

18A:12-8; 18A:12-17

LEGISLATIVE HISTORY CHECKLIST

HJSA 18A:12-8; 18A:12-17 (School Board members - certain - change date of appointment)

LAWS OF 1979 CHAPTER 284

Bill No. S3167

Sponsor(s) Graves

Date Introduced April 23, 1979

Committee: Assembly Education

Senate Education

Amended during passage ~~Yes~~ No

Date of Passage: Assembly Jan. 7, 1980

Senate June 14, 1979

Date of approval Jan. 10, 1980

Following statements are attached if available:

Sponsor statement Yes ~~Yes~~

Committee Statement: Assembly Yes ~~Yes~~

Senate Yes ~~Yes~~

Fiscal Note ~~Yes~~ No

Veto message ~~Yes~~ No

Message on signing ~~Yes~~ No

Following were printed:

Reports ~~Yes~~ No

Hearings ~~Yes~~ No

SENATE, No. 3167

STATE OF NEW JERSEY

INTRODUCED APRIL 23, 1979

By Senator GRAVES

Referred to Committee on Education

AN ACT concerning the appointment of school board members and amending N. J. S. 18A:12-8 and N. J. S. 18A:12-17.

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

1 1. N. J. S. 18A:12-8 is amended to read as follows:

2 18A:12-8. In districts, other than those in cities of the first class,
3 the members of the board shall be appointed between **[January 2]**
4 *April 1* and **[January]** *April 15* and their terms of office shall
5 begin on May 16, next succeeding, and in districts in cities of the
6 first class they shall be appointed during the month of June and
7 their terms of office shall begin on July 1, next succeeding.

1 2. N. J. S. 18A:12-17 is amended to read as follows:

2 18A:12-17. The mayor or other chief executive officer of the
3 municipality shall, between **[January 2]** *April 1* and **[January]**
4 *April 15* in each year, appoint one member of the board to serve
5 for a term of 5 years beginning on May 16 next succeeding his
6 appointment, to take the place of the member whose term shall
7 expire in that year, and any vacancy occurring in the membership
8 of the board shall be reported forthwith by the secretary of the
9 board to the mayor or other chief executive officer of the munici-
10 pality, who shall within 30 days thereafter appoint a qualified
11 person to fill the vacancy for the unexpired term.

1 3. This act shall take effect immediately.

STATEMENT

This bill changes the date for the appointment of school board members in Type I school districts and Type II school districts with an appointed school board.

P. L. 1979, c. 23 changed the date on which boards must reorganize from March 1 to May 16. However, it did not change the January

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

appointment requirements. As a result there is a four-month delay between the appointment of new board members and the beginning of their term of office. This bill would make the appointment of board members coincide with the election of members in Type II districts.

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ASSEMBLY EDUCATION COMMITTEE

STATEMENT TO

SENATE, No. 3167

STATE OF NEW JERSEY

DATED: DECEMBER 17, 1979

The Assembly Education Committee favorably reports this bill and endorses the statement of the Senate Education Committee.

SENATE EDUCATION COMMITTEE

STATEMENT TO

SENATE, No. 3167

STATE OF NEW JERSEY

DATED: MAY 24, 1979

PROVISIONS:

The Senate Education Committee favorably reports this bill which changes the time for the appointment of school board members from January to between April 1 and April 15.

FISCAL IMPLICATIONS:

None.

BACKGROUND:

P. L. 1979, c. 23 changed the date on which boards of education must organize from March 1 to May 16. It also changed the date of the annual school election from February to April 3. However, the requirement that board members in Type I districts be appointed in January was not changed.

This issue was discussed when P. L. 1979, c. 23 was considered by the Legislature. The January date was retained in order to avoid any possible conflict with the May municipal elections. In practice, however, the 4 month delay between the appointment of new board members and the beginning of their term of office has created difficulties in the Type I districts. On this basis, it seems more appropriate to change the appointment to April to coincide with the election of board members in Type II districts.

FROM THE OFFICE OF THE GOVERNOR

FOR IMMEDIATE RELEASE

FOR FURTHER INFORMATION

JANUARY 10, 1980

KATHYRN FORSYTH

Governor Brendan Byrne today signed S-3167, sponsored by Senator Francis X. Graves (D-Passaic), which changes the appointment date of school board members from between January 2 and January 15 of each year, to April 1 through April 15.

A law signed in 1978 changed the school board election date to the first Tuesday in April and the date on which boards must reorganize from March 1 to May 15. This left a four-month delay between the appointment of new board members and the beginning of their terms. This bill corrects that discrepancy.

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