

FOLLOWING WERE PRINTED:

To check for circulating copies, contact New Jersey State Government Publications at the State Library (609) 278-2640 ext. 103 or <mailto:refdesk@njstatelib.org>

REPORTS:

No

HEARINGS:

No

NEWSPAPER ARTICLES:

No

P.L. 2002, CHAPTER 123, *approved December 12, 2002*
Assembly, No. 2698

1 **AN ACT** concerning applications for charter schools and amending
2 P.L.1995, c.426.

3
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6
7 1. Section 4 of P.L.1995, c.426 (C.18A:36A-4) is amended to read
8 as follows:

9 4. a. A charter school may be established by teaching staff
10 members, parents with children attending the schools of the district, or
11 a combination of teaching staff members and parents. A charter
12 school may also be established by an institution of higher education or
13 a private entity located within the State in conjunction with teaching
14 staff members and parents of children attending the schools of the
15 district. If the charter school is established by a private entity,
16 representatives of the private entity shall not constitute a majority of
17 the trustees of the school, and the charter shall specify the extent to
18 which the private entity shall be involved in the operation of the
19 school. The name of the charter school shall not include the name or
20 identification of the private entity, and the private entity shall not
21 realize a net profit from its operation of a charter school. A private or
22 parochial school shall not be eligible for charter school status.

23 b. A currently existing public school is eligible to become a charter
24 school if the following criteria are met:

25 (1) At least 51% of the teaching staff in the school shall have
26 signed a petition in support of the school becoming a charter school;
27 and

28 (2) At least 51% of the parents or guardians of pupils attending
29 that public school shall have signed a petition in support of the school
30 becoming a charter school.

31 c. An application to establish a charter school shall be submitted to
32 the commissioner and the local board of education or State
33 superintendent, in the case of a State-operated school district, in the
34 school year preceding the school year in which the charter school will
35 be established. Notice of the filing of the application shall be sent
36 immediately by the commissioner to the members of the State
37 Legislature, school superintendents, and mayors and governing bodies
38 of all legislative districts, school districts, or municipalities in which
39 there are students who will be eligible for enrollment in the charter
40 school. The board of education or State superintendent shall review
41 the application and forward a recommendation to the commissioner

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 within 60 days of receipt of the application. The commissioner shall
2 have final authority to grant or reject a charter application.

3 d. The local board of education or a charter school applicant may
4 appeal the decision of the commissioner to the State Board of
5 Education. The State board shall render a decision within 30 days of
6 the date of the receipt of the appeal. If the State board does not
7 render a decision within 30 days, the decision of the commissioner
8 shall be deemed final.

9 e. A charter school established during the 48 months following the
10 effective date of this act, other than a currently existing public school
11 which becomes a charter school pursuant to the provisions of
12 subsection b. of section 4 of this act, shall not have an enrollment in
13 excess of 500 students or greater than 25% of the student body of the
14 school district in which the charter school is established, whichever is
15 less.

16 Any two charter schools within the same public school district that
17 are not operating the same grade levels may petition the commissioner
18 to amend their charters and consolidate into one school. The
19 commissioner may approve an amendment to consolidate, provided
20 that the basis for consolidation is to accommodate the transfer of
21 students who would otherwise be subject to the random selection
22 process pursuant to section 8 of P.L.1995, c.426 (C.18A:36A-8).
23 (cf: P.L.2000, c.142, s.1)

24

25 2. This act shall take effect immediately.

26

27

28

STATEMENT

29

30 This bill requires the Commissioner of Education, upon receipt of
31 an application for a charter school, to notify immediately the members
32 of the State Legislature, school superintendents, and mayors and
33 governing bodies of all legislative districts, school districts, or
34 municipalities in which there are students who will be eligible for
35 enrollment in the charter school.

36

37

38

39

40 Requires Commissioner of Education to notify certain public officials
41 upon receipt of an application for a charter school.

ASSEMBLY, No. 2698

STATE OF NEW JERSEY 210th LEGISLATURE

INTRODUCED SEPTEMBER 12, 2002

Sponsored by:

Assemblyman PAUL SARLO

District 36 (Bergen, Essex and Passaic)

Assemblywoman ARLINE M. FRISCIA

District 19 (Middlesex)

Co-Sponsored by:

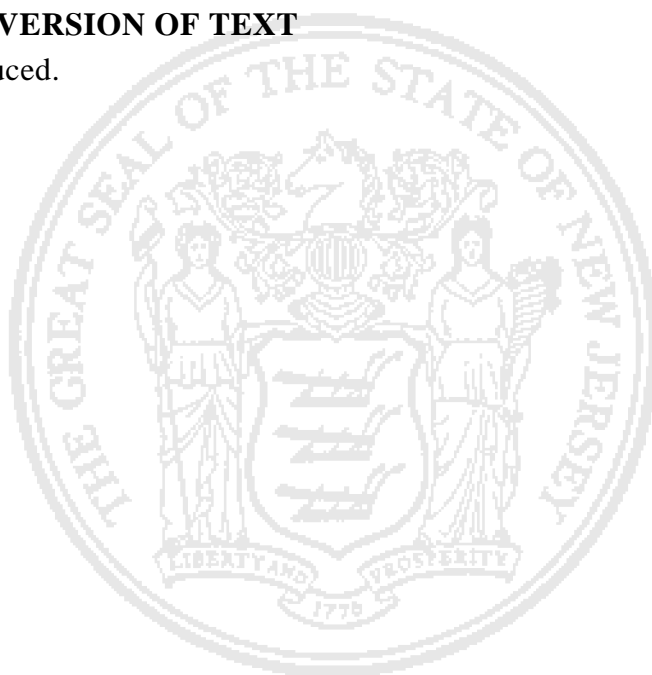
Senator Furnari

SYNOPSIS

Requires Commissioner of Education to notify certain public officials upon receipt of an application for a charter school.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 11/1/2002)

1 AN ACT concerning applications for charter schools and amending
2 P.L.1995, c.426.

3

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

6

7 1. Section 4 of P.L.1995, c.426 (C.18A:36A-4) is amended to read
8 as follows:

9 4. a. A charter school may be established by teaching staff
10 members, parents with children attending the schools of the district, or
11 a combination of teaching staff members and parents. A charter
12 school may also be established by an institution of higher education or
13 a private entity located within the State in conjunction with teaching
14 staff members and parents of children attending the schools of the
15 district. If the charter school is established by a private entity,
16 representatives of the private entity shall not constitute a majority of
17 the trustees of the school, and the charter shall specify the extent to
18 which the private entity shall be involved in the operation of the
19 school. The name of the charter school shall not include the name or
20 identification of the private entity, and the private entity shall not
21 realize a net profit from its operation of a charter school. A private or
22 parochial school shall not be eligible for charter school status.

23 b. A currently existing public school is eligible to become a charter
24 school if the following criteria are met:

25 (1) At least 51% of the teaching staff in the school shall have
26 signed a petition in support of the school becoming a charter school;
27 and

28 (2) At least 51% of the parents or guardians of pupils attending
29 that public school shall have signed a petition in support of the school
30 becoming a charter school.

31 c. An application to establish a charter school shall be submitted to
32 the commissioner and the local board of education or State
33 superintendent, in the case of a State-operated school district, in the
34 school year preceding the school year in which the charter school will
35 be established. Notice of the filing of the application shall be sent
36 immediately by the commissioner to the members of the State
37 Legislature, school superintendents, and mayors and governing bodies
38 of all legislative districts, school districts, or municipalities in which
39 there are students who will be eligible for enrollment in the charter
40 school. The board of education or State superintendent shall review
41 the application and forward a recommendation to the commissioner
42 within 60 days of receipt of the application. The commissioner shall
43 have final authority to grant or reject a charter application.

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 d. The local board of education or a charter school applicant may
2 appeal the decision of the commissioner to the State Board of
3 Education. The State board shall render a decision within 30 days of
4 the date of the receipt of the appeal. If the State board does not
5 render a decision within 30 days, the decision of the commissioner
6 shall be deemed final.

7 e. A charter school established during the 48 months following the
8 effective date of this act, other than a currently existing public school
9 which becomes a charter school pursuant to the provisions of
10 subsection b. of section 4 of this act, shall not have an enrollment in
11 excess of 500 students or greater than 25% of the student body of the
12 school district in which the charter school is established, whichever is
13 less.

14 Any two charter schools within the same public school district that
15 are not operating the same grade levels may petition the commissioner
16 to amend their charters and consolidate into one school. The
17 commissioner may approve an amendment to consolidate, provided
18 that the basis for consolidation is to accommodate the transfer of
19 students who would otherwise be subject to the random selection
20 process pursuant to section 8 of P.L.1995, c.426 (C.18A:36A-8).
21 (cf: P.L.2000, c.142, s.1)

22

23 2. This act shall take effect immediately.

24

25

26

STATEMENT

27

28 This bill requires the Commissioner of Education, upon receipt of
29 an application for a charter school, to notify immediately the members
30 of the State Legislature, school superintendents, and mayors and
31 governing bodies of all legislative districts, school districts, or
32 municipalities in which there are students who will be eligible for
33 enrollment in the charter school.

ASSEMBLY EDUCATION COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2698

STATE OF NEW JERSEY

DATED: SEPTEMBER 30, 2002

The Assembly Education Committee reports favorably Assembly Bill No. 2698.

This bill requires the Commissioner of Education, upon receipt of an application for a charter school, to notify immediately the members of the State Legislature, school superintendents, and mayors and governing bodies of all legislative districts, school districts, or municipalities in which there are students who will be eligible for enrollment in the charter school.

SENATE, No. 1946

STATE OF NEW JERSEY
210th LEGISLATURE

INTRODUCED OCTOBER 7, 2002

Sponsored by:

Senator GARRY J. FURNARI

District 36 (Bergen, Essex and Passaic)

SYNOPSIS

Requires Commissioner of Education to notify certain public officials upon receipt of an application for a charter school.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning applications for charter schools and amending
2 P.L.1995, c.426.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. Section 4 of P.L.1995, c.426 (C.18A:36A-4) is amended to read
8 as follows:

9 4. a. A charter school may be established by teaching staff
10 members, parents with children attending the schools of the district, or
11 a combination of teaching staff members and parents. A charter
12 school may also be established by an institution of higher education or
13 a private entity located within the State in conjunction with teaching
14 staff members and parents of children attending the schools of the
15 district. If the charter school is established by a private entity,
16 representatives of the private entity shall not constitute a majority of
17 the trustees of the school, and the charter shall specify the extent to
18 which the private entity shall be involved in the operation of the
19 school. The name of the charter school shall not include the name or
20 identification of the private entity, and the private entity shall not
21 realize a net profit from its operation of a charter school. A private or
22 parochial school shall not be eligible for charter school status.

23 b. A currently existing public school is eligible to become a charter
24 school if the following criteria are met:

25 (1) At least 51% of the teaching staff in the school shall have
26 signed a petition in support of the school becoming a charter school;
27 and

28 (2) At least 51% of the parents or guardians of pupils attending
29 that public school shall have signed a petition in support of the school
30 becoming a charter school.

31 c. An application to establish a charter school shall be submitted to
32 the commissioner and the local board of education or State
33 superintendent, in the case of a State-operated school district, in the
34 school year preceding the school year in which the charter school will
35 be established. Notice of the filing of the application shall be sent
36 immediately by the commissioner to the members of the State
37 Legislature, school superintendents, and mayors and governing bodies
38 of all legislative districts, school districts, or municipalities in which
39 there are students who will be eligible for enrollment in the charter
40 school. The board of education or State superintendent shall review
41 the application and forward a recommendation to the commissioner
42 within 60 days of receipt of the application. The commissioner shall
43 have final authority to grant or reject a charter application.

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

1 d. The local board of education or a charter school applicant may
2 appeal the decision of the commissioner to the State Board of
3 Education. The State board shall render a decision within 30 days of
4 the date of the receipt of the appeal. If the State board does not
5 render a decision within 30 days, the decision of the commissioner
6 shall be deemed final.

7 e. A charter school established during the 48 months following the
8 effective date of this act, other than a currently existing public school
9 which becomes a charter school pursuant to the provisions of
10 subsection b. of section 4 of this act, shall not have an enrollment in
11 excess of 500 students or greater than 25% of the student body of the
12 school district in which the charter school is established, whichever is
13 less.

14 Any two charter schools within the same public school district that
15 are not operating the same grade levels may petition the commissioner
16 to amend their charters and consolidate into one school. The
17 commissioner may approve an amendment to consolidate, provided
18 that the basis for consolidation is to accommodate the transfer of
19 students who would otherwise be subject to the random selection
20 process pursuant to section 8 of P.L.1995, c.426 (C.18A:36A-8).
21 (cf: P.L.2000, c.142, s.1)

22

23 2. This act shall take effect immediately.

24

25

26

STATEMENT

27

28 This bill requires the Commissioner of Education, upon receipt of
29 an application for a charter school, to notify immediately the members
30 of the State Legislature, school superintendents, and mayors and
31 governing bodies of all legislative districts, school districts, or
32 municipalities in which there are students who will be eligible for
33 enrollment in the charter school.

SENATE EDUCATION COMMITTEE

STATEMENT TO

SENATE, No. 1946

STATE OF NEW JERSEY

DATED: OCTOBER 17, 2002

The Senate Education Committee reports favorably Senate Bill No. 1946.

This bill requires the Commissioner of Education, upon receipt of an application for a charter school, to notify immediately the members of the State Legislature, school superintendents, and mayors and governing bodies of all legislative districts, school districts, or municipalities in which there are students who will be eligible for enrollment in the charter school.