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LAW/RWH

P.L.2011, CHAPTER 132, *approved September 16, 2011*

Assembly, No. 3399 (*First Reprint*)

1 **AN ACT** concerning the provision of public school transportation  
2 services and supplementing chapter 39 of Title 18A of the New  
3 Jersey Statutes.

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

7  
8 1. <sup>1</sup>a. Notwithstanding the provisions of N.J.S.18A:39-1 or  
9 any other section of law to the contrary, a school district shall not  
10 be required to provide transportation services for the school year to  
11 an elementary school **['student] pupil<sup>1</sup>** who lives more than two  
12 miles from his public school of attendance or to a secondary school  
13 pupil who lives more than 2 ½ miles from his public school of  
14 attendance if the pupil's parent or guardian signs a written  
15 statement that the pupil waives transportation services for that  
16 school year. The written statement shall be in such form as  
17 determined by the Department of Education.

18 'b. In the event that a parent or guardian signs a waiver  
19 pursuant to subsection a. of this section, the school district shall  
20 develop a policy for the provision of transportation services to the  
21 pupil in the case of a family or economic hardship.<sup>1</sup>

22  
23 2. This act shall take effect for the **['2010-2011] 2011-2012<sup>1</sup>**  
24 school year.

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26  
27 \_\_\_\_\_  
28  
29 Allows the parent of a public school pupil eligible for  
30 transportation services to waive pupil's right to those services for  
31 the school year.

**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.

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup>Assembly floor amendments adopted March 14, 2011.

# ASSEMBLY, No. 3399

## STATE OF NEW JERSEY 214th LEGISLATURE

INTRODUCED OCTOBER 18, 2010

**Sponsored by:**

**Assemblywoman CONNIE WAGNER**

**District 38 (Bergen)**

**Assemblyman JOHN F. MCKEON**

**District 27 (Essex)**

**Assemblyman CRAIG J. COUGHLIN**

**District 19 (Middlesex)**

**Co-Sponsored by:**

**Assemblymen Rudder and Delany**

**SYNOPSIS**

Allows the parent of a public school pupil eligible for transportation services to waive pupil's right to those services for the school year.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 3/15/2011)**

1 AN ACT concerning the provision of public school transportation  
2 services and supplementing chapter 39 of Title 18A of the New  
3 Jersey Statutes.

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

7  
8 1. Notwithstanding the provisions of N.J.S.18A:39-1 or any  
9 other section of law to the contrary, a school district shall not be  
10 required to provide transportation services for the school year to an  
11 elementary school student who lives more than two miles from his  
12 public school of attendance or to a secondary school pupil who lives  
13 more than 2 ½ miles from his public school of attendance if the  
14 pupil's parent or guardian signs a written statement that the pupil  
15 waives transportation services for that school year. The written  
16 statement shall be in such form as determined by the Department of  
17 Education.

18  
19 2. This act shall take effect for the 2010-2011 school year.

20  
21  
22 STATEMENT

23  
24 Under current law a school district must provide transportation  
25 services to a public elementary school pupil who lives more than  
26 two miles from his public school of attendance or to a secondary  
27 school pupil who lives more than 2 ½ miles from his public school  
28 of attendance. This bill provides that a school district will not be  
29 required to provide transportation services to an eligible public  
30 school pupil if the pupil's parent or guardian signs a written  
31 statement that the pupil waives transportation for the school year.  
32 The statement must be in such form as determined by the  
33 Department of Education.

34 The purpose of this bill is to ensure that a school district is not  
35 using scarce resources to have transportation services available to  
36 pupils who do not intend to utilize them during the course of the  
37 school year because they may have alternate means of  
38 transportation.

ASSEMBLY EDUCATION COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 3399**

**STATE OF NEW JERSEY**

DATED: FEBRUARY 10, 2011

The Assembly Education Committee favorably reports Assembly Bill No. 3399.

Under current law a school district must provide transportation services to a public elementary school pupil who lives more than two miles from his public school of attendance or to a secondary school pupil who lives more than 2 ½ miles from his public school of attendance. This bill provides that a school district will not be required to provide transportation services to an eligible public school pupil if the pupil's parent or guardian signs a written statement that the pupil waives transportation for the school year. The statement must be in such form as determined by the Department of Education.

The purpose of this bill is to ensure that a school district is not using scarce resources to have transportation services available to pupils who do not intend to utilize them during the course of the school year because they may have alternate means of transportation.

STATEMENT TO  
**ASSEMBLY, No. 3399**

with Assembly Floor Amendments  
(Proposed by Assemblywoman WAGNER)

ADOPTED: MARCH 14, 2011

This floor amendment provides that in the event the parent or guardian of a pupil who is eligible for transportation services signs a written statement that the pupil waives transportation services for that school year, the school district must develop a policy for the provision of transportation services to the pupil in the case of a family or economic hardship. The amendments also update the bill's effective date.

# SENATE, No. 2330

## STATE OF NEW JERSEY 214th LEGISLATURE

INTRODUCED OCTOBER 7, 2010

**Sponsored by:**

**Senator JENNIFER BECK**

**District 12 (Mercer and Monmouth)**

**Senator ROBERT M. GORDON**

**District 38 (Bergen)**

**SYNOPSIS**

Allows the parent of a public school pupil eligible for transportation services to waive pupil's right to those services for the school year.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 1/11/2011)**



1 AN ACT concerning the provision of public school transportation  
2 services and supplementing chapter 39 of Title 18A of the New  
3 Jersey Statutes.

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

7  
8 1. Notwithstanding the provisions of N.J.S.18A:39-1 or any  
9 other section of law to the contrary, a school district shall not be  
10 required to provide transportation services for the school year to an  
11 elementary school student who lives more than two miles from his  
12 public school of attendance or to a secondary school pupil who lives  
13 more than 2 ½ miles from his public school of attendance if the  
14 pupil's parent or guardian signs a written statement that the pupil  
15 waives transportation services for that school year. The written  
16 statement shall be in such form as determined by the Department of  
17 Education.

18  
19 2. This act shall take effect for the 2010-2011 school year.

20  
21  
22 STATEMENT

23  
24 Under current law a school district must provide transportation  
25 services to a public elementary school pupil who lives more than  
26 two miles from his public school of attendance or to a secondary  
27 school pupil who lives more than 2 ½ miles from his public school  
28 of attendance. This bill provides that a school district will not be  
29 required to provide transportation services to an eligible public  
30 school pupil if the pupil's parent or guardian signs a written  
31 statement that the pupil waives transportation for the school year.  
32 The statement must be in such form as determined by the  
33 Department of Education.

34 The purpose of this bill is to ensure that a school district is not  
35 using scarce resources to have transportation services available to  
36 pupils who do not intend to utilize them during the course of the  
37 school year because they may have alternate means of  
38 transportation.

# SENATE EDUCATION COMMITTEE

## STATEMENT TO

### **SENATE, No. 2330**

with committee amendments

# **STATE OF NEW JERSEY**

DATED: JUNE 23, 2011

The Senate Education Committee favorably reports Senate Bill No. 2330 with committee amendments.

Under current law a school district must provide transportation services to a public elementary school pupil who lives more than two miles from his public school of attendance or to a secondary school pupil who lives more than 2 ½ miles from his public school of attendance. As amended, this bill provides that a school district will not be required to provide transportation services to an eligible public school pupil if the pupil's parent or guardian signs a written statement that the pupil waives transportation for the school year. The statement must be in such form as determined by the Department of Education.

The committee amended the bill to provide that in the event the parent or guardian of a pupil who is eligible for transportation services signs a written statement that the pupil waives transportation services for that school year, the school district must develop a policy for the provision of transportation services to the pupil in the case of a family or economic hardship. The committee also amended the bill to update the bill's effective date.