

ASSEMBLY, No. 4705

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED SEPTEMBER 21, 2020

Sponsored by:

Assemblywoman SERENA DIMASO

District 13 (Monmouth)

Assemblyman HAROLD "HAL" J. WIRTHS

District 24 (Morris, Sussex and Warren)

Assemblyman PARKER SPACE

District 24 (Morris, Sussex and Warren)

Co-Sponsored by:

Assemblymen McClellan, Simonsen, Catalano and McGuckin

SYNOPSIS

Requires option to vote in person using electronic voting machine at polling place for November 2020 general election if voter turns in unopened and unfilled mail-in ballot.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 10/8/2020)

1 **AN ACT** concerning the opportunity to vote in person at each
2 polling place for the November 2020 general election.

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

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7 1. Notwithstanding any provision of P.L.2020, c.72, or any
8 other law, rule, or regulation to the contrary, any person who has
9 received a mail-in ballot for the November 2020 general election
10 and has not completed the ballot and delivered or transmitted it to
11 the county board of elections by hand or via regular mail or ballot
12 drop box, or given it to a bearer for delivery to the county board,
13 shall be permitted to vote in person using an electronic voting
14 machine at the voter's designated polling place by bringing and
15 turning in the unopened and unfilled mail-in ballot in person at the
16 polling place on the day of the election. The voter's unopened and
17 unfilled mail-in ballot shall constitute proof that the voter has not
18 voted in that election. The electronic voting machine voting
19 procedures shall be in compliance with Title 19 of the Revised
20 Statutes. The Secretary of State and each county board of elections
21 shall develop the necessary procedures to be implemented at each
22 polling place to ensure the integrity of the voting process, including
23 the record-keeping, security, and custody of the unopened and
24 unfilled mail-in ballots delivered to each polling place, as provided
25 under this section.

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27 2. This act shall take effect immediately, shall apply to the
28 November 2020 general election, and shall expire upon the
29 certification of the results of that election.

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32 **STATEMENT**

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34 This bill requires the option to vote in person using electronic
35 voting machines at each polling place for the November 2020
36 general election for any voter who turns in the voter's unopened and
37 unfilled mail-in ballot at the polling place.

38 Under the bill, any person who has received a mail-in ballot for
39 the November 2020 general election and has not completed the
40 ballot and delivered or transmitted it to the county board of
41 elections by hand, via regular mail, ballot drop box, or given it to a
42 bearer for delivery to the county board, would be permitted to vote
43 in person using an electronic voting machine at the voter's
44 designated polling place by bringing and turning in the unopened
45 and unfilled mail-in ballot in person at the polling place on the day
46 of the election. The voter's unopened and unfilled mail-in ballot
47 would constitute proof that the voter has not voted in that election.
48 The electronic voting machine voting procedures would be in

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1 compliance with current law. The bill directs the Secretary of State
2 and each county board of elections to develop the necessary
3 procedures to be implemented at each polling place to ensure the
4 integrity of the voting process, including the record-keeping,
5 security, and custody of the unopened and unfilled mail-in ballots.