison
21 record signifying that he has made such comparison and is satisfied
22 that the signature of the claimant and sample signature has been
23 made by one and the same person; whereupon the voter shall be
24 eligible to receive a ballot unless it be shown to the satisfaction of a
25 majority of the members of the district board that he is not entitled
26 to vote in the district or has otherwise become disqualified.

27 In addition to signing the signature comparison record and after
28 the comparison of the signature with the signature in the register, a
29 person offering to vote at a primary election for the general election
30 shall announce his name and the party primary in which he wishes
31 to vote.

32 After a person has voted, the member of the district board having
33 charge of the signature copy register shall place the number of the
34 person's ballot in the proper column on the record of voting form of
35 such person, which number shall constitute a record that the person
36 has voted. In the case of a primary election for the general election
37 such member of the district board shall also place in the proper
38 column on the record of voting form the first three letters of the
39 name of the political party whose primary ballot such person has
40 voted.

41 No person shall be required to sign the signature comparison
42 record as a means of identification if he shall have been unable to
43 write his name when he registered, or if, having been able to write
44 his name when registered, he subsequently shall have lost his sight
45 or lost the hand with which he was accustomed to write or shall by
46 reason of disease or accident be unable to write his name when he
47 applies to vote, but each such person who alleges his inability to
48 sign his name on the signature comparison record shall establish his

1 identity as follows: one of the members of the district board shall
2 read the same list of questions to the voter as were required upon
3 registration, such questions shall be provided at each election by the
4 commissioner of registration and are to be known as "identification
5 statements for election day." The member of the board shall write
6 the answers of the voter upon the identification statement. These
7 statements shall be inserted in the front of the duplicate registry
8 binders, at each election, and shall be numbered serially from one to
9 twenty.

10 Each statement shall contain the same questions as the voter was
11 required to answer upon registration. The questions answered upon
12 registration shall not be turned to or inspected until the answers to
13 the questions shall have been written on election day by the member
14 of the board.

15 At the end of each list of questions shall be printed the following
16 statement: "I certify that I have read to the above named voter each
17 of the foregoing questions and that I have duly recorded his answers
18 as above to each of said questions"; and the member of the board
19 who has made the above record shall sign his name to such
20 certificate and date the same, and note the time of day of making
21 such record. If the answers to the questions asked of the voter on
22 election day agree with the answers given by him to the same
23 questions at the time he registered, he shall then be eligible to
24 receive a ballot. Any person who shall permit or attempt to furnish
25 the answers on behalf of the voter shall be guilty of a crime of the
26 fourth degree. The commissioner of registration shall furnish
27 sufficient identification statements for each election district in each
28 county. The statements shall be printed on sheets approximately ten
29 by sixteen inches and shall contain a margin of approximately two
30 inches for binding and shall be inserted in the front of the duplicate
31 registry binders each election and shall be in substantially the
32 following form:

33 PLEASE PHOTOCOPY THIS FORM FROM P.L.1996, c.120, s.6.

34 At any election any person who declares under oath and
35 establishes to the satisfaction of a majority of all the members of
36 the district board, that by reason of an inability to read or write,
37 blindness or other physical disability he is unable to mark his ballot
38 without assistance, shall have the assistance of two members of the
39 board who shall not be members of the same political party, to be
40 assigned by the board, in preparing his ballot. Such members shall
41 retire with such voter to the booth and assist him in the preparation
42 of his ballot and folding the same. The member acting as clerk of
43 the district board shall make an entry on a disability certificate for
44 assistance, which entry shall be in the form of an oath and be
45 inserted in the front of the duplicate registry binders each election.

46 In every instance when such oath was administered to a voter as
47 herein provided, it shall state briefly what facts were sworn to and
48 the names of the members of the board who aided such voter. Any

1 members of the district board shall be eligible to witness the
 2 preparation of the ballot of any such voter, but no other person shall
 3 be allowed to assist him in marking his ballot or to witness the
 4 marking of the same. No member of the board shall reveal the
 5 name of any person for whom such voter has voted or anything that
 6 took place while he was being assisted.

7 Such voter, if blind, disabled, or unable to read or write, may, in
 8 lieu of the assistance of the board as above provided, have
 9 assistance of some person of his own selection in preparing his
 10 ballot. Such person shall retire with such voter to the booth and
 11 assist him in the preparation of his ballot and folding the same. The
 12 name and address of such person shall be recorded as above. In
 13 such case, no other person than the one so selected by the voter
 14 shall be allowed to assist such voter in marking his ballot or witness
 15 the marking of the same. No person so selected shall reveal the
 16 name of any person for whom such voter has voted or anything that
 17 took place while he was being assisted.

18 The disability certificates shall be numbered serially one to
 19 twenty. The commissioner of registration shall furnish sufficient
 20 disability certificates for assistance for each election district in his
 21 county. The disability certificates for assistance shall be printed on
 22 sheets approximately ten by sixteen inches and shall contain a
 23 margin of approximately two inches for binding and shall be in
 24 substantially the following form:

25 PLEASE PHOTOCOPY THIS FORM FROM P.L.1996, c.120, s.6.

26 The commissioner of registration in each county shall furnish
 27 sufficient certificates of signature comparison records for each
 28 election district in his county to be filled in and signed at the close
 29 of the polls by the members of the district board. A blank space
 30 shall also be provided for on the certificate for the signatures of the
 31 members of the election board. Under said certificate there shall
 32 also be printed the word "Remarks" together with a number of blank
 33 lines. The commissioner shall insert one of such certificates in the
 34 front of the signature copy register in each election district in the
 35 county. At primary elections the certificate shall be in substantially
 36 the following form:

37 PRIMARY ELECTION

38 CERTIFICATION OF SIGNATURE COMPARISON RECORD

39 The undersigned constituting the district board of election in the
 40 County of..... in the.....

41 (City, Town, Township, Borough or Village)

42 Ward..... District hereby
 43 certify that (.....) is the correct

44 (Figures)

45 total of the number of names of voters who actually signed the
 46 signature comparison records and voted in the DEMOCRATIC
 47 PRIMARY ELECTION held on the

48 day of..... 20....

1 And hereby certify that (.....) is the correct total of
2 (Figures)
3 the number of names of voters who actually signed the signature
4 comparison records and voted in the REPUBLICAN PRIMARY
5 ELECTION held on the..... day of....., 20....
6 DISTRICT
7Judge..... Clerk.

8
9 BOARD OF ELECTION
10Inspector..... Clerk.

11
12 Remarks:.....
13
14
15
16

17 At all other elections the certificates shall be in substantially the
18 following form:

19
20 CERTIFICATION OF SIGNATURE COMPARISON RECORD

21 The undersigned constituting the district board of election in the
22 County of..... in
23 the.....

24 (City, Town, Township, Borough or Village)
25 Ward..... District hereby
26 certify that (.....) is the correct
27 (Figures)
28 total of the number of names of voters who actually signed the
29 signature comparison records and voted in
30 the.....election held
31 (General, Special or other Election as the case may be)
32 on the day of....., 20.... .

33
34 DISTRICT
35 Judge..... Clerk.

36
37
38 BOARD OF ELECTION
39Inspector..... Clerk.

40 Remarks:.....
41
42
43
44
45
46
47

1 After each election the commissioner of registration shall remove
2 from the binders the identification statements, the disability
3 certificates for assistance, and certifications of signature
4 comparison records and shall preserve them in his office in a
5 suitable place for a period of two years.

6 (cf: P.L.2005, c.154, s.9)

7
8 17. Section 7 of P.L.1999, c.232 (C.19:53C-1) is amended to
9 read as follows:

10 7. a. (1) The county clerk or the municipal clerk, in the case
11 of a municipal election, shall arrange for the preparation of a
12 provisional ballot packet for each election district. It shall include
13 the appropriate number of provisional ballots, the appropriate
14 number of envelopes with an affirmation statement, the appropriate
15 number of written notices to be distributed to voters who vote by
16 provisional ballot and one provisional ballot inventory form affixed
17 to the provisional ballot bag. The clerk shall arrange for the
18 preparation of and placement in each provisional ballot bag of a
19 provisional ballot packet and an envelope containing a numbered
20 seal. The envelope shall contain, on its face, the instructions for the
21 use of the seal, the number and the election district location of the
22 provisional ballot bag, and the identification numbers of the seal
23 placed in the envelope. Each provisional ballot bag shall be sealed
24 with a numbered security seal before being forwarded to the
25 appropriate election district.

26 (2) Each provisional ballot bag and the inventory of the contents
27 of each such bag shall be delivered to the designated polling place
28 no later than the opening of the polls on the day of an election.

29 b. The county clerk or the municipal clerk, in the case of a
30 municipal election, shall arrange for the preparation of the
31 envelope, affirmation statement, and written notice that is to
32 accompany each provisional ballot. The envelope shall be of
33 sufficient size to accommodate the provisional ballot, and the
34 affirmation statement shall be affixed thereto in a manner that
35 enables it to be detached once completed and verified by the county
36 commissioner of registration. The statement shall require the voter
37 to provide the voter's name, and to indicate whether the voter is
38 registered to vote in a county but has moved within that county
39 since registering to vote; or is registered to vote in the election
40 district in which that polling place is located but the voter's
41 registration information is missing or otherwise deficient; or
42 indicate the voter has applied for a mail-in ballot and not received
43 either the ballot or an explanation for not receiving such a ballot
44 pursuant to notification by the county clerk or from the free-access
45 system, or has applied for and received a mail-in ballot and has not
46 transmitted it to the county board of elections or given it to a bearer
47 for delivery to the county board before the time for the opening of
48 the polls on the day of an election but wants, nevertheless, to vote

1 in the election. The statement shall further require the voter to
2 provide the voter's most recent prior voter registration address and
3 address on the day of the election and date of birth. The statement
4 shall include the statement: "I swear or affirm, that the foregoing
5 statements made by me are true and correct and that I understand
6 that any fraudulent voting may subject me to a fine of up to
7 \$15,000, imprisonment up to five years or both, pursuant to
8 R.S.19:34-11." It shall be followed immediately by spaces for the
9 voter's signature and printed name, and in the case of a name
10 change, the voter's printed old and new name and a signature for
11 each name, the date the statement was completed, political party
12 affiliation, if used in a primary election, and the name of the person
13 providing assistance to the voter, if applicable. Each statement
14 shall also provide spaces for the voter's telephone number and email
15 address, including language informing the voter that this contact
16 information will be used to contact the voter concerning the
17 acceptance or rejection of the ballot, and how the voter may cure a
18 defect. A voter's telephone number and email address shall not be
19 subject to public disclosure and shall not be considered a
20 government record. Each statement shall also note the number of
21 the election district, or ward, and name of the municipality at which
22 the statement will be used. The Secretary of State shall prepare for
23 inclusion in the affirmation statement language for the voter to
24 submit the information required in the registration form described
25 in section 16 of P.L.1974, c.30 (C.19:31-6.4) in order to enable the
26 county commissioner of registration to process the statement as a
27 voter registration application, which shall be valid for future
28 elections if the individual who submitted the provisional ballot is
29 determined not to be a registered voter. The Secretary of State shall
30 also prepare and shall provide language for any written instructions
31 necessary to assure proper completion of the statement.

32 The written notice shall contain information to be distributed to
33 each voter who votes by provisional ballot. The notice shall state
34 that, if the voter is a mail-in registrant voting for the first time in his
35 or her current county of residence following registration or,
36 regardless of the method of registration, voting in any election on or
37 after January 1, 2022, and **【was】** given a provisional ballot because
38 he or she did not provide required personal identification
39 information, or required executed affidavit of a religious objection
40 to being photographed as an exemption from the identification
41 requirement in accordance with subsection b. of R.S.19:15-17 the
42 voter shall be given until the close of business on the second day
43 after the election to provide identification or an executed affidavit
44 as to a religious objection to being photographed as an exemption to
45 the identification requirement to the applicable county
46 commissioner of registration **【.】** ; and the notice shall contain a
47 telephone number at which the commissioner may be contacted.
48 The notice shall further state that failure to provide the required

1 personal identification information within that time period shall
2 result in the rejection of the ballot. The notice shall state that
3 pursuant to section 4 of P.L.2004, c.88 (C.19:61-4), any individual
4 who casts a provisional ballot will be able to ascertain under a
5 system established by the State whether the ballot was accepted for
6 counting, and if the vote was not counted, the reason for the
7 rejection of the ballot. The notice shall include instructions on how
8 to access such information.

9 c. For the primary for the general election, the provisional
10 ballots shall be printed in ink on paper of a color that matches the
11 color of the voting authority, which shall indicate the party primary
12 of the voter. The provisional ballots shall be uniform in size, quality
13 and type and of a thickness that the printing thereon cannot be
14 distinguished from the back of the paper, and without any mark,
15 device or figure on the front or back other than as provided in
16 P.L.1999, c.232 (C.19:53C-1 et seq.). Each such ballot shall
17 include near the top thereof and in large type the designation
18 PROVISIONAL BALLOT. In all other respects, the provisional
19 ballots shall conform generally to the other ballots to be used in the
20 election district for the primary election.

21 The clerk of the county or municipality shall arrange for the
22 preparation of each provisional ballot package with an appropriate
23 number of provisional ballots for each political party, a
24 corresponding number of envelopes with affirmation statements,
25 and a corresponding number of written notices. Additional
26 provisional ballots, envelopes, and notices shall be available for
27 delivery to that election district on the day of the election, if
28 necessary.

29 d. For the general election the provisional ballots shall be
30 printed in ink. The provisional ballots shall be uniform in size,
31 quality and type and of a thickness that the printing thereon cannot
32 be distinguished from the back of the paper, and without any mark,
33 device or figure on the front or back other than as provided in this
34 act. Each such ballot shall include near the top thereof and in large
35 type the designation PROVISIONAL BALLOT. In all other
36 respects, the provisional ballots shall conform generally to the other
37 ballots to be used in the election district for the general election.

38 The clerk of the county or municipality shall arrange for the
39 preparation of each provisional ballot package with an appropriate
40 number of provisional ballots, a corresponding number of envelopes
41 with affirmation statements, and a corresponding number of written
42 notices. Additional provisional ballots, envelopes, and notices shall
43 be available for delivery to that election district on the day of the
44 election, if necessary.

45 e. For a school election the provisional ballots shall be printed
46 in ink. The provisional ballots shall be uniform in size, quality and
47 type and of a thickness that the printing thereon cannot be
48 distinguished from the back of the paper, and without any mark,

1 device or figure on the front or back other than as provided in this
2 act. Each such ballot shall include near the top thereof and in large
3 type the designation PROVISIONAL BALLOT. In all other
4 respects, the provisional ballots shall conform generally to the other
5 ballots to be used in the election district for the school election.

6 The clerk of the county shall arrange for the preparation of each
7 provisional ballot package with an appropriate number of
8 provisional ballots, a corresponding number of envelopes with
9 affirmation statements, and a corresponding number of written
10 notices. Additional provisional ballots, envelopes, and notices shall
11 be available for delivery to that election district on the day of the
12 election, if necessary.

13 f. Following the effective date of P.L.2004, c.88 (C.19:61-1 et
14 al.), a provisional ballot that requires the voter to punch out a hole
15 in the ballot as a means of recording the voter's vote shall not be
16 used in any election in this State.

17 g. (Deleted by amendment, P.L.2011, c.134).
18 (cf: P.L.2020, c.70 s.7)

19
20 18. Section 3 of P.L.2009, c.79 (C.19:63-3) is amended to read
21 as follows:

22 3. a. A qualified voter shall be entitled to vote using a mail-in
23 ballot:

24 (1) in all future elections, including general elections, held in
25 this State, in which the voter is eligible to vote; or

26 (2) in any single election held in this State.

27 The qualified voter who chooses the option to vote using a mail-
28 in ballot in all future elections shall be furnished with such a ballot
29 by the county clerk without further request on the part of the voter
30 and until the voter requests in writing that the voter no longer be
31 sent a mail-in ballot.

32 The mail-in ballot application form prepared by the Secretary of
33 State shall present the two options in the order provided above. The
34 mail-in ballot application shall also provide spaces for the voter's
35 telephone number and email address, including language informing
36 the voter that this contact information will be used to contact the
37 voter concerning the acceptance or rejection of the ballot, and how
38 the voter may cure a defect. A voter's telephone number and email
39 address shall not be subject to public disclosure and shall not be
40 considered a government record.

41 The additional direct expenditures required for the
42 implementation of the provisions of this subsection as amended by
43 section 1 of P.L.2018, c.72 shall be offset pursuant to section 1 of
44 P.L.2019, c.459 (C.19:63-29).

45 b. Not less than seven days before an election in which a voter
46 wants to vote by mail, the voter may apply to the person designated
47 in section 5 of P.L.2009, c.79 (C.19:63-5), for a mail-in ballot. The
48 application shall be in writing, shall be signed by the applicant and

1 shall state the applicant's place of voting residence and the address
2 to which the ballot shall be sent. The Secretary of State shall
3 prepare a mail-in application form and shall have the authority to
4 promulgate any rules and regulations the secretary deems necessary
5 to effectuate the purposes of this subsection.

6 c. Any voter wanting to vote by mail in any election may apply
7 to the person designated in section 5 of P.L.2009, c.79 (C.19:63-5)
8 for a mail-in ballot to be sent to the voter. A voter who is a member
9 of the armed forces of the United States may use a federal postcard
10 application form to apply for a mail-in ballot.

11 d. Any voter who fails to apply for a mail-in ballot before the
12 seven-day period prescribed in subsection b. of this section may
13 apply in person to the county clerk for a mail-in ballot up to 3 p.m.
14 of the day before the election.

15 e. A person voting by mail-in ballot who registered by mail
16 after January 1, 2003, who did not provide personal identification
17 information when registering pursuant to section 16 of P.L.1974,
18 c.30 (C.19:31-6.4) and is voting for the first time in his or her
19 current county of residence following registration shall include
20 copies of the required identification information with the mail-in
21 ballot. In addition to providing this personal identification
22 information as may be required, beginning with the first election
23 held after January 1, 2022, a person voting by mail-in ballot,
24 regardless of the method of voter registration, shall include a copy
25 of a document for valid proof of identification as described in
26 paragraph (2) of subsection b. of R.S.19:15-17, or an original
27 executed affidavit of a religious objection to being photographed as
28 an exemption from this requirement as described in paragraph (3) of
29 that subsection, with the mail-in ballot. Failure to include such
30 information with the mail-in ballot shall result in its rejection.

31 f. The county clerk shall not transmit a mail-in ballot for any
32 election to any person who: is deemed by a county commissioner of
33 registration to be an inactive voter; or notifies the clerk in writing
34 that the person no longer wishes to receive such a ballot for any
35 election; or is no longer eligible to vote and whose registration file
36 has been transferred to the deleted file pursuant to R.S.19:31-19.

37 g. Any mail-in ballot that is sent to a qualified voter and that is
38 returned to the county clerk for any reason shall be forwarded to the
39 commissioner of registration, who shall so note the return in the
40 voter record of that voter.

41 (cf: P.L.2020,70, s.8)

42
43 19. Section 6 of P.L.2009, c.79 (C.19:63-6) is amended to read
44 as follows:

45 6. a. The county clerk, in the case of any Statewide election,
46 countywide election, or school election in a regional or other school
47 district comprising more than one municipality; the municipal clerk,
48 in the case of any municipal election or school election in a school

1 district comprising a single municipality; and the commissioners or
 2 other governing or administrative body of the district, in the case of
 3 any election to be held in any fire district or other special district,
 4 other than a municipality, created for specified public purposes
 5 within one or more municipalities, shall publish the following
 6 notice in substantially the following form:

7 NOTICE TO PERSONS WANTING MAIL-IN BALLOTS

8 If you are a qualified and registered voter of the State who wants
 9 to vote by mail in the..... (school, municipal, primary,
 10 general, or other) election to be held on..... (date of
 11 election), the following applies:

12 You must complete the application form below and send it to the
 13 county clerk where you reside or write or apply in person to the
 14 county clerk where you reside to request a mail-in ballot.

15 The name, address, and signature of any person who has assisted
 16 you to complete the mail-in ballot application must be provided on
 17 the application, and you must sign and date the application.

18 No person may serve as an authorized messenger or bearer for
 19 more than three qualified voters in an election, but a person may
 20 serve as such for up to five qualified voters in an election if those
 21 voters are immediate family members residing in the same
 22 household as the messenger or bearer.

23 No person who is a candidate in the election for which the voter
 24 requests a mail-in ballot may provide any assistance in the
 25 completion of the ballot or serve as an authorized messenger or
 26 bearer.

27 A person who applies for a mail-in ballot must submit his or her
 28 application at least seven days before the election, but such person
 29 may request an application in person from the county clerk up to 3
 30 p.m. of the day before the election.

31 Voters who want to vote by mail in all future elections will, after
 32 their initial request and without further action on their part, be
 33 provided with a mail-in ballot until the voter requests otherwise in
 34 writing.

35 Application forms may be obtained by applying to the
 36 undersigned either in writing or by telephone, or the application
 37 form provided below may be completed and forwarded to the
 38 undersigned.

39 Dated.....
 40
 41 (signature and title of county clerk)
 42
 43 (address of county clerk)
 44
 45 (telephone no. of county clerk)

46 b. (1) The Secretary of State shall be responsible for providing
 47 all information regarding overseas ballots to each overseas voter
 48 eligible for such a ballot pursuant to P.L.1976, c.23 (C.19:59-1 et

1 seq.). The secretary shall also make available valid overseas voter
2 registration and ballot applications to any voter who is a member of
3 the armed forces of the United States and who is a permanent
4 resident of this State, or who is an overseas voter who wishes to
5 register to vote or to vote in any jurisdiction in this State. The
6 secretary shall provide such public notice as may be deemed
7 necessary to inform members of the armed forces of the United
8 States and overseas voters how to obtain valid overseas voter
9 registration and ballot applications.

10 (2) The Secretary of State shall undertake a program to inform
11 voters in this State about their eligibility to vote by mail pursuant to
12 this act. Dissemination of this information shall be included in the
13 standard notices required by this section and other provisions of
14 current law, including but not limited to the notice requirements of
15 R.S.19:12-7, and shall be effectuated by such means as the secretary
16 deems appropriate and to the extent that funds for such
17 dissemination are appropriated including, but not limited to, by
18 means of Statewide or local electronic media, public service
19 announcements broadcast by such media, notices on the Internet site
20 of the Department of State or any other department or agency of the
21 Executive Branch of State government or its political subdivisions
22 deemed appropriate by the secretary, and special mailings or notices
23 in newspapers or other publications circulating in the counties or
24 municipalities of this State.

25 c. The mail-in ballot materials shall contain a notice that any
26 person voting by mail-in ballot who has registered by mail after
27 January 1, 2003, who did not provide personal identification
28 information when registering and is voting for the first time in his
29 or her current county of residence following registration shall
30 include copies of the required identification information with the
31 mail-in ballot **【.】** ; and **【that】** (2) in addition to providing the
32 personal identification information as may be required by paragraph
33 (1) of this subsection, any person voting by mail-in ballot in any
34 election after January 1, 2022, regardless of the method of
35 registration, shall include a copy of a document for valid proof of
36 identification as described in paragraph (2) of subsection b. of
37 R.S.19:15-17, or an original executed affidavit as to a religious
38 objection to being photographed as an exemption from the
39 identification requirement as described in paragraph (3) of that
40 subsection, with the mail-in ballot. The notice shall also state that
41 failure to include such information shall result in the rejection of the
42 ballot.

43 d. The notice provided for in subsection a. of this section shall
44 be published before the 55th day immediately preceding the holding
45 of any election.

46 Notices relating to any Statewide or countywide election shall be
47 published in at least two newspapers published in each county. All
48 officials charged with the duty of publishing such notices shall

1 publish the same in at least one newspaper published in each
2 municipality or district in which the election is to be held, or if no
3 newspaper is published in the municipality or district, then in a
4 newspaper published in the county and circulating in the
5 municipality or district. All such notices shall be display
6 advertisements.

7 (cf: P.L.2020, c.71, s.7)

8

9 20. Section 6 of P.L.1980, c.47 (C.39:3-29.7) is amended to read
10 as follows:

11 6. a. The chief administrator shall charge fees as follows:

12	Standard Identification Card, Original	\$18
13	Identification Card, Duplicate	\$5
14	Identification Card, Renewal	\$18
15	REAL ID Identification Card	\$29
16	Digitized photograph	\$6, in addition to the fees

17 required above

18 The fees above shall not be charged to any person who,
19 beginning with the first election held after January 1, 2022, requires
20 the identification card as a means of demonstrating valid proof of
21 identification in order to be permitted to vote in accordance with the
22 provisions of Title 19 of the New Jersey Statutes, and the person
23 submits an affidavit of indigence to the chief administrator.

24 b. The chief administrator may waive the fees established
25 under subsection a. of this section for a person who is homeless
26 who submits proof of temporary residence through a social worker
27 or the coordinator of an emergency shelter for the homeless where
28 the person is temporarily residing. On or before December 31 of
29 each year, the commission shall report to the Office of
30 Homelessness Prevention in the Department of Community Affairs
31 an accounting of each instance in which the commission provided a
32 fee waiver pursuant to this section. For the purposes of this section,
33 "person who is homeless" means a person without a domicile who is
34 unable to secure permanent and stable housing as determined by a
35 social worker or the coordinator of an emergency shelter for the
36 homeless established pursuant to P.L.1985, c.48 (C.55:13C-1 et
37 seq.).

38 c. The chief administrator may waive the fee imposed for a
39 duplicate identification card if the applicant, at the time of
40 application: is applying for a REAL ID identification card, as that
41 term is defined in R.S.39:1-1; currently holds a valid identification
42 card issued by the commission; and is not eligible to renew the
43 applicant's current identification card. The chief administrator's
44 authority to waive the duplicate identification card fee under this
45 subsection shall expire on October 1, 2020. In order to receive a
46 REAL ID identification card pursuant to this subsection, the

1 applicant shall first surrender to the commission the applicant's
2 current identification card.
3 (cf: P.L.2019, c.271, s.18)
4

5 21. This act shall take effect immediately but remain inoperative
6 until January 1, 2022; however, the Secretary of State and the Chief
7 Administrator of the New Jersey Motor Vehicle Commission shall
8 take any administrative action in advance of the operative date as
9 necessary to implement the provisions of this act.
10
11

12 STATEMENT 13

14 This bill would require voters to present certain documentation
15 as proof of voter identity to vote, beginning with the first election
16 held after January 1, 2022. A voter, whether voting in person or
17 through mail-in ballot, would be required to show or submit a copy
18 of a New Jersey's driver's license, New Jersey nondriver's
19 identification card, or other document, that includes all of the
20 following criteria: (1) the name of the voter to whom the document
21 was issued; (2) a photograph of the voter to whom the document
22 was issued; (3) an expiration date, showing that the document is not
23 expired or expired only after the date of the most recent election;
24 and (4) was issued by the federal government or this State.

25 For first-time voters, this documentation would be required in
26 addition to the production of any document necessary to fulfill the
27 proof of identity requirement mandated by the federal "Help
28 America Vote Act of 2002," if that first-time voter had registered to
29 vote by mail without submitting federally-acceptable identity
30 verification with the registration. However, a first-time voter in this
31 situation would be required to present only one document with
32 respect to both identification requirements, if that document is able
33 to satisfy the document criteria as applicable to each requirement.

34 The requirement for verifying voter identity through additional
35 documentation would not apply to any voter entitled to vote by
36 mail-in ballot under the federal "Uniformed and Overseas Citizens
37 Absentee Voting Act," or provided the right to vote otherwise than
38 in person under the federal "Voting Accessibility for the Elderly
39 and Handicapped Act," or any other federal law. Additionally,
40 because the bill's verification of identity requires the production of
41 a document containing a photograph of the voter, it incorporates an
42 exemption from the production of such document if the voter has a
43 religious objection to being photographed, and this is established by
44 a sworn affidavit from the voter.

45 In order to administer the bill's new voter verification
46 requirement, the bill updates the statutory provisions governing
47 election day challenges to a person's right to vote by district board
48 members or other authorized challengers, as appointed pursuant to

1 Chapter 7 of Title 19 of the Revised Statutes. With respect to any
2 voter who is denied the right to vote for failing to display
3 acceptable documentation, that voter would be provided a
4 provisional ballot. In order for that ballot to be officially counted in
5 an election, the voter would need to produce the required
6 documentation by the close of business on the second day after the
7 election to the applicable county commissioner of registration.
8 Finally, to ensure that no one is denied the right to vote based
9 solely on an inability to pay for a government-issued document with
10 photograph as required under the bill for identity verification, the
11 Motor Vehicle Commission would issue a nondriver identification
12 card without cost to any voter requiring such document upon
13 execution of an affidavit of indigence.