

LEGISLATIVE HISTORY CHECKLIST

NJSA: 18A:64-3.1 (Thomas A. Edison State College-- student board membership-- allow trustees to determine necessary academic status)

LAWS OF: 1988 CHAPTER: 82

BILL NO: A1136

SPONSOR(S): Moran & Baer

Date Introduced: Pre-filed

Committee: Assembly: Higher Education
Senate: -----

Amended during passage: No

Date of Passage: Assembly: February 29, 1988
Senate: June 16, 1988

Date of Approval: August 2, 1988

Following statements are attached if available:

Sponsor statement: Yes

Committee statement: Assembly Yes
Senate No

Fiscal Note: No

Veto Message: No

Message on Signing: No

Following were printed:

Reports: No

Hearings: No

P.L. 1988, CHAPTER 82, *approved August 2, 1988*
1988 Assembly No. 1136

1 **AN ACT** concerning youth representation on the boards of
trustees of certain institutions of higher education and
3 amending P.L. 1986, c. 136.

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

7 1. Section 1 of P.L. 1986, c. 136 (C. 18A:64-3.1-) is amended
to read as follows:

9 1. The board of trustees of any State college established
pursuant to chapter 64 of Title 18A of the New Jersey Statutes
11 shall provide for the election of two student representatives as
provided herein, who shall be full-time, regularly matriculated
13 students in good academic standing, and who shall be 18 years of
age or older and citizens of the United States, to be elected by
15 the students in the manner provided herein to serve on the board
of trustees of that college for terms of two years commencing
17 at the next organization of the board.

a. In order to implement the provisions of this section, each
19 board of trustees shall schedule a public hearing on the question
of the student election. After the public hearing, the board, at
21 its regularly scheduled meeting in March following the effective
date of this act, shall determine whether the students are to be
23 elected by the student body at large or by the members of the
student government association. Except that, for Thomas A.
25 Edison State College, the method of the selection and the
designation of eligible academic status of the student
27 representatives shall be determined by the board of that college
in consultation with the State Board of Higher Education.

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 b. For the first election held pursuant to this section, one
2 student shall be elected for a one year term as a full voting
3 member, and one student shall be elected for two years, but
4 shall serve as an alternate member during the first year and as a
5 voting member during the second year.

6 At each subsequent election, one student shall be elected for
7 two years, but shall serve during the first year as an alternate
8 member, and as a voting member during the second year.

9 Any vacancies which occur shall be filled by the student
10 governing body for the unexpired term only.

11 c. The standards for eligibility for student representatives on
12 the board of trustees shall be the same as those required for
13 other student government officers.

14 d. The student members shall be entitled to full participation
15 in all activities of the board except that they shall not
16 participate in:

17 (1) Any matter involving the employment, appointment,
18 termination of employment, terms and conditions of
19 employment, evaluation of the performance of, promotion or
20 disciplining of any specific prospective officer or employee or
21 current officer or employee employed or appointed by the board,
22 unless all the individual employees or appointees whose rights
23 could be adversely affected request in writing that the matter
24 or matters be discussed at a public meeting.

25 (2) Any matter involving the purchase, lease acquisition or
26 sale of real property with public funds, the setting of banking
27 rates or investment of public funds, where it could adversely
28 affect the public interest if discussion of these matters were
29 disclosed.

30 (3) Any pending or anticipated litigation in which the board
31 is, or may become a party, where it could adversely affect the
32 public interest if discussion of these matters were disclosed, or
33 any matters falling within the attorney-client privilege, to the
34 extent that confidentiality is required in order for the attorney
35 to exercise his ethical duties as a lawyer.

36 e. Upon assuming office, the students shall agree to adhere to
37 such standards of responsibility and confidentiality as are

1 established by the State Board of Higher Education.
(cf: P.L. 1986, c.136, s.1)

3 2. This act shall take effect immediately.

5

HIGHER EDUCATION
7 State Officers and Boards

9 Permits the board of trustees of Thomas A. Edison State College
to determine the academic status necessary for student board
11 membership.

ASSEMBLY, No. 1136

STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1988 SESSION

By Assemblymen MORAN and BAER

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trustees of certain institutions of higher education and
amending P.L. 1986, c. 136.

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14 age or older and citizens of the United States, to be elected by
the students in the manner provided herein to serve on the board
16 of trustees of that college for terms of two years commencing
at the next organization of the board.

18 a. In order to implement the provisions of this section, each
board of trustees shall schedule a public hearing on the question
20 of the student election. After the public hearing, the board, at
its regularly scheduled meeting in March following the effective
22 date of this act, shall determine whether the students are to be
elected by the student body at large or by the members of the
24 student government association. Except that, for Thomas A.
Edison State College, the method of the selection and the
26 designation of eligible academic status of the student
representatives shall be determined by the board of that college
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3 student shall be elected for a one year term as a full voting
4 member, and one student shall be elected for two years, but
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6 voting member during the second year.

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8 two years, but shall serve during the first year as an alternate
9 member, and as a voting member during the second year.

10 Any vacancies which occur shall be filled by the student
11 governing body for the unexpired term only.

12 c. The standards for eligibility for student representatives on
13 the board of trustees shall be the same as those required for
14 other student government officers.

15 d. The student members shall be entitled to full participation
16 in all activities of the board except that they shall not
17 participate in:

18 (1) Any matter involving the employment, appointment,
19 termination of employment, terms and conditions of
20 employment, evaluation of the performance of, promotion or
21 disciplining of any specific prospective officer or employee or
22 current officer or employee employed or appointed by the board,
23 unless all the individual employees or appointees whose rights
24 could be adversely affected request in writing that the matter
25 or matters be discussed at a public meeting.

26 (2) Any matter involving the purchase, lease acquisition or
27 sale of real property with public funds, the setting of ranking
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35 extent that confidentiality is required in order for the attorney
36 to exercise his ethical duties as a lawyer.

37 e. Upon assuming office, the students shall agree to adhere to
38 such standards of responsibility and confidentiality as are
39 established by the State Board of Higher Education.

40 2. This act shall take effect immediately.

1

STATEMENT

3 This bill provides that the board of trustees of Thomas A.
Edison State College will determine the eligible academic status
5 of the two student representatives on that board. Since Thomas
A. Edison does not have a traditional full-time student body,
7 this exception will give the college the flexibility necessary to
insure that students of the college will be able to sit on the
9 board trustees.

11

HIGHER EDUCATION

13

State Officers and Boards

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17 membership.

ASSEMBLY, No. 1136
STATE OF NEW JERSEY

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2 (cf: P.L. 1986, c.136, s.1)

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HIGHER EDUCATION
State Officers and Boards

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10 Permits the board of trustees of Thomas A. Edison State College
to determine the academic status necessary for student board
membership.

ASSEMBLY HIGHER EDUCATION AND REGULATED
PROFESSIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1136

STATE OF NEW JERSEY

DATED: JANUARY 28, 1988

The Assembly Higher Education and Regulated Professions Committee favorably reports Assembly Bill No. 1136.

This bill provides that the board of trustees of Thomas A. Edison State College shall determine the eligible academic status of the two student representatives on the board. Current law requires that the two student representatives who sit on each State college board of trustees are to be full-time, regularly matriculated students. However, most students who attend Thomas A. Edison State College are non-traditional, often older, students who do not attend college full-time, and it would therefore be difficult for the college to meet this requirement. This bill will provide the college with the flexibility it needs to insure that students of the college will be able to sit on the board of trustees.

This bill is identical to Assembly Bill No. 4150 of 1987.

This bill was pre-filed for introduction in the 1988 session pending technical review. As reported the bill includes the changes required by technical review which has been performed.