

18A:6-39 et al

LEGISLATIVE HISTORY CHECKLIST

NJSA: 18A:6-39 et al.

LAWS OF: 1956

CHAPTER: 158

Bill No: A553

Sponsor(s): Fitzmaurice

Date Introduced: May 14, 1956

Committee: Assembly: -----

Senate: -----

Amended during passage: Yes All versions enclosed

Date of Passage: Assembly: May 21, 1956 Re-enacted 11/19/56

Senate: May 21, 1956 Re-enacted 11/19/56

Date of Approval: November 21, 1956

Following statements are attached if available:

Sponsor statement: No

Committee statement: Assembly No

Senate No

Fiscal Note: No

Veto Message: Yes

Message on Signing: No

Following were printed:

Reports: No

Hearings: No

ASSEMBLY, No. 553

STATE OF NEW JERSEY

INTRODUCED MAY 14, 1956

By Mr. FITZ MAURICE

(Without Reference)

AN ACT providing for the issuance of certificates to teach to certain persons who have declared their intention of becoming citizens of the United States.

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

1 1. Any citizen of the Dominion of Canada who has declared his or her  
2 intention of becoming a United States citizen and who is otherwise qualified  
3 may be granted a teacher's certificate, as provided in chapter 13 of Title 18  
4 of the Revised Statutes, and employed as a teacher by a board of education.

1 2. Any certificate granted pursuant to this act shall be void and shall be  
2 canceled by the board of examiners who issued the same, if the holder  
3 thereof shall not have become a United States citizen within 5 years of the  
4 date of its issuance.

1 3. Notwithstanding the provisions of any other law, no teacher certified  
2 pursuant to this act shall acquire tenure unless and until United States citi-  
3 zenship shall have been granted to such teacher.

1 4. This act shall take effect immediately.

STATE OF NEW JERSEY  
Executive Department

June 28, 1956

ASSEMBLY BILL NO. 553

To the General Assembly:

Pursuant to Article V, Section I, paragraph 14(b) of the Constitution, I am returning herewith Assembly Bill No. 553 with my objections, for reconsideration.

This bill provides that any citizen of the Dominion of Canada, who has declared his or her intention of becoming a United States citizen and who is otherwise qualified, may be granted a teacher's certificate and be employed as a teacher by a board of education, but that the certificate shall be void and shall be cancelled by the board of examiners if the holder shall not have become a United States citizen within 5 years of the date of its issuance. The bill further provides that no tenure shall be acquired by such teacher unless and until the citizenship shall have been granted.

The bill in its present form is a special bill, with a classification obviously tailored to accommodate a particular situation. There has been, however, no attempt to qualify Assembly Bill No. 553 under the procedure required for the passage of special, private or local laws.

In view of the present shortage of teachers, there would appear to be merit to a policy of allowing qualified personnel, who have declared their intention of becoming citizens, to teach in our public schools prior to their becoming citizens. But that policy should not be limited to citizens of Canada. The issuance of the original certificate should be made subject to the approval of the Commissioner of Education. Further, such employment should be subject to the continuing control of the State Board of Examiners, who should be empowered to revoke the

STATE OF NEW JERSEY  
Executive Department

Assembly Bill No. 553

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certificate in the event that the holder abandons his intention of becoming a United States citizen or becomes disqualified for citizenship.

For the above reasons, I am returning Assembly Bill No. 553 herewith for reconsideration and with the recommendation that the bill be amended as follows:

On page 1, section 1, line 1, after the word "of" delete the words "the Dominion of Canada" and insert in lieu thereof "any other country".

On page 1, section 1, line 3, after the word "may" insert the words "with the approval of the Commissioner of Education".

On page 1, section 2, line 2, delete the words "board of examiners" and insert in lieu thereof the words "State Board of Examiners".

On page 1, section 2, line 4, after the word "issuance" insert the words "and may be revoked within said period by the State Board of Examiners if the said Board is satisfied that the holder thereof has abandoned his efforts to become a United States citizen or has become disqualified for such citizenship".

Respectfully,

ROBERT B. MEYNER

GOVERNOR

[SEAL]

Attest:

ROBERT J. BURKHARDT

Secretary to the Governor

AMENDMENTS TO  
ASSEMBLY, No. 553

STATE OF NEW JERSEY

ADOPTED NOVEMBER 19, 1956

Amend page 1, section 1, line 1, after the word "of", delete the words "the Dominion of Canada", and insert in lieu thereof "any other country".

Amend page 1, section 1, line 3, after the word "may", insert the words "with the approval of the Commissioner of Education".

Amend page 1, section 2, line 2, delete the words "board of examiners", and insert in lieu thereof the words "State Board of Examiners".

Amend page 1, section 2, line 4, after the word "issuance", insert the words "and may be revoked within said period by the State Board of Examiners if the said board is satisfied that the holder thereof has abandoned his efforts to become a United States citizen or has become disqualified for such citizenship".

APPROVED 11 126 / 56

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STATE OF NEW JERSEY

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5 Revised Statutes, and employed as a teacher by a board of education.

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3 the same, if the holder thereof shall not have become a United States citizen  
4 within 5 years of the date of its issuance *and may be revoked within said*  
5 *period by the State Board of Examiners if the said board is satisfied that the*  
6 *holder thereof has abandoned his efforts to become a United States citizen*  
7 *or has become disqualified for such citizenship.*

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3 zenship shall have been granted to such teacher.

1 4. 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.