

ASSEMBLY, No. 1423

STATE OF NEW JERSEY

220th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2022 SESSION

Sponsored by:

Assemblyman ROBERT AUTH
District 39 (Bergen and Passaic)

Co-Sponsored by:

Assemblymen Wirths and Space

SYNOPSIS

Requires registered voters present identification when voting.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 **AN ACT** requiring registered voters to present identification when
 2 voting, amending R.S.19:15-24 and supplementing chapter 15 of
 3 Title 19 of the Revised Statutes.

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

7
 8 1. R.S.19:15-24 is amended as follows:

9 19:15-24. The district boards shall not give a ballot to any
 10 person unless they shall be satisfied that such person is in all
 11 respects qualified and entitled to vote; and for the purpose of
 12 satisfying themselves as to the right of any person who shall claim a
 13 right to vote they shall have power to examine such person, and any
 14 other person or persons, under oath or affirmation, touching such
 15 right, except as hereinbefore restricted. The board shall determine
 16 the right of the voter to vote, after making use of, and giving due
 17 weight to, the evidence afforded by his signature, if any,
 18 identification pursuant to the provisions of section 2 of P.L. , c.
 19 (C.)(pending before the Legislature as this bill), such answers, and
 20 an affidavit which states the challenged voter's qualifications to
 21 vote and a suitable identifying document, as provided under section
 22 2 of P.L.1991, c.249 (C.19:15-18.1). If any member of the board
 23 shall give or assent to give a ballot to any person challenged,
 24 without requiring him to take the oath or affirmation hereinbefore
 25 prescribed to be made upon such challenge, and the person shall not
 26 be qualified and entitled to vote, the member so giving or assenting
 27 to give a ballot, shall be deemed to have given to such person a
 28 ballot, knowing it to be illegal. The question as to the giving of the
 29 ballot to the person shall be put in the following form: "Shall a
 30 ballot be given to this person by this board?"

31 If a majority of the board shall decide to give a ballot to such
 32 voter or in case of a tie vote, the voter shall be given a ballot and
 33 allowed to vote. If a majority of the board shall decide against
 34 giving a ballot to the voter no ballot shall be given. The board upon
 35 demand of a member of the board or any other citizen shall
 36 forthwith issue a warrant for the arrest of such person and deliver
 37 the same to a peace officer, who shall forthwith arrest him, and the
 38 right to challenge voters shall exist until the ballot shall have been
 39 deposited in the ballot box.

40 Every such challenge and the determination of the board shall in
 41 every instance be recorded in the signature comparison record, in
 42 the column "Sig. Comp. by," used at the election at which the
 43 challenge has been made.

44 Any member of a district board who refuses or neglects to
 45 comply with the provisions of this section may be summarily

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 removed from office by the county board, or any judge of the
2 Superior Court assigned to the county.
3 (cf: P.L.1991, c.248, s.5)
- 4 2. (New section) a. Prior to receiving a ballot, a voter shall
5 present for inspection by the district board, in full view of the
6 challengers, a suitable and valid identifying document that bears the
7 voter's name, which may be, but is not limited to, the following:
- 8 (1) a New Jersey driver's license;
9 (2) a New Jersey REAL ID identification card or license issued
10 in accordance with the federal "REAL ID Act of 2005," 49 U.S.C.
11 s.30301;
12 (3) an identification card issued by the New Jersey Motor
13 Vehicle Commission pursuant to P.L.1980, c.47 (C.39:3-29.2 et
14 seq.);
15 (4) a United States passport;
16 (5) a United States military or veteran identification card; or
17 (6) a voter registration card.
- 18 b. If a voter does not present an identifying document to the
19 district board, or if the information contained in the identifying
20 document does not appear to be the information of the voter
21 presenting the document, the qualification or entitlement of the
22 voter to vote may be challenged.
- 23
- 24 3. This act shall take effect January 1, 2022.
- 25
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27 STATEMENT

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29 This bill requires a voter to present acceptable identification
30 before voting at a polling place at any election. Acceptable
31 identification includes, but is not limited to, (1) a New Jersey
32 driver's license; (2) a New Jersey REAL ID identification card or
33 license issued in accordance with the federal "REAL ID Act of
34 2005," 49 U.S.C. s.30301; (3) an identification card issued by the
35 New Jersey Motor Vehicle Commission pursuant to P.L.1980, c.47
36 (C.39:3-29.2 et seq.); (4) a United States passport; (5) a United
37 States military or veteran identification card; or (6) a voter
38 registration card.

39 A voter who does not present identification, or whose
40 identification information does not appear to match the voter's
41 information may be subject to challenge. This bill does not deny or
42 alter a voter's opportunity to establish his or her right to vote if
43 challenged.

44 This bill will take effect on January 1, 2022.