

18A:33-1.1

LEGISLATIVE HISTORY CHECKLIST

NJSA: 18A:33-1.1, 18A:33-1.2

(School buildings — substandard — regulates use)

LAWS OF: 1983

CHAPTER: 373

Bill No: A1242

Sponsor(s): Garvin

Date Introduced: May 13, 1982

Committee: Assembly: Education

Senate: Education

Amended during passage: YES

Amendments during passage denoted by asterisks.

Date of Passage: Assembly: June 13, 1983

Senate: September 15, 1983

Date of Approval: October 28, 1983

Following statements are attached if available:

Sponsor statement: YES

Committee statement: Assembly YES

Senate YES

Fiscal Note: NO

Veto Message: NO

Message on Signing: NO

Following were printed:

Reports: NO

Hearings: NO

New Jersey Code for Facility Planning and Construction: N.J.A.C. 6:22-1.1 et seq.

[OFFICIAL COPY REPRINT]
ASSEMBLY, No. 1242

STATE OF NEW JERSEY

INTRODUCED MAY 13, 1982

By Assemblywoman GARVIN

AN ACT concerning school facilities and supplementing Title 18A
of the New Jersey Statutes.

1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*

1 1. ***[**The Commissioner of Education shall review all substandard
2 building facilities approved by county superintendents of schools
3 for use as emergency facilities for the accommodation of school
4 pupils to determine if the buildings constitute suitable educational
5 facilities.**]*** **No substandard facility shall be approved for more*
6 *than two consecutive years unless it is inspected by the Bureau of*
7 *Facility Planning Services in the Division of Finance to insure that*
8 *the buildings meet health, safety and educational standards for*
9 *temporary facilities and that utilization of the facilities is of a*
10 *temporary and limited nature.** Any facility which is determined
11 to be inadequate shall be ordered abandoned pursuant to N. J. S.
12 18A:20-36.

1 2. The State Board of Education shall develop rules and regula-
2 tions for the approval of substandard emergency building facilities
3 for the accommodation of school pupils which regulations shall
4 insure that the buildings meet ***[**minimum**]*** health, safety and
5 educational standards and that the utilization of the facilities are
6 of a temporary and limited nature.

1 3. This act shall take effect immediately.

**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 printed in italics thus is new matter.

Matter enclosed in asterisks or stars has been adopted as follows:

***—Assembly committee amendments adopted May 26, 1983.**

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2 tions for the approval of substandard emergency building facilities
3 for the accommodation of school pupils which regulations shall
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5 tional standards and that the utilization of the facilities are of a
6 temporary and limited nature.

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STATEMENT

This bill regulates the use of substandard school buildings. At present, districts can rent space or use portable classrooms on an emergency basis. These shall be approved annually by the county superintendent. These buildings do not have to meet rigorous standards, yet they are approved for use for many years, denying the children an effective educational environment and, in some cases, a safe physical environment as well.

ASSEMBLY EDUCATION COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1242

with Assembly committee amendments

STATE OF NEW JERSEY

DATED: MAY 26, 1983

PROVISIONS:

This bill would require the commissioner to review all substandard building facilities that are currently approved by the county superintendent and requires the State board to promulgate rules and regulations for the temporary use of such emergency and temporary facilities.

BACKGROUND:

Currently, N. J. A. C. 6:3-1.17 authorizes the County Superintendent of Schools to approve the use of any "emergency" facilities. The emergency facilities are usually facilities that do not meet the standards set forth in the New Jersey Code for Facility Planning and Construction. In many instances, such facilities have been approved by the county superintendent over and over again, year after year.

This bill proposes to remove the approval authority from the county superintendent and require the commissioner to review each request for substandard facilities.

COMMITTEE AMENDMENTS:

These amendments permit the county superintendent to approve each substandard facility for a period not to exceed two years, after which all requests for approvals must be reviewed by the Bureau of Facilities Planning in the Division of Finance.

SENATE EDUCATION COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1242

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STATE OF NEW JERSEY

DATED: JUNE 27, 1983

This bill limits the duration of the county superintendent's approval of each substandard facility for a period not to exceed two years, after which the building must be inspected by the Bureau of Facilities Planning in the Division of Finance before it can be renewed. Any building determined to be inadequate must be abandoned.

It also requires the State board to promulgate rules and regulations for the temporary use of such emergency and temporary facilities.

BACKGROUND:

Currently, N.J.A.C. 6:3-1.17 authorizes the County Superintendent of Schools to approve the use of any "emergency" facilities. The emergency facilities are usually facilities that do not meet the standards set forth in the New Jersey Code for Facility Planning and Construction. In many instances, such facilities have been approved by the county superintendent over and over again, year after year.

This bill proposes to limit the approval authority of the county superintendent and require the department to review the requests for substandard facilities after two years.