

ON

N.J.R.S. 18:19-1 (~~Light~~ Corporal Punishment - Permits)
(1964 Amendment)

LAWS OF 1964

CHAPTER 182

SENATE

ASSEMBLY 668

INTRODUCED Apr 20, 1964

BY Collins [and 10 others]

STATEMENT

YES

NO

AMENDED DURING PASSAGE -

YES

NO

INDICATED BY ASTERISKS ON OCR
HEARING

VETO

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STATEMENT to A 668

The purpose of this bill is to clarify the wording in the present law which prohibits corporal punishment in New Jersey schools. This bill would add to the law specific reasonable and appropriate steps that could be taken by teachers to control pupils. These steps do not constitute corporal punishment.

This bill does not permit corporal punishment, but authorizes use of reasonable and appropriate force for the following purposes: (1) to guide or direct the movement of defiant pupils, (2) to restrain unruly pupils, (3) to quell a disturbance, (4) to obtain possession of weapons or other dangerous objects, (5) for the purpose of self-defense and (6) for the protection of persons or property. Such actions by school employees if used reasonably do not constitute corporal punishment under the present law.

It is desirable to clarify the present law so that pupils, parents and teachers know what reasonable and appropriate force may be legally used to restrain unruly conduct and to protect persons and property.

CHAPTER 182 LAWS OF N. J. 19 64
APPROVED 9-23-64

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ASSEMBLY, No. 668

STATE OF NEW JERSEY

INTRODUCED APRIL 20, 1964

By Assemblymen COLLINS, KEEGAN, HAUSER, McDONOUGH,
McDERMOTT, LA CORTE and DICKEY

Referred to Committee on Education

AN ACT concerning education, and amending section 18:19-1 of the
Revised Statutes.

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

1 1. Section 18:19-1 of the Revised Statutes is amended to read as follows:

2 18:19-1. No person employed or engaged in a school or educational in-
3 stitution, whether public or private, shall inflict or cause to be inflicted corpo-
4 ral punishment upon a pupil attending such school or institution; *but any such*
5 *person may, within the scope of his employment, use and apply such amount*
6 *of force as is reasonable and necessary (1) * [to guide or direct the movement*
7 *of defiant pupils, (2) to restrain unruly pupils, (3)]* to quell a disturb-*
8 *ance* [, (4)]* *threatening physical injury to others, (2)* to obtain possession*
9 *of weapons or other dangerous objects* [, (5)]* *upon the person or within*
10 *the control of a pupil, (3)* for the purpose of self-defense and * [(6)]**
11 **(4)* for the protection of persons or property *and such acts or any of*
12 *them shall not be construed to constitute corporal punishment within the*
13 *meaning and intendment of this section*. Every resolution, by-law, rule,*
14 *ordinance, or other act or authority permitting or authorizing corporal*
15 *punishment to be inflicted upon a pupil attending a school or educational in-*
16 *stitution shall be void.*

1 2. 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.

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SENATE AMENDMENTS TO
ASSEMBLY, No. 668

STATE OF NEW JERSEY

ADOPTED MAY 18, 1964

Amend page 1, section 1, lines 6 and 7, after "(1)", delete "to guide or direct the movement of defiant pupils, (2) to restrain unruly pupils, (3)".

Amend page 1, section 1, line 7, after "disturbance", delete ", (4)", and insert "threatening physical injury to others, (2)".

Amend page 1, section 1, line 8, after "dangerous objects", delete ", (5)", and insert "upon the person or within the control of a pupil, (3)".

Amend page 1, section 1, line 9, delete "(6)", and insert in lieu thereof "(4)".

Amend page 1, section 1, line 9, after "persons or property", insert ", and such acts or any of them shall not be construed to constitute corporal punishment within the meaning and intendment of this section".