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RWH/JA

P.L. 2018, CHAPTER 13, *approved May 16, 2018*
Assembly, No. 1114

1 AN ACT concerning the school district of attendance for pupils who
2 reside on certain federal property and amending and
3 supplementing P.L.1988, c.12.

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

7
8 1. Section 2 of P.L.1988, c.12 (C.18A:38-7.8) is amended to
9 read as follows:

10 2. a. After July 1, 1988 and until July 1, 2018, persons of
11 school age who reside on federal property which is located entirely
12 within the geographic boundaries of two or more school districts,
13 one of which is a constituent district of a limited purpose regional
14 district with more than six constituent districts in a county of the
15 fifth class shall be deemed to be domiciled in a district to be
16 designated by the executive county superintendent of schools.
17 These persons shall attend the schools of the designated district and
18 the designated district shall count these pupils in the resident
19 enrollment of the district for all State aid and all federal funds
20 provided under Pub. L. 81-874, 20 U.S.C. s. 236 et seq.

21 b. The designated district shall be a district that contains within
22 its boundaries a portion of the federal property on which the pupils
23 reside. Not later than 10 days after the effective date of this act, the
24 board of education of any school district that seeks to be designated
25 by the executive county superintendent of schools pursuant to this
26 section shall adopt a resolution by majority vote of its members
27 indicating its interest and the resolution shall be forwarded to the
28 executive county superintendent. Based on a determination of the
29 best interests of the pupils residing on federal property and pupils
30 residing in the districts seeking designation, the executive county
31 superintendent shall, within 30 days of the effective date of this act,
32 certify to the Commissioner of Education which local school
33 district, if any, shall be the designated district. **【Once the county
34 superintendent has certified the designated district, the county
35 superintendent may not revoke or alter that certification.】** In the
36 event that no board of education adopts a resolution indicating an
37 interest in being designated pursuant to this section, the executive
38 county superintendent shall not designate a district and the pupils

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.

1 residing on the federal property shall attend the schools of the
2 district in which they reside.

3 c. Notwithstanding the provisions of this section, those pupils
4 residing on federal property prior to October 1, 1987 shall be
5 permitted at the option of each pupil to continue in the school they
6 were attending on September 30, 1987 until graduation from the
7 school. For the purpose of calculating State and federal aid, each
8 pupil who elects to remain shall continue to be included in the
9 resident enrollment of the district in which they reside.

10 (cf: P.L.1988, c.12, s.2.)

11

12 2. (New section) a. Beginning with the 2018-2019 school
13 year, the pupils residing on the federal property described in
14 subsection a. of section 2 of P.L.1988, c.12 (C.18A:38-7.8) shall be
15 enrolled in the schools of the district in which the pupils reside in
16 accordance with an enrollment schedule determined by the
17 executive county superintendent of schools. The enrollment
18 schedule shall provide for the transition, over a period of four
19 school years, of the pupils to enrollment in the schools of the
20 district in which the pupils reside, so that by July 1, 2021 all such
21 pupils are enrolled in the schools of the district in which they
22 reside.

23 b. Notwithstanding the provisions of subsection a. of this
24 section to the contrary, pupils who attend the designated district
25 pursuant to subsection a. of section 2 of P.L.1988, c.12 (C.18A:38-
26 7.8) on the effective date of P.L. , c. (C.) (pending before
27 the Legislature as this bill) shall be permitted at the option of each
28 pupil to continue in the school of the designated district they are
29 attending on that effective date until graduation from the school.
30 For the purpose of calculating State and federal aid, a pupil who
31 elects to remain shall continue to be included in the resident
32 enrollment of the designated district.

33

34 3. This act shall take effect immediately.

35

36

37

38

39 _____
40 Requires pupils who reside on certain federal property to enroll
41 in resident school district in accordance with schedule determined
by executive county superintendent of schools.

ASSEMBLY, No. 1114

STATE OF NEW JERSEY 218th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2018 SESSION

Sponsored by:

Assemblywoman JOANN DOWNEY

District 11 (Monmouth)

Assemblyman ERIC HOUGHTALING

District 11 (Monmouth)

SYNOPSIS

Requires pupils who reside on certain federal property to enroll in resident school district in accordance with schedule determined by executive county superintendent of schools.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



A1114 DOWNEY, HOUGHTALING

2

1 AN ACT concerning the school district of attendance for pupils who
2 reside on certain federal property and amending and
3 supplementing P.L.1988, c.12.
4

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

7
8 1. Section 2 of P.L.1988, c.12 (C.18A:38-7.8) is amended to
9 read as follows:

10 2. a. After July 1, 1988 and until July 1, 2017, persons of school
11 age who reside on federal property which is located entirely within
12 the geographic boundaries of two or more school districts, one of
13 which is a constituent district of a limited purpose regional district
14 with more than six constituent districts in a county of the fifth class
15 shall be deemed to be domiciled in a district to be designated by the
16 executive county superintendent of schools. These persons shall
17 attend the schools of the designated district and the designated
18 district shall count these pupils in the resident enrollment of the
19 district for all State aid and all federal funds provided under Pub. L.
20 81-874, 20 U.S.C. s. 236 et seq.

21 b. The designated district shall be a district that contains within
22 its boundaries a portion of the federal property on which the pupils
23 reside. Not later than 10 days after the effective date of this act, the
24 board of education of any school district that seeks to be designated
25 by the executive county superintendent of schools pursuant to this
26 section shall adopt a resolution by majority vote of its members
27 indicating its interest and the resolution shall be forwarded to the
28 executive county superintendent. Based on a determination of the
29 best interests of the pupils residing on federal property and pupils
30 residing in the districts seeking designation, the executive county
31 superintendent shall, within 30 days of the effective date of this act,
32 certify to the Commissioner of Education which local school
33 district, if any, shall be the designated district. **【Once the county
34 superintendent has certified the designated district, the county
35 superintendent may not revoke or alter that certification.】** In the
36 event that no board of education adopts a resolution indicating an
37 interest in being designated pursuant to this section, the executive
38 county superintendent shall not designate a district and the pupils
39 residing on the federal property shall attend the schools of the
40 district in which they reside.

41 c. Notwithstanding the provisions of this section, those pupils
42 residing on federal property prior to October 1, 1987 shall be
43 permitted at the option of each pupil to continue in the school they
44 were attending on September 30, 1987 until graduation from the
45 school. For the purpose of calculating State and federal aid, each

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.

1 pupil who elects to remain shall continue to be included in the
2 resident enrollment of the district in which they reside.
3 (cf: P.L.1988, c.12, s.2.)
4

5 2. (New section) a. Beginning with the 2017-2018 school
6 year, the pupils residing on the federal property described in
7 subsection a. of section 2 of P.L.1988, c.12 (C.18A:38-7.8) shall be
8 enrolled in the schools of the district in which the pupils reside in
9 accordance with an enrollment schedule determined by the
10 executive county superintendent of schools. The enrollment
11 schedule shall provide for the transition, over a period of four
12 school years, of the pupils to enrollment in the schools of the
13 district in which the pupils reside, so that by July 1, 2020 all such
14 pupils are enrolled in the schools of the district in which they
15 reside.

16 b. Notwithstanding the provisions of subsection a. of this
17 section to the contrary, pupils who attend the designated district
18 pursuant to subsection a. of section 2 of P.L.1988, c.12 (C.18A:38-
19 7.8) on the effective date of P.L. , c. (C.) (pending before
20 the Legislature as this bill) shall be permitted at the option of each
21 pupil to continue in the school of the designated district they are
22 attending on that effective date until graduation from the school.
23 For the purpose of calculating State and federal aid, a pupil who
24 elects to remain shall continue to be included in the resident
25 enrollment of the designated district.
26

27 3. This act shall take effect immediately.
28
29

30 STATEMENT
31

32 This bill provides that beginning with the 2017-2018 school
33 year, the pupils who reside on federal property at the Naval Weapons
34 Station Earle are to be enrolled in the schools of the district in which
35 the pupils reside in accordance with an enrollment schedule
36 determined by the executive county superintendent of schools.

37 P.L.1988, c.12, which became effective on April 6, 1988,
38 authorized the executive county superintendent of schools in
39 Monmouth County to designate a school district as the district of
40 residence for the students who reside on federal property at the Naval
41 Weapons Station Earle. The property on which Earle is located is
42 within the geographic boundaries of two separate school districts.
43 Pursuant to that law and since the 1988-89 school year, the Tinton
44 Falls School District has provided educational services to children who
45 reside on Earle.

46 Under this bill, the enrollment schedule determined by the
47 executive county superintendent of schools must provide for the
48 transition, over a period of four school years, of all pupils enrolled in

A1114 DOWNEY, HOUGHTALING

4

1 the designated district to enrollment in the schools of the district in
2 which the pupils reside. By July 1, 2020, all pupils will be enrolled in
3 the schools of the district in which they reside. The bill allows a pupil
4 an option to continue in the school of the designated district the pupil
5 is attending when the bill is enacted until graduation from that school.

ASSEMBLY EDUCATION COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1114

STATE OF NEW JERSEY

DATED: MARCH 12, 2018

The Assembly Education Committee reports favorably Assembly Bill No. 1114.

This bill provides that beginning with the 2018-2019 school year, the pupils who reside on federal property at the Naval Weapons Station Earle are to be enrolled in the schools of the district in which the pupils reside in accordance with an enrollment schedule determined by the executive county superintendent of schools.

P.L.1988, c.12, which became effective on April 6, 1988, authorized the executive county superintendent of schools in Monmouth County to designate a school district as the district of residence for the students who reside on federal property at the Naval Weapons Station Earle. The property on which Earle is located is within the geographic boundaries of two separate school districts. Pursuant to that law and since the 1988-89 school year, the Tinton Falls School District has provided educational services to children who reside on Earle.

Under this bill, the enrollment schedule determined by the executive county superintendent of schools must provide for the transition, over a period of four school years, of all pupils enrolled in the designated district to enrollment in the schools of the district in which the pupils reside. By July 1, 2021, all pupils will be enrolled in the schools of the district in which they reside. The bill allows a pupil an option to continue in the school of the designated district the pupil is attending when the bill is enacted until graduation from that school.

This bill was pre-filed for introduction in the 2018-2019 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

SENATE, No. 1918

STATE OF NEW JERSEY

218th LEGISLATURE

INTRODUCED FEBRUARY 22, 2018

Sponsored by:

Senator M. TERESA RUIZ

District 29 (Essex)

Senator VIN GOPAL

District 11 (Monmouth)

SYNOPSIS

Requires pupils who reside on certain federal property to enroll in resident school district in accordance with schedule determined by executive county superintendent of schools.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 2/23/2018)

S1918 RUIZ, GOPAL

2

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3 supplementing P.L.1988, c.12.

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19 enrollment of the district for all State aid and all federal funds
20 provided under Pub. L. 81-874, 20 U.S.C. s. 236 et seq.

21 b. The designated district shall be a district that contains within
22 its boundaries a portion of the federal property on which the pupils
23 reside. Not later than 10 days after the effective date of this act, the
24 board of education of any school district that seeks to be designated
25 by the executive county superintendent of schools pursuant to this
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42 residing on federal property prior to October 1, 1987 shall be
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S1918 RUIZ, GOPAL

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3 the schools of the district in which they reside. The bill allows a pupil
4 an option to continue in the school of the designated district the pupil
5 is attending when the bill is enacted until graduation from that school.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

SENATE, No. 1918

STATE OF NEW JERSEY

DATED: MARCH 13, 2018

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 1918.

This bill provides that, beginning with the 2018-2019 school year, the pupils who reside on federal property at the Naval Weapons Station Earle are to be enrolled in the schools of the district in which the pupils reside in accordance with an enrollment schedule determined by the executive county superintendent of schools.

P.L.1988, c.12, which became effective on April 6, 1988, authorized the executive county superintendent of schools in Monmouth County to designate a school district as the district of residence for the students who reside on federal property at the Naval Weapons Station Earle. The property on which Earle is located is within the geographic boundaries of two separate school districts. Pursuant to that law and since the 1988-89 school year, the Tinton Falls School District has provided educational services to children who reside on Earle.

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FISCAL IMPACT:

This bill has not been certified as requiring a fiscal note.



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Newark, N.J.

Governor Murphy Takes Action on Legislation

05/16/2018

TRENTON - Governor Phil Murphy today announced that he has signed the following bill into law:

A-1114/S-1918 (Downey, Houghtaling, Mukherji/Ruiz, Gopal) - Requires pupils who reside on certain federal property to enroll in resident school district in accordance with schedule determined by executive county superintendent of schools.

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Governor Phil Murphy

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