

18A:38-3

LEGISLATIVE HISTORY CHECKLIST

NJSA:18A:38-3

(Attendance at
school by
nonresidents)

LAWS OF: 1947

CHAPTER: 138

Bill No: S216

Sponsor(s): Pyne

Date Introduced: March 17, 1947

Committee: Assembly: Education

Senate: Education

Amended during passage: No

Date of Passage: Assembly: April 14, 1947

Senate: March 31, 1947

Date of Approval: May 9, 1947

Following statements are attached if available:

Sponsor statement: Yes

Committee Statement: Assembly: No

Senate: No

Fiscal Note: No

Veto Message: No

Message on signing: No

Following were printed:

Reports: No

Hearings: No

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SENATE, No. 216

STATE OF NEW JERSEY

INTRODUCED MARCH 17, 1947

By Mr. PYNE

Referred to Committee on Education

AN ACT concerning education, and amending section 18:14-1 of the Revised Statutes.

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

1 1. Section 18:14-1 of the Revised Statutes is amended to read as follows:

2 18:14-1. Public schools shall be free to the following persons over five
3-22 and under twenty years of age;

23 a. Any person who is domiciled within the school district;

24 b. Any person who is kept in the home of another person domiciled
25 within the school district and is supported by such other person gratis as if
26 he were such other person's own child, but the board of education of any
27 school district before accepting any such person as a pupil in such district
28 may require such other person to file with the secretary or district clerk of
29 the board a sworn statement that he is domiciled within the district, is
30 supporting the child gratis, will assume all personal obligations for the child
31 relative to school requirements, and intends to so keep and support the child
32 gratuitously and not merely through the school term;

33 c. Any person whose parent or guardian, even though not domiciled
34 within the district, is residing temporarily therein but no person who has
35 had or shall have his all-year-round dwelling place within the district for one
36 year or longer shall be deemed temporarily resident therein;

37 d. Any person, for whom the New Jersey State Board of Children's
38 Guardians is acting as guardian and who is placed in the district by said
39 board;

40 e. Any person, nonresident of the district, who is placed in the home of
41 a resident of the district by order of a court of competent jurisdiction in
42 this State, or by any society, agency or institution incorporated and located
43 in this State having for its object the care and welfare of indigent, neglected
44 or abandoned children, whether or not such resident is compensated for keep-
45 ing such nonresident child but no district shall be required to take an unrea-
46 sonable number of nonresidents under this subsection without payment of
47 tuition and appeal from the decision of the board of education upon any
48 application under this subsection may be taken to the county superintendent
49 of schools of the county in which the district is located and from his decision
50 to the Commissioner of Education.

51 The public schools of any district shall be free to such persons, over the
52 age of twenty years, who, except for age, would be entitled to free education
53 in the district, as the board of education of the district may determine.

54 Any person entitled to free education under this section shall be subject
55 to all of the provisions of this chapter.

56 Nonresidents of the school district, if otherwise competent, may be
57 admitted to the schools of the district with the consent of the board of educa-
58 tion upon such terms as the board may prescribe.

1 2. This act shall take effect immediately.

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2 18:14-1. Public schools shall be free to **[all]** the following persons over
3 five and under twenty years of age **[.]** ; **[and to such persons over the age of**
4 **twenty years as the board of education of any school district may deem it**
5 **wise to offer instruction who are residents of the school district. Non-**
6 **residents of a school district, if otherwise competent, may be admitted to**
7 **the schools of a district with the consent of the board of education upon such**
8 **terms as the board may prescribe; except that any nonresident of the district**
9 **shall be admitted free to the schools provided for the pupils residing in the**
10 **district if such nonresident is a child placed in the home of a resident of**
11 **said district by order of a court of competent jurisdiction in this State or by**
12 **any society, agency or institution incorporated and located in this State**
13 **having for its object the care and welfare of indigents neglected or abandoned**
14 **children, whether or not such resident is compensated for keeping such non-**
15 **resident child; but no district shall be required to take an unreasonable num-**
16 **ber of nonresidents under this section without payment of tuition. Appor-**
17 **tionment for such pupils shall be made annually in accordance with the provi-**

18 sions of sections 18:10-24 and 18:23-14 of the Revised Statutes. Appeal
19 from the decision of the board of education of the district on any application
20 under this section may be taken to the county superintendent of schools of the
21 county in which said district is located and from his decision appeal may be
22 taken to the Commissioner of Education.]

23 a. Any person who is domiciled within the school district;

24 b. Any person who is kept in the home of another person domiciled
25 within the school district and is supported by such other person gratis as if
26 he were such other person's own child, but the board of education of any
27 school district before accepting any such person as a pupil in such district
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STATEMENT

Children whose parents were engaged in farm labor in this State during the war period were entitled to free public education under the provisions of chapter 91, P. L. 1943. This privilege expires at the official close of the war. The present bill continues to provide educational opportunity for the children of migrant farm laborers and for other children residing temporarily in the State with their parents or guardians.

The bill also clarifies the meaning of section 18:14-1 of the Revised Statutes as to what children are entitled to free education.