18A:6-51; 18A:6-55 and 18A:6-56

LEGISLATIVE HISTORY CHECKLIST

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LAUS OF	CHAPTER_	356		
Bill No. <u>\$3414</u>				
Sponsor(s) Dwyer and others	11111-1-1111-1-111-1-111-1-1-1-1-1-1-1			
Date Introduced Sept. 10, 1979				
Committee: Assembly Educat	ion			,
Senate Educat	ion			
Amended during passage Yes	5	xx	Amendments denoted by	during passage asterisks
Date of Passage: Assembly Jan. 3, 19	80			parate a construction of
Senate Dec. 3, 19	79		ò	Provent and
Date of approval Jan. 29, 1980) Not	
Following statements are attached if available:				
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Committee Statement: Assembly Ye	25	хх		Allen 20 - 20 - 1
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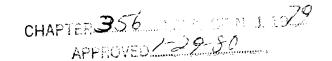
Attorney General Opinion mentioned in Sponsor's statement is an Informal Opinion.

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[SECOND OFFICIAL COPY REPRINT] SENATE, No. 3414

STATE OF NEW JERSEY

INTRODUCED SEPTEMBER 10, 1979

By Senators DWYER, HAMILTON, WEISS, GREGORIO and ERRICHETT1

Referred to Committee on Education

AN ACT to amend "An act concerning education, authorizing the establishment of educational services commissions, prescribing their functions, powers and duties, and supplementing Title 18A of the New Jersey Statutes," approved August 6, 1968 (P. L. 1968, c. 243).

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

1 1. Section 1 of P. L. 1968, c. 243 (C. 18A:6-51) is amended to 2 read as follows:

3 1. Definitions:

4 (a) "Educational Services Commission" means an agency estab-

5 lished or to be established in one or more counties for the purpose
6 of carrying on programs of educational research and development
7 and providing to public school districts such educational and
8 administrative services as may be authorized pursuant to rules
9 of the State Board of Education.

10 (b) "Commission" means county educational services com-11 mission.

12 (c) "State board" means the State Board of Education.

13 (d) "Commissioner" means the Commissioner of Education.

(e) "Operation expenses" means those funds devoted to or
required for the regular or ordinary operating expenses of the
commission, including administrative, maintenance and salary
expenses, and purchase or rental of real and personal property,
but excluding contracted services expense.

(f) "Contracted services expense" means funds devoted to or
required for services provided pursuant to contracts with school
districts whether member districts of the commission or not, or
contracts with nonpublic schools.

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

(g) "Member district" means a public school district located in
the county or counties in which a commission is established which
is authorized by this act to be a constituent part of the commission,
to participate in the election of members of the governing body of
the commission, and to contract with the commission for one or
more of its services.

(h) "School administrator" means the superintendent" [,] * *or*
administrative principal" [, business manager or assistant superintendent for business of a local school district]*.

1 2. Section 5 of P. L. 1968, c. 243 (C. 18A:6-55) is amended to 2 read as follows:

5. The board of directors shall consist of one representative from each member board of education, which may be a school administrator, **[board secretary]** or a local board of education member and the county superintendent or county superintendents, as the case may be, of the county or counties in which the member school districts are located. Each member of the board of directors shall have one vote.

1 3. Section 6 of P. L. 1968, c. 243 (C. 18A:6-56) is amended to 2 read as follows:

3 6. Members of the board of directors representing school dis-4 tricts shall be elected by their respective boards of education from among the membership of such boards of education*[,]* *or* their $\mathbf{5}$ school * [administrators or board secretries] * * administrator*. 6 Should [a member] the representative cease to be a member or 7 8 employee of the board of education which elected him, his place on the board of [education] directors shall become vacant, and the 9 board of education which elected him shall elect another of its 10 members, or school * [administrators or board secretaries]* *ad-11 ministrator* to fill the vacancy for the remainder of the term for 1212A which the vacating member had been elected.

The members of the first board of directors shall serve until the 1314 regular annual organization meeting next ensuing and for 1 year or 2 years thereafter as their first terms shall be established accord-15ing to an assignment of original terms in which the names of the 16school districts shall be arranged in order alphabetically and then 17numbered consecutively, beginning with the number 1, and those 18 19 districts having odd numbers in such alphabetical list shall be 20assigned an original term of 2 years, and those districts having 21 even numbers in such list having an original term of 1 year. After the original term, the term of office of a school district member of 22the board of directors shall be for 2 years. 23

1 4. This act shall take effect immediately.

STATEMENT

Currently, many boards of education select their superintendent as the representative of the board of education to the County Educational Services Commission. A recent Attorney General's opinion stated that only elected members of a board of education are eligible to serve as the local board's representative to the Educational Services Commission. This has resulted in an inability for Educational Services to achieve quorums.

Many local boards of education wish to name the superintendent, administrative principal, business manager, board secretary or assistant superintendent for business as the representative to the commission.

This legislation gives local boards of education the option to select the superintendent, administrative principal, business manager, board secretary or assistant superintendent for business as the representative of the board to the Educational Services Commission.

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ASSEMBLY EDUCATION COMMITTEE

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STATEMENT TO

SENATE, No. 3414

[OFFICIAL COPY REPRINT]

with Assembly committee amendment

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. The amendment by the Assembly Education Committee was of a technical nature.

Reference des antes

SENATE EDUCATION COMMITTEE

STATEMENT TO SENATE, No. 3414 with Senate committee amendments

STATE OF NEW JERSEY

DATED: NOVEMBER 19, 1979

The Senate Education Committee favorably reports this bill which, as amended, gives local boards of education the option to select the superintendent or administrative principal as the representative of the board to the Educational Services Commission.

Currently, many boards of education select their superintendent as the representative of the board of education to the County Educational Services Commission. A recent Attorney General's opinion stated that only elected members of a board of education are eligible to serve as the local board's representative to the Educational Services Commission. This has resulted in an inability for Educational Services to achieve quorums.

COMMITTEE AMENDMENTS:

The committee has amended this bill to provide that only the chief school administrator (superintendent or administrative principal) may serve as representative of the board.