

SENATE, No. 198

(Amends Chapter 1, S. S. 1903)

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 25, 1929

By Mr. YATES

Referred to Committee on Education

AN ACT to amend an act entitled "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three.

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

1 1. Amend section one hundred nineteen of the act of which this act is amenda-
2 tory so as to read as follows:

3 119. Any child who shall be a resident of a district which does not furnish a
4 full high school course of study or course including the subjects such child may
5 desire to pursue and who shall have completed the elementary course of study
6 [pursued in the schools in the district in which he or she shall reside] provided
7 therein may [with the consent of the board of education of said district and of the
8 board of education of a district in which he or she shall desire to attend] be
9 admitted to a school in [said last-mentioned] another district. The high schools
10 throughout the State to which other districts shall send their pupils or a part there-
11 of shall be deemed to be those high schools which at the time of the passage of this
12 act already designated by boards of education of districts lacking high school facili-
13 ties as aforesaid as schools for their pupils or a portion of their pupils to attend.
14 Such existing designation of a high school for the pupils or a portion thereof or
15 for pupils from certain sections of a district lacking such facilities as aforesaid
16 shall continue until the board of education thereof shall for good and sufficient
17 reasons desire a change in such existing designation and shall secure the approval

18 of the Commissioner of Education therefor; *provided, however, that the refusal*
19 *or failure of the commissioner to approve the request for change in designation*
20 *of high school by any board of education shall be subject always to a right of*
21 *appeal to the State Board of Education. The boards of education of the districts*
22 *containing such high schools shall determine the tuition rate to be paid by the*
23 *boards of education of the districts sending pupils thereto; provided, however, that*
24 *such amount shall in no case exceed the actual cost per pupil, and the board of*
25 education of the district in which such child shall reside shall issue an order for
26 said amount, signed by the president and district clerk or secretary of the board
27 of education, in favor of the custodian of the school moneys of the school dis-
28 trict in which such child shall attend school, which order shall be paid by the
29 custodian of the school moneys of the first-mentioned district out of any moneys
30 in his hands available for the current expenses of said district.

1 2. This act shall take effect immediately.

STATEMENT

Boards of education maintaining a high school to which are admitted pupils from outlying districts frequently enlarge extensively their high school buildings, equipment, etc. to accommodate the increasing number of tuition pupils. As a result, however, of increased tuition cost largely due to augmented building facilities or other reasons it often happens that such tuition pupils are withdrawn by the outlying districts and sent to another high school with the consequent injury to the district which has increased its facilities for them. It is therefore, the purpose of this bill to insure the continued attendance of tuition pupils at the high school of the district which has provided accommodations for them until for some good reason the consent of the Commissioner of Education is sought and obtained for a change in designation of high school by the sending district. The bill also insures the sending district of a tuition rate for its pupils which shall in no case exceed the actual cost per pupil.

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ASSEMBLY AMENDMENT TO
SENATE, No. 198

STATE OF NEW JERSEY

1 On page two, section two, line one, strike out the following: "2. This act shall
2 take effect immediately."