

18A:39-3

LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2001 **CHAPTER:** 111
NJSA: 18A:39-3 (Pupil transportation—bids)
BILL NO: S1250 (Substituted for A1217)

SPONSOR(S): Palaia and Kyrillos

DATE INTRODUCED: May 11, 2000

COMMITTEE: **ASSEMBLY:** ----

SENATE: Education

AMENDED DURING PASSAGE: Yes

DATE OF PASSAGE: **ASSEMBLY:** March 26, 2001

SENATE: May 10, 2001

DATE OF APPROVAL: June 21, 2001

FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL (1st reprint enacted)

(Amendments during passage denoted by superscript numbers)

S1250

SPONSORS STATEMENT: (Begins on page 3 of original bill) Yes

COMMITTEE STATEMENT: **ASSEMBLY:** No

SENATE: Yes

FLOOR AMENDMENT STATEMENTS: No

LEGISLATIVE FISCAL ESTIMATE: No

A1217

SPONSORS STATEMENT: (Begins on page 3 of original bill) Yes

Bill and Sponsors Statement identical to S1250

COMMITTEE STATEMENT:	ASSEMBLY:	Yes
	SENATE:	No
FLOOR AMENDMENT STATEMENT:		Yes
LEGISLATIVE FISCAL ESTIMATE:		No
FINAL VERSION (2ND reprint):		Yes
VETO MESSAGE:		No
GOVERNOR'S PRESS RELEASE ON SIGNING:		Yes

FOLLOWING WERE PRINTED:

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REPORTS:	No
HEARINGS:	No
NEWSPAPER ARTICLES:	No

SENATE, No. 1250

STATE OF NEW JERSEY
209th LEGISLATURE

INTRODUCED MAY 11, 2000

Sponsored by:

Senator JOSEPH A. PALAIA

District 11 (Monmouth)

Senator JOSEPH M. KYRILLOS, JR.

District 13 (Middlesex and Monmouth)

SYNOPSIS

Provides an exemption from advertising of annual extensions of pupil transportation contract bids if increase is not greater than CPI.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 2/27/2001)

S1250 PALAIA, KYRILLOS

2

1 AN ACT concerning pupil transportation and amending
2 N.J.S.18A:39-3.

3

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

6

7 1. N.J.S.18A:39-3 is amended to read as follows:

8 18A:39-3. a. No contract for the transportation of pupils to and
9 from school shall be made, when the amount to be paid during the
10 school year for such transportation shall exceed \$7,500.00 or the
11 amount determined pursuant to subsection b. of this section, and have
12 the approval of the county superintendent of schools, unless the board
13 of education making such contract shall have first publicly advertised
14 for bids therefor in a newspaper published in the district or, if no
15 newspaper is published therein, in a newspaper circulating in the
16 district, once, at least 10 days prior to the date fixed for receiving
17 proposals for such transportation, and shall have awarded the contract
18 to the lowest responsible bidder.

19 Nothing in this chapter shall require the advertisement and letting
20 on proposals or bids of annual extensions, approved by the county
21 superintendent, of any contract for transportation entered into through
22 competitive bidding when--

23 (1) Such annual extensions impose no additional cost upon the
24 board of education, regardless of the fact that the route description has
25 changed; or

26 (2) The increase in the original contractual amount as a result of
27 such extensions does not exceed [30% thereof] the rise in the
28 Consumer Price Index for all urban consumers in the New York City
29 and Philadelphia areas as reported by the United States Department of
30 Labor, regardless of the fact that the route description has changed or
31 an aide has been added or removed; or

32 (3) (Deleted by amendment, P.L.1982, c.74.)

33 (4) The increase in the original contractual amount as a result of an
34 extension exceeds [30% thereof] the rise in the Consumer Price Index
35 for all urban consumers in the New York City and Philadelphia areas
36 as reported by the United States Department of Labor, but the
37 following apply to the extensions:

38 (a) The increase is directly attributable to a route change to
39 accommodate new student riders or safety concerns; and

40 (b) The school destination remains unchanged from the original
41 contract.

42 Any such extension as described in this paragraph shall be approved
43 by the county superintendent of schools [and shall be bid for the next

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

Matter underlined thus is new matter.

1 school year].

2 Nothing in this chapter shall require the immediate bid of any
3 contract renewal for the remainder of a school year in which the only
4 change, in addition to route description, is the bus type. However, any
5 such extension shall be approved by the county superintendent of
6 schools and shall be bid for the next school year.

7 b. The Governor, in consultation with the Department of the
8 Treasury, shall, no later than March 1 of each odd-numbered year,
9 adjust the threshold amount set forth in subsection a. of this section,
10 or subsequent to 1985 the threshold amount resulting from any
11 adjustment under this subsection or section 17 of P.L.1985. c.469, in
12 direct proportion to the rise or fall of the Consumer Price Index for all
13 urban consumers in the New York City and the Philadelphia areas as
14 reported by the United States Department of Labor. The Governor
15 shall, no later than June 1 of each odd-numbered year, notify all local
16 school districts of the adjustment. The adjustment shall become
17 effective on July 1 of each odd-numbered year.

18 (cf: P.L.1991, c.316, s.1)

19

20 2. This act shall take effect immediately.

21

22

23

STATEMENT

24

25 The bill amends N.J.S.18A:39-3 to provide that the advertisement
26 and letting on proposals or bids of annual extensions of pupil
27 transportation contracts will not be required if the increase in the
28 original contractual amount as a result of the extensions does not
29 exceed the rise in the Consumer Price Index for all urban consumers
30 in the New York City and Philadelphia areas as reported by the United
31 State Department of Labor.

SENATE EDUCATION COMMITTEE

STATEMENT TO

SENATE, No. 1250

with committee amendments

STATE OF NEW JERSEY

DATED: FEBRUARY 26, 2001

The Senate Education Committee reports favorably Senate Bill No. 1250 with committee amendments.

Under the current statutes, the advertisement and letting on proposals or bids of annual extensions of pupil transportation contracts is not required under certain conditions. One of those conditions is when the increase in the original contractual amount as a result of the extension does not exceed 30%. As amended, this bill replaces the amount of 30% with the amount of the rise in the Consumer Price Index (CPI) for the school year as that term is defined in section 3 of the "Comprehensive Educational Improvement and Financing Act of 1996," (CEIFA) P.L.1996, c.138.

Another condition is when the increase in the original contractual amount as a result of an extension does exceed 30%, but several factors are applicable. Under the bill, the amount of 30% is also replaced by the amount of the rise in the CPI, and the factor of a route change to accommodate new student riders or safety concerns would have to be provided for in the original bid, or the increase must be directly attributable to the addition of an aide as provided for in the original bid.

Finally, the bill makes clear that any extension would require the approval of the county superintendent, but the extension would not need to be bid for the next school year.

Amendments were adopted to clarify the definition of the CPI, to qualify the factor relating to a route change, to add the factor of the addition of an aide, and to specify that the approval of the county superintendent is required.

[First Reprint]

SENATE, No. 1250

STATE OF NEW JERSEY
209th LEGISLATURE

INTRODUCED MAY 11, 2000

Sponsored by:

Senator JOSEPH A. PALAIA

District 11 (Monmouth)

Senator JOSEPH M. KYRILLOS, JR.

District 13 (Middlesex and Monmouth)

Co-Sponsored by:

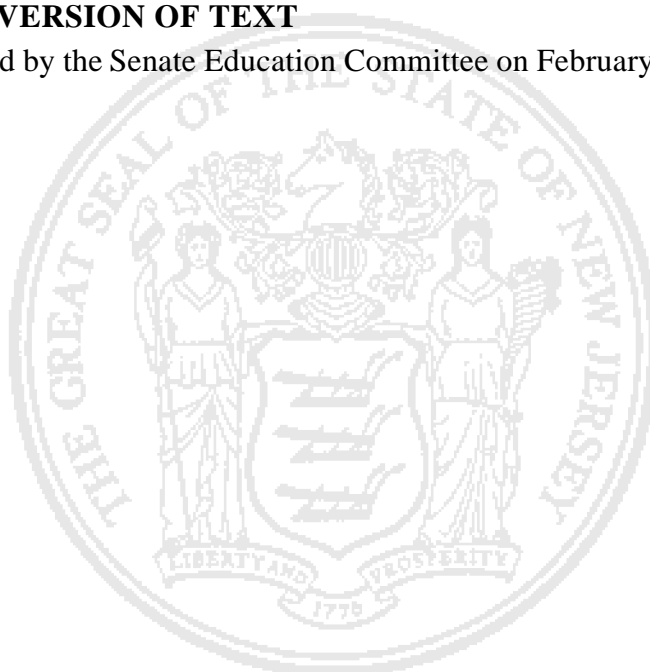
Assemblymen Corodemus, Zecker and Assemblywoman Weinberg

SYNOPSIS

Provides an exemption from advertising of annual extensions of pupil transportation contract bids if increase is not greater than CPI.

CURRENT VERSION OF TEXT

As reported by the Senate Education Committee on February 26, 2001, with amendments.



(Sponsorship Updated As Of: 5/11/2001)

1 AN ACT concerning pupil transportation and amending
2 N.J.S.18A:39-3.

3

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

6

7 1. N.J.S.18A:39-3 is amended to read as follows:

8 18A:39-3. a. No contract for the transportation of pupils to and
9 from school shall be made, when the amount to be paid during the
10 school year for such transportation shall exceed \$7,500.00 or the
11 amount determined pursuant to subsection b. of this section, and have
12 the approval of the county superintendent of schools, unless the board
13 of education making such contract shall have first publicly advertised
14 for bids therefor in a newspaper published in the district or, if no
15 newspaper is published therein, in a newspaper circulating in the
16 district, once, at least 10 days prior to the date fixed for receiving
17 proposals for such transportation, and shall have awarded the contract
18 to the lowest responsible bidder.

19 Nothing in this chapter shall require the advertisement and letting
20 on proposals or bids of annual extensions, approved by the county
21 superintendent, of any contract for transportation entered into through
22 competitive bidding when--

23 (1) Such annual extensions impose no additional cost upon the
24 board of education, regardless of the fact that the route description has
25 changed; or

26 (2) The increase in the original contractual amount as a result of
27 such extensions does not exceed **[30% thereof]** the rise in the
28 Consumer Price Index¹ **[for all urban consumers in the New York City**
29 **and Philadelphia areas as reported by the United States Department of**
30 **Labor]** as defined in section 3 of P.L.1996, c.138 (C.18A:7F-3) for
31 that school year¹, regardless of the fact that the route description has
32 changed or an aide has been added or removed; or

33 (3) (Deleted by amendment, P.L.1982, c.74.)

34 (4) The increase in the original contractual amount as a result of an
35 extension exceeds **[30% thereof]** the rise in the Consumer Price Index
36 ¹**[for all urban consumers in the New York City and Philadelphia areas**
37 **as reported by the United States Department of Labor]** as defined in
38 section 3 of P.L.1996, c.138 (C.18A:7F-3) for that school year¹, but
39 the following apply to the extensions:

40 (a) The increase is directly attributable to a route change to
41 accommodate new student riders or safety concerns ¹as provided for

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

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SED committee amendments adopted February 26, 2001.

1 in the original bid, or the increase is directly attributable to the
2 addition of an aide as provided for in the original bid¹; and

3 (b) The school destination remains unchanged from the original
4 contract.

5 Any such extension as described in this paragraph shall ¹[be
6 approved by] require the approval of¹ the county superintendent of
7 schools [and shall be bid for the next school year].

8 Nothing in this chapter shall require the immediate bid of any
9 contract renewal for the remainder of a school year in which the only
10 change, in addition to route description, is the bus type. However, any
11 such extension shall be approved by the county superintendent of
12 schools and shall be bid for the next school year.

13 b. The Governor, in consultation with the Department of the
14 Treasury, shall, no later than March 1 of each odd-numbered year,
15 adjust the threshold amount set forth in subsection a. of this section,
16 or subsequent to 1985 the threshold amount resulting from any
17 adjustment under this subsection or section 17 of P.L.1985. c.469, in
18 direct proportion to the rise or fall of the Consumer Price Index for all
19 urban consumers in the New York City and the Philadelphia areas as
20 reported by the United States Department of Labor. The Governor
21 shall, no later than June 1 of each odd-numbered year, notify all local
22 school districts of the adjustment. The adjustment shall become
23 effective on July 1 of each odd-numbered year.

24 (cf: P.L.1991, c.316, s.1)

25

26 2. This act shall take effect immediately.

ASSEMBLY, No. 1217

STATE OF NEW JERSEY 209th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2000 SESSION

Sponsored by:

Assemblyman STEVE CORODEMUS

District 11 (Monmouth)

Co-Sponsored by:

Assemblyman Zecker and Assemblywoman Weinberg

SYNOPSIS

Provides an exemption from advertising of annual extensions of pupil transportation contract bids if increase is not greater than CPI.

CURRENT VERSION OF TEXT

As Introduced.



(Sponsorship Updated As Of: 6/27/2000)

A1217 CORODEMUS

2

1 AN ACT concerning pupil transportation and amending N.J.S.18A:39-
2 3.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. N.J.S.18A:39-3 is amended to read as follows:

8 18A:39-3. a. No contract for the transportation of pupils to and
9 from school shall be made, when the amount to be paid during the
10 school year for such transportation shall exceed \$7,500.00 or the
11 amount determined pursuant to subsection b. of this section, and have
12 the approval of the county superintendent of schools, unless the board
13 of education making such contract shall have first publicly advertised
14 for bids therefor in a newspaper published in the district or, if no
15 newspaper is published therein, in a newspaper circulating in the
16 district, once, at least 10 days prior to the date fixed for receiving
17 proposals for such transportation, and shall have awarded the contract
18 to the lowest responsible bidder.

19 Nothing in this chapter shall require the advertisement and letting
20 on proposals or bids of annual extensions, approved by the county
21 superintendent, of any contract for transportation entered into through
22 competitive bidding when--

23 (1) Such annual extensions impose no additional cost upon the
24 board of education, regardless of the fact that the route description has
25 changed; or

26 (2) The increase in the original contractual amount as a result of
27 such extensions does not exceed [30% thereof] the rise in the
28 Consumer Price Index for all urban consumers in the New York City
29 and Philadelphia areas as reported by the United States Department of
30 Labor, regardless of the fact that the route description has changed or
31 an aide has been added or removed; or

32 (3) (Deleted by amendment, P.L.1982, c.74.)

33 (4) The increase in the original contractual amount as a result of an
34 extension exceeds [30% thereof] the rise in the Consumer Price Index
35 for all urban consumers in the New York City and Philadelphia areas
36 as reported by the United States Department of Labor, but the
37 following apply to the extensions:

38 (a) The increase is directly attributable to a route change to
39 accommodate new student riders or safety concerns; and

40 (b) The school destination remains unchanged from the original
41 contract.

42 Any such extension as described in this paragraph shall be approved

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

Matter underlined thus is new matter.

1 by the county superintendent of schools [and shall be bid for the next
2 school year].

3 Nothing in this chapter shall require the immediate bid of any
4 contract renewal for the remainder of a school year in which the only
5 change, in addition to route description, is the bus type. However, any
6 such extension shall be approved by the county superintendent of
7 schools and shall be bid for the next school year.

8 b. The Governor, in consultation with the Department of the
9 Treasury, shall, no later than March 1 of each odd-numbered year,
10 adjust the threshold amount set forth in subsection a. of this section,
11 or subsequent to 1985 the threshold amount resulting from any
12 adjustment under this subsection or section 17 of P.L.1985. c.469, in
13 direct proportion to the rise or fall of the Consumer Price Index for all
14 urban consumers in the New York City and the Philadelphia areas as
15 reported by the United States Department of Labor. The Governor
16 shall, no later than June 1 of each odd-numbered year, notify all local
17 school districts of the adjustment. The adjustment shall become
18 effective on July 1 of each odd-numbered year.

19 (cf: P.L.1991, c.316, s.1)

20

21 2. This act shall take effect immediately.

22

23

24

STATEMENT

25

26 The bill amends N.J.S.18A:39-3 to provide that the advertisement
27 and letting on proposals or bids of annual extensions of pupil
28 transportation contracts will not be required if the increase in the
29 original contractual amount as a result of the extensions does not
30 exceed the rise in the Consumer Price Index for all urban consumers
31 in the New York City and Philadelphia areas as reported by the United
32 State Department of Labor.

ASSEMBLY EDUCATION COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1217

with committee amendments

STATE OF NEW JERSEY

DATED: DECEMBER 7, 2000

The Assembly Education Committee favorably reports Assembly Bill No. 1217 with committee amendments.

As amended by committee, this bill amends current law, N.J.S.18A:39-3, to provide that a school district will not be required to advertise and bid annual extensions of a school bus contract if the increase in the original contractual amount as a result of the extension does not exceed the rise in the Consumer Price Index as that term is defined in section 3 of the "Comprehensive Educational Improvement and Financing Act of 1996," (CEIFA) P.L.1996, c.138. The definition of CPI in CEIFA references increases in consumer prices for the New York City and Philadelphia areas as reported by the United States Department of Labor.

The committee amended the bill to incorporate by reference the consumer price index definition established in the "Comprehensive Educational Improvement and Financing Act of 1996."

[First Reprint]

ASSEMBLY, No. 1217

STATE OF NEW JERSEY
209th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2000 SESSION

Sponsored by:

Assemblyman STEVE CORODEMUS

District 11 (Monmouth)

Co-Sponsored by:

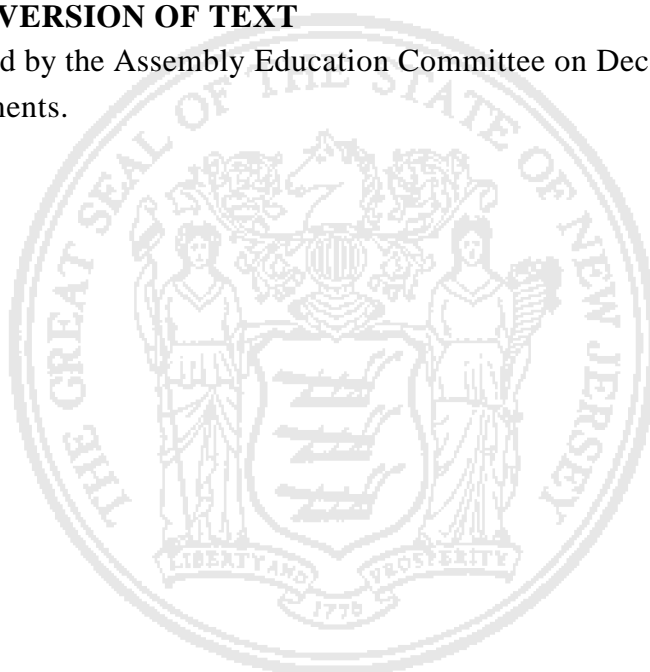
Assemblyman Zecker and Assemblywoman Weinberg

SYNOPSIS

Provides an exemption from advertising of annual extensions of pupil transportation contract bids if increase is not greater than CPI.

CURRENT VERSION OF TEXT

As reported by the Assembly Education Committee on December 7, 2000, with amendments.



(Sponsorship Updated As Of: 6/27/2000)

A1217 [1R] CORODEMUS

2

1 AN ACT concerning pupil transportation and amending N.J.S.18A:39-
2 3.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. N.J.S.18A:39-3 is amended to read as follows:

8 18A:39-3. a. No contract for the transportation of pupils to and
9 from school shall be made, when the amount to be paid during the
10 school year for such transportation shall exceed \$7,500.00 or the
11 amount determined pursuant to subsection b. of this section, and have
12 the approval of the county superintendent of schools, unless the board
13 of education making such contract shall have first publicly advertised
14 for bids therefor in a newspaper published in the district or, if no
15 newspaper is published therein, in a newspaper circulating in the
16 district, once, at least 10 days prior to the date fixed for receiving
17 proposals for such transportation, and shall have awarded the contract
18 to the lowest responsible bidder.

19 Nothing in this chapter shall require the advertisement and letting
20 on proposals or bids of annual extensions, approved by the county
21 superintendent, of any contract for transportation entered into through
22 competitive bidding when--

23 (1) Such annual extensions impose no additional cost upon the
24 board of education, regardless of the fact that the route description has
25 changed; or

26 (2) The increase in the original contractual amount as a result of
27 such extensions does not exceed **[30% thereof]** the rise in the
28 Consumer Price Index¹ [for all urban consumers in the New York City
29 and Philadelphia areas as reported by the United States Department of
30 Labor] as defined in section 3 of P.L.1996, c.138 (C.18A:7F-3) for
31 that school year¹, regardless of the fact that the route description has
32 changed or an aide has been added or removed; or

33 (3) (Deleted by amendment, P.L.1982, c.74.)

34 (4) The increase in the original contractual amount as a result of an
35 extension exceeds **[30% thereof]** the rise in the Consumer Price Index
36 ¹[for all urban consumers in the New York City and Philadelphia areas
37 as reported by the United States Department of Labor] as defined in
38 section 3 of P.L.1996, c.138 (C.18A:7F-3) for that school year¹, but
39 the following apply to the extensions:

40 (a) The increase is directly attributable to a route change to
41 accommodate new student riders or safety concerns; and

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

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Assembly AED committee amendments adopted December 7, 2000.

1 (b) The school destination remains unchanged from the original
2 contract.

3 Any such extension as described in this paragraph shall be approved
4 by the county superintendent of schools [and shall be bid for the next
5 school year].

6 Nothing in this chapter shall require the immediate bid of any
7 contract renewal for the remainder of a school year in which the only
8 change, in addition to route description, is the bus type. However, any
9 such extension shall be approved by the county superintendent of
10 schools and shall be bid for the next school year.

11 b. The Governor, in consultation with the Department of the
12 Treasury, shall, no later than March 1 of each odd-numbered year,
13 adjust the threshold amount set forth in subsection a. of this section,
14 or subsequent to 1985 the threshold amount resulting from any
15 adjustment under this subsection or section 17 of P.L.1985. c.469, in
16 direct proportion to the rise or fall of the Consumer Price Index for all
17 urban consumers in the New York City and the Philadelphia areas as
18 reported by the United States Department of Labor. The Governor
19 shall, no later than June 1 of each odd-numbered year, notify all local
20 school districts of the adjustment. The adjustment shall become
21 effective on July 1 of each odd-numbered year.

22 (cf: P.L.1991, c.316, s.1)

23

24 2. This act shall take effect immediately.

STATEMENT TO
[First Reprint]
ASSEMBLY, No. 1217

with Assembly Floor Amendments
(Proposed By Assemblyman CORODEMUS)

ADOPTED: January 29, 2001

These floor amendments provide that it would not be necessary to rebid an annual extension of a school transportation contract when the increase in the original contractual amount exceeds the CPI if the increase is directly attributable to the addition of an aide as provided for in the original contract bid. The amendments also clarify the language in existing law that extensions of transportation contracts require the approval of the county superintendent of schools.

[Second Reprint]

ASSEMBLY, No. 1217

STATE OF NEW JERSEY
209th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2000 SESSION

Sponsored by:

Assemblyman STEVE CORODEMUS

District 11 (Monmouth)

Co-Sponsored by:

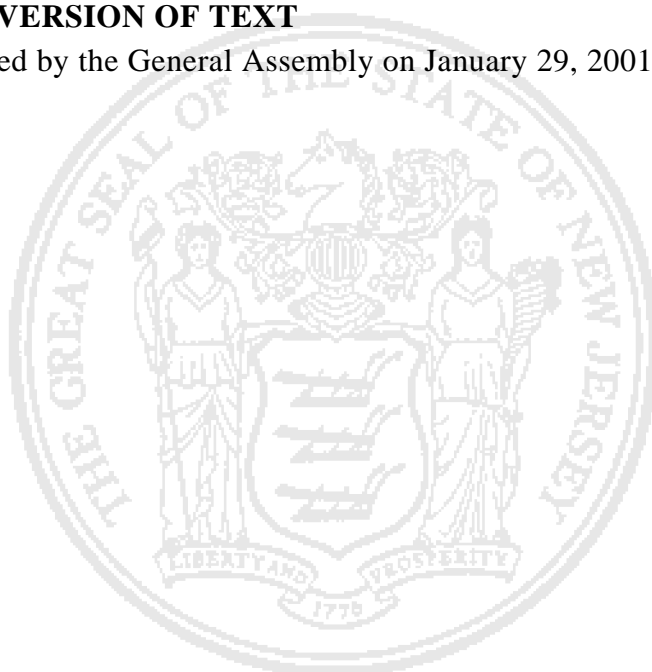
Assemblyman Zecker and Assemblywoman Weinberg

SYNOPSIS

Provides an exemption from advertising of annual extensions of pupil transportation contract bids if increase is not greater than CPI.

CURRENT VERSION OF TEXT

As amended by the General Assembly on January 29, 2001.



(Sponsorship Updated As Of: 6/27/2000)

A1217 [2R] CORODEMUS

2

1 AN ACT concerning pupil transportation and amending N.J.S.18A:39-
2 3.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. N.J.S.18A:39-3 is amended to read as follows:

8 18A:39-3. a. No contract for the transportation of pupils to and
9 from school shall be made, when the amount to be paid during the
10 school year for such transportation shall exceed \$7,500.00 or the
11 amount determined pursuant to subsection b. of this section, and have
12 the approval of the county superintendent of schools, unless the board
13 of education making such contract shall have first publicly advertised
14 for bids therefor in a newspaper published in the district or, if no
15 newspaper is published therein, in a newspaper circulating in the
16 district, once, at least 10 days prior to the date fixed for receiving
17 proposals for such transportation, and shall have awarded the contract
18 to the lowest responsible bidder.

19 Nothing in this chapter shall require the advertisement and letting
20 on proposals or bids of annual extensions, approved by the county
21 superintendent, of any contract for transportation entered into
22 through competitive bidding when--

23 (1) Such annual extensions impose no additional cost upon the
24 board of education, regardless of the fact that the route description has
25 changed; or

26 (2) The increase in the original contractual amount as a result of
27 such extensions does not exceed ~~[30% thereof]~~ the rise in the
28 Consumer Price Index¹ ~~[for all urban consumers in the New York City~~
29 ~~and Philadelphia areas as reported by the United States Department of~~
30 ~~Labor]~~ as defined in section 3 of P.L.1996, c.138 (C.18A:7F-3) for
31 that school year¹, regardless of the fact that the route description has
32 changed or an aide has been added or removed; or

33 (3) (Deleted by amendment, P.L.1982, c.74.)

34 (4) The increase in the original contractual amount as a result of an
35 extension exceeds ~~[30% thereof]~~ the rise in the Consumer Price Index
36 ¹[for all urban consumers in the New York City and Philadelphia areas
37 as reported by the United States Department of Labor] as defined in
38 section 3 of P.L.1996, c.138 (C.18A:7F-3) for that school year¹, but
39 the following apply to the extensions:

40 (a) The increase is directly attributable to a route change to
41 accommodate new student riders or safety concerns ²as provided for

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

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Assembly AED committee amendments adopted December 7, 2000.

² Assembly floor amendments adopted January 29, 2001.

1 in the original bid, or the increase is directly attributable to the
2 addition of an aide as provided for in the original bid²; and

3 (b) The school destination remains unchanged from the original
4 contract.

5 Any such extension as described in this paragraph shall ²[be
6 approved by] require the approval of² the county superintendent of
7 schools [and shall be bid for the next school year].

8 Nothing in this chapter shall require the immediate bid of any
9 contract renewal for the remainder of a school year in which the only
10 change, in addition to route description, is the bus type. However, any
11 such extension shall be approved by the county superintendent of
12 schools and shall be bid for the next school year.

13 b. The Governor, in consultation with the Department of the
14 Treasury, shall, no later than March 1 of each odd-numbered year,
15 adjust the threshold amount set forth in subsection a. of this section,
16 or subsequent to 1985 the threshold amount resulting from any
17 adjustment under this subsection or section 17 of P.L.1985. c.469, in
18 direct proportion to the rise or fall of the Consumer Price Index for all
19 urban consumers in the New York City and the Philadelphia areas as
20 reported by the United States Department of Labor. The Governor
21 shall, no later than June 1 of each odd-numbered year, notify all local
22 school districts of the adjustment. The adjustment shall become
23 effective on July 1 of each odd-numbered year.

24 (cf: P.L.1991, c.316, s.1)

25

26 2. This act shall take effect immediately.

P.L. 2001, CHAPTER 111, *approved June 21, 2001*
Senate Bill No. 1250 (*First Reprint*)

1 AN ACT concerning pupil transportation and amending N.J.S.18A:39-
2 3.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

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7 1. N.J.S.18A:39-3 is amended to read as follows:

8 18A:39-3. a. No contract for the transportation of pupils to and
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12 the approval of the county superintendent of schools, unless the board
13 of education making such contract shall have first publicly advertised
14 for bids therefor in a newspaper published in the district or, if no
15 newspaper is published therein, in a newspaper circulating in the
16 district, once, at least 10 days prior to the date fixed for receiving
17 proposals for such transportation, and shall have awarded the contract
18 to the lowest responsible bidder.

19 Nothing in this chapter shall require the advertisement and letting
20 on proposals or bids of annual extensions, approved by the county
21 superintendent, of any contract for transportation entered into through
22 competitive bidding when--

23 (1) Such annual extensions impose no additional cost upon the
24 board of education, regardless of the fact that the route description has
25 changed; or

26 (2) The increase in the original contractual amount as a result of
27 such extensions does not exceed **[30% thereof]** the rise in the
28 Consumer Price Index¹ [for all urban consumers in the New York City
29 and Philadelphia areas as reported by the United States Department of
30 Labor] as defined in section 3 of P.L.1996, c.138 (C.18A:7F-3) for
31 that school year¹, regardless of the fact that the route description has
32 changed or an aide has been added or removed; or

33 (3) (Deleted by amendment, P.L.1982, c.74.)

34 (4) The increase in the original contractual amount as a result of an
35 extension exceeds **[30% thereof]** the rise in the Consumer Price Index
36 ¹[for all urban consumers in the New York City and Philadelphia areas
37 as reported by the United States Department of Labor] as defined in
38 section 3 of P.L.1996, c.138 (C.18A:7F-3) for that school year¹, but
39 the following apply to the extensions:

40 (a) The increase is directly attributable to a route change to

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

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SED committee amendments adopted February 26, 2001.

1 accommodate new student riders or safety concerns ¹as provided for
2 in the original bid, or the increase is directly attributable to the
3 addition of an aide as provided for in the original bid¹; and

4 (b) The school destination remains unchanged from the original
5 contract.

6 Any such extension as described in this paragraph shall ¹[be
7 approved by] require the approval of¹ the county superintendent of
8 schools [and shall be bid for the next school year].

9 Nothing in this chapter shall require the immediate bid of any
10 contract renewal for the remainder of a school year in which the only
11 change, in addition to route description, is the bus type. However, any
12 such extension shall be approved by the county superintendent of
13 schools and shall be bid for the next school year.

14 b. The Governor, in consultation with the Department of the
15 Treasury, shall, no later than March 1 of each odd-numbered year,
16 adjust the threshold amount set forth in subsection a. of this section,
17 or subsequent to 1985 the threshold amount resulting from any
18 adjustment under this subsection or section 17 of P.L.1985. c.469, in
19 direct proportion to the rise or fall of the Consumer Price Index for all
20 urban consumers in the New York City and the Philadelphia areas as
21 reported by the United States Department of Labor. The Governor
22 shall, no later than June 1 of each odd-numbered year, notify all local
23 school districts of the adjustment. The adjustment shall become
24 effective on July 1 of each odd-numbered year.

25 (cf: P.L.1991, c.316, s.1)

26
27 2. This act shall take effect immediately.
28
29
30

31
32 _____
33 Provides an exemption from advertising of annual extensions of pupil
transportation contract bids if increase is not greater than CPI.

CHAPTER 111

AN ACT concerning pupil transportation and amending N.J.S.18A:39-3.

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

1. N.J.S.18A:39-3 is amended to read as follows:

Pupil transportation contracts.

18A:39-3. a. No contract for the transportation of pupils to and from school shall be made, when the amount to be paid during the school year for such transportation shall exceed \$7,500.00 or the amount determined pursuant to subsection b. of this section, and have the approval of the county superintendent of schools, unless the board of education making such contract shall have first publicly advertised for bids therefor in a newspaper published in the district or, if no newspaper is published therein, in a newspaper circulating in the district, once, at least 10 days prior to the date fixed for receiving proposals for such transportation, and shall have awarded the contract to the lowest responsible bidder.

Nothing in this chapter shall require the advertisement and letting on proposals or bids of annual extensions, approved by the county superintendent, of any contract for transportation entered into through competitive bidding when--

(1) Such annual extensions impose no additional cost upon the board of education, regardless of the fact that the route description has changed; or

(2) The increase in the original contractual amount as a result of such extensions does not exceed the rise in the Consumer Price Index as defined in section 3 of P.L.1996, c.138 (C.18A:7F-3) for that school year, regardless of the fact that the route description has changed or an aide has been added or removed; or

(3) (Deleted by amendment, P.L.1982, c.74.)

(4) The increase in the original contractual amount as a result of an extension exceeds the rise in the Consumer Price Index as defined in section 3 of P.L.1996, c.138 (C.18A:7F-3) for that school year, but the following apply to the extensions:

(a) The increase is directly attributable to a route change to accommodate new student riders or safety concerns as provided for in the original bid, or the increase is directly attributable to the addition of an aide as provided for in the original bid; and

(b) The school destination remains unchanged from the original contract.

Any such extension as described in this paragraph shall require the approval of the county superintendent of schools.

Nothing in this chapter shall require the immediate bid of any contract renewal for the remainder of a school year in which the only change, in addition to route description, is the bus type. However, any such extension shall be approved by the county superintendent of schools and shall be bid for the next school year.

b. The Governor, in consultation with the Department of the Treasury, shall, no later than March 1 of each odd-numbered year, adjust the threshold amount set forth in subsection a. of this section, or subsequent to 1985 the threshold amount resulting from any adjustment under this subsection or section 17 of P.L.1985. c.469, in direct proportion to the rise or fall of the Consumer Price Index for all urban consumers in the New York City and the Philadelphia areas as reported by the United States Department of Labor. The Governor shall, no later than June 1 of each odd-numbered year, notify all local school districts of the adjustment. The adjustment shall become effective on July 1 of each odd-numbered year.

2. This act shall take effect immediately.

Approved June 21, 2001.

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TRENTON, NJ 08625

Office of the Governor
NEWS RELEASE

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RELEASE: June 22 , 2001

**Acting Governor Donald T. DiFrancesco signed the following
legislation today:**

S-1250, sponsored by Senators Joseph Palaia (R-Monmouth) and Joseph Kyriillos (R-Middlesex/Monmouth), makes two changes to current student transportation law: 1) authorizes a school district to grant an annual extension of a pupil transportation contract without re-bidding if the increase from the original contractual amount as a result of the extension does not exceed the rise in Consumer Price Index (CPI), and 2) establishes a new exemption to allow a school district to increase the original contract amount by more than the CPI if the increase is directly attributable to the addition of a school bus ride.

S-1292, sponsored by Senators Jack Sinagra (R-Middlesex) and Louis Bassano (R-Essex/Union) and Assemblymen Kip Bateman (R-Morris/Somerset) and Peter Biondi (R-Morris/Somerset), provides two exceptions to the statutory prohibition on disclosure of patient information concerning the release of confidential information by an organized delivery system for research and other issues related to the use of drugs used by patients. The exceptions are when the identity of the enrollee is protected through coding or encryption and the information will not be released in identifiable form or with the informed consent of the enrollee.