

18A:39-1

LEGISLATIVE HISTORY CHECKLIST

NJSA 18A:39-1

Laws of 1974 Chapter 78

Bill No. A 1638

Sponsor(s) LeFante & 35 others

Date Introduced April 22

Committee: Assembly Education

Senate -----

Amended during passage ~~Yes~~ No

Date of passage: Assembly May 13

Senate May 16

Date of approval Aug. 5

Following statements are attached if available:

Sponsor statement Yes  No

Committee Statement: Assembly ~~Yes~~ No

Senate ~~Yes~~ No

Fiscal Note ~~Yes~~ No

Veto message ~~Yes~~ No

Message on signing Yes

Following were printed:

Reports ~~Yes~~ No

Hearings ~~Yes~~ No

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FEB 1977

APPROVED 8-5-74

ASSEMBLY, No. 1638

STATE OF NEW JERSEY

INTRODUCED APRIL 22, 1974

By Assemblymen LEFANTE, HAMILTON, WOODSON, BARBOUR, GEWERTZ, KLEIN, GARRUBBO, KEEGAN, BORNHEIMER, FORAN, WEIDEL, ORECHIO, CHINNICI, HURLEY, LITTELL, KEAN, PELLECCIA, FROUDE, PATERO, KARCHER, DEVERIN, NEWMAN, GREGORIO, FLYNN, KOZLOSKI, VAN WAGNER, MCCARTHY, SHELTON, Assemblywoman CURRAN, Assemblymen BATE, CODEY, NERI, DOYLE, EWING, SALKIND and McMANIMON

Referred to Committee on Education

AN ACT concerning education and amending N. J. S. 18A:39-1.

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

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

2 18A:39-1. Whenever in any district there are pupils residing  
3 remote from any schoolhouse, the board of education of the district  
4 may make rules and contracts for the transportation of such pupils  
5 to and from school, including the transportation of school pupils to  
6 and from school other than a public school, except such school as is  
7 operated for profit in whole or in part.

8 When any school district provides any transportation for public  
9 school pupils to and from school pursuant to this section, trans-  
10 portation shall be supplied to school pupils residing in such school  
11 district in going to and from any remote school other than a public  
12 school, not operated for profit in whole or in part, located within  
13 the State not more than 20 miles from the residence of the pupil  
14 provided the per pupil cost of the lowest bid received does not  
15 exceed ~~[\$150.00]~~ \$200.00 and if such bid shall exceed said cost then  
16 the parent, guardian or other person having legal custody of the  
17 pupil shall be eligible to receive said amount toward the cost of his  
18 transportation to a qualified school other than a public school

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

19 regardless of whether such transportation is along established  
20 public school routes. It shall be the obligation of the parent,  
21 guardian or other person having legal custody of the pupil attend-  
22 ing a remote school, other than a public school, not operating for  
23 profit in whole or in part, to register said pupil with the office of the  
24 secretary of the board of education at the time and in the manner  
25 specified by rules and regulations of the State board in order to be  
26 eligible for the transportation provided by this section. If the  
27 registration of any such pupil is not completed by September 1 of  
28 the school year and if it is necessary for the board of education to  
29 enter into a contract establishing a new route in order to provide  
30 such transportation, then the board shall not be required to provide  
31 it, but in lieu thereof the parent, guardian or other person having  
32 legal custody of the pupil shall be eligible to receive ~~[\$150.00]~~  
33 *\$200.00* or an amount computed by multiplying ~~[\$.0833]~~ *\$1.111*  
34 times the number of school days remaining in the school year at  
35 the time of registration, whichever is the smaller amount. When-  
36 ever any regional school district provides any transportation for  
37 pupils attending schools other than public schools pursuant to this  
38 section, said regional district shall assume responsibility for the  
39 transportation of all such pupils, and the cost of such transporta-  
40 tion for pupils below the grade level for which the regional district  
41 was organized, shall be prorated by the regional district among the  
42 constituent districts on a per pupil basis after approval of such  
43 costs by the county superintendent. This section shall not require  
44 school districts to provide any transportation to pupils attending  
45 a school other than a public school where the only transportation  
46 presently provided by said district is for school children trans-  
47 ported pursuant to chapter 46 of this Title or for pupils transported  
48 to a vocational, technical or other public school offering a special-  
49 ized program. Any transportation to a school, other than a public  
50 school, shall be pursuant to the same rules and regulations promul-  
51 gated by the State board as governs transportation to any public  
52 school.

53 Nothing in this section shall be so construed as to prohibit a board  
54 of education from making contracts for the transportation of  
55 pupils to a school in an adjoining district when such pupils are  
56 transferred to the district by order of the county superintendent,  
57 or when any pupils shall attend school in a district other than that  
58 in which they shall reside by virtue of an agreement made by the  
59 respective boards of education.

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60 Nothing herein contained shall limit or diminish in any way any  
61 of the provisions for transportation for children pursuant to  
62 chapter 46 of this Title.

1 2. This act shall take effect immediately.

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**STATEMENT**

This bill would increase the subsidy for transporting students who reside remote from school.

FROM THE OFFICE OF THE GOVERNOR

AUGUST 5, 1974

FOR FURTHER INFORMATION

FOR IMMEDIATE RELEASE

DICK CAMPBELL

Governor Brendan Byrne signed into law Monday two bills which provide increased aid to students attending non-public schools.

A-1639  
One bill provides state aid of \$15 per student for local boards of education to purchase textbooks and loan them to students residing within the district.

A-1638  
The other measure increases the transportation allowance from \$150 to \$200 for parents whose non-public school children must travel long distances to school.

The bills, both sponsored by Assemblyman Joseph A. LeFante, D-Hudson, are effective immediately.

Byrne noted that the bills are in keeping with a campaign commitment to seek to find constitutional ways to aid non-public schools.

"This aid will help maintain the non-public schools as an important component of our educational system," said the Governor.

The textbook loan program is patterned after a New York State statute which was upheld as constitutional by the U.S. Supreme Court.

The transportation aid measure has been in effect since 1965 and has been upheld as constitutional.

The funds to finance the increased aid program are included in the state budget for the fiscal year which began July 1.

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