

18A:20-4.2

LEGISLATIVE HISTORY CHECKLIST
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NJSA: 18A:20-4.2

(Increases to 50
years--time
school lease
property)

LAWS OF: 1971

CHAPTER: 292

Bill No: A1306

Sponsor(s): Pfaltz and others

Date Introduced: October 8, 1970

Committee: Assembly: Education

Senate: Education

Amended during passage: No

Date of Passage: Assembly: February 11, 1971

Senate: April 1, 1971

Date of Approval: August 19, 1971

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

KBG/SLJ

CHAPTER 292 LAWS OF N. J. 19 71

APPROVED 8-19-71

ASSEMBLY, No. 1306

STATE OF NEW JERSEY

INTRODUCED OCTOBER 8, 1970

By Assemblymen PFALTZ, SCANCARELLA and McDONOUGH

Referred to Committee on Education

AN ACT concerning the leasing of buildings for school purposes,
and amending N. J. S. 18A:20-4.2.

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

1 1. N. J. S. 18A:20-4.2 is amended to read as follows:

2 18A:20-4.2. The board of education of any school district may,
3 for school purposes:

4 (a) Purchase, take and condemn lands within the district and
5 lands not exceeding 50 acres in extent without the district but
6 situate in a municipality or municipalities adjoining the district, but
7 no more than 25 acres may be so acquired in any one such munici-
8 pality, without the district, except with the consent, by ordinance,
9 of such municipality;

10 (b) Grade, drain and landscape lands owned or to be acquired by
11 it and improve the same in like manner;

12 (c) Erect, lease for a term not exceeding **[40]** 50 years, enlarge,
13 improve; repair or furnish buildings;

14 (d) Borrow money therefor, with or without mortgage; in the
15 case of a type II district without a board of school estimate, when
16 authorized so to do at any annual or special school election and in
17 the case of a type II district having a board of school estimate,
18 when the amount necessary to be provided therefor shall have been
19 fixed, determined and certified by the board of school estimate,
20 and in the case of a type I district when an ordinance authorizing
21 expenditures for such purpose is finally adopted by the governing
22 body of a municipality comprised within the district; provided,
23 however, that no such election shall be held nor shall any such
24 resolution of a school estimate board or ordinance of a municipal
25 governing body be introduced to authorize any lease of any building

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

26 for a term exceeding 1 year until the proposed terms of such
27 lease have been reviewed and approved by the Commissioner of
28 Education and the Local Finance Board in the Department of
29 Community Affairs.

1 2. This act shall take effect immediately.

STATEMENT

At the present time New Jersey school boards may enter into a lease for a school building for a term not to exceed 40 years. However, the Federal Housing Finance Agency will grant financing for fireproof construction (e.g. concrete and steel) on a 50-year term. In order to obtain the benefits of such financing it is advisable to extend the permitted term of leases for school buildings to the maximum which may be authorized under the Housing Finance Agency, and the purpose of this amendment is to permit school boards to enter into such leases if so desired.