# 18A:38-8.4

LEGISLATIVE HISTORY CHECK

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LAWS OF:	1999	CHAPTER:	414			
NJSA:	18A:38-8.4	(Receiving di	strict bd of edincrease rep.)			
BILL NO:	S2212	(Substituted for	or A3499)			
SPONSOR	(S): Cafiero					
DATE INTR	ODUCED: Nov	ember 8, 1999				
СОММІТТЕ	E: ASSI	EMBLY:				
	SENAT	E: Educat	ion			
AMENDED DURING PASSAGE: Yes						
DATE OF P	ASSAGE:	ASSEMBLY:	January 10, 2000			
		SENATE:	January 10, 2000			
DATE OF APPROVAL: January 18, 2000						
FOLLOWING ARE ATTACHED IF AVAILABLE:						
FINAL TEXT OF BILL: 1 <sup>st</sup> Reprint (Amendments during passage denoted by superscript number						
S2212 <u>SPONSORS STATEMENT</u> : (Begins on page 3 of original bill) <u>Yes</u>						
	COMMITTEE	STATEMENT:	ASSEMBLY:	No		
			SENATE:	Yes		
	FLOOR AMEN	IDMENT STATE	EMENTS:	No		
	LEGISLATIVE	FISCAL ESTIN	IATE:	No		
A3499 <u>SPONSORS STATEMENT</u> : (Begins on page 3 of original bill) <u>Yes</u> Bill and Sponsors statement identical to S2212						
	COMMITTEE		ASSEMBLY: dentical to Senate Statement for S	<u>Yes</u> 2212		
			SENATE:	No		
	FLOOR AMEN	IDMENT STATE	EMENTS:	No		
	LEGISLATIVE	FISCAL ESTIN	IATE:	No		
VET	O MESSAGE:			No		
	/ERNOR'S PRES	S RELEASE ON	N SIGNING:	No		

#### FOLLOWING WERE PRINTED:

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REPORTS:	No
	No
HEARINGS:	No
NEWSPAPER ARTICLES:	

#### P.L. 1999, CHAPTER 414, approved January 18, 2000 Senate, No. 2212 (First Reprint)

1 AN ACT concerning certain boards of education of school districts 2 involved in sending-receiving relationships and supplementing 3 P.L.1995, c.8 (C.18A:38-8.1 et seq.). 4 5 **BE IT ENACTED** by the Senate and General Assembly of the State 6 of New Jersey: 7 8 1. Notwithstanding the provisions of section 2 of P.L.1995, c.8 9 (C.18A:38-8.2) or any other law or regulation to the contrary, a 10 school district which is located in a county of the sixth class according 11 to the latest federal decennial census, which has an October 1998 12 resident enrollment greater than 2,400 pupils but less than 2,600 pupils, and which sends its pupils in grades 9 through 12 to a school 13 14 district in the same county pursuant to N.J.S.18A:38-8 shall have 15 representation on the board of education of the receiving district as 16 follows: 17 a. (1) If the pupils of the sending district comprise less than 10% of the total enrollment of the pupils in grades 9 through 12 of the 18 receiving district, the sending district shall have no representation on 19 20 the receiving district board of education; (2) If the pupils of the sending district comprise at least 10% but 21 22 not more than 29% of the total enrollment of the pupils in grades 9 23 through 12 of the receiving district, the sending district shall have one 24 representative on the receiving district board of education; 25 (3) If the pupils of the sending district comprise at least 30% but not more than 39% of the total enrollment of the pupils in grades 9 26 27 through 12 of the receiving district, the sending district shall have two representatives on the receiving district board of education; and 28 29 (4) If the pupils of the sending district comprise at least 40% or 30 more of the total enrollment of the pupils in grades 9 through 12 of the 31 receiving district, the sending district shall have three representatives 32 on the receiving district board of education. 33 b. The calculation of the percentages required under this section 34 shall be based on the number of pupils reported as of the last school 35 day prior to October 16 of the prebudget year. 36 c. The representatives of the sending district board of education

shall be designated by the sending district board of education
shall be designated by the sending district board at a meeting of the
board which is closest in time to the annual organizational meeting of
the receiving district board of education.

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

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup> Senate SED committee amendments adopted December 13, 1999.

Matter underlined thus is new matter.

#### S2212 [1R] 2

1 d. The representatives of a sending district board of education 2 appointed to a receiving district board of education pursuant to this 3 section shall be in addition to the members of the board of education 4 of a Type I or Type II school district provided <sup>1</sup>[by law] <u>pursuant to</u> chapter 12 of Title 18A of the New Jersey Statutes<sup>1</sup>. 5 The representatives of the sending district board of education shall be 6 7 eligible to vote on those matters authorized pursuant to section 1 of 8 P.L.1995, c.8 (C.18A:38-8.1). 9 10 2. This act shall take effect immediately and shall first apply to the 11 2000-2001 school year. 12 13 14 15 Provides increased representation on receiving district boards of 16

17 education for certain sending districts.

# SENATE, No. 2212

# STATE OF NEW JERSEY 208th LEGISLATURE

**INTRODUCED NOVEMBER 8, 1999** 

Sponsored by: Senator JAMES S. CAFIERO District 1 (Cape May, Atlantic and Cumberland)

#### SYNOPSIS

Provides increased representation on receiving district boards of education for certain sending districts.

### **CURRENT VERSION OF TEXT**

As introduced.



AN ACT concerning certain boards of education of school districts
 involved in sending-receiving relationships and supplementing
 P.L.1995, c.8 (C.18A:38-8.1 et seq.).

4 5

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

6 7

8 1. Notwithstanding the provisions of section 2 of P.L.1995, c.8 9 (C.18A:38-8.2) or any other law or regulation to the contrary, a 10 school district which is located in a county of the sixth class according 11 to the latest federal decennial census, which has an October 1998 12 resident enrollment greater than 2,400 pupils but less than 2,600 pupils, and which sends its pupils in grades 9 through 12 to a school 13 14 district in the same county pursuant to N.J.S.18A:38-8 shall have 15 representation on the board of education of the receiving district as 16 follows:

a. (1) If the pupils of the sending district comprise less than 10%
of the total enrollment of the pupils in grades 9 through 12 of the
receiving district, the sending district shall have no representation on
the receiving district board of education;

(2) If the pupils of the sending district comprise at least 10% but
not more than 29% of the total enrollment of the pupils in grades 9
through 12 of the receiving district, the sending district shall have one
representative on the receiving district board of education;

(3) If the pupils of the sending district comprise at least 30% but
not more than 39% of the total enrollment of the pupils in grades 9
through 12 of the receiving district, the sending district shall have two
representatives on the receiving district board of education; and

(4) If the pupils of the sending district comprise at least 40% or
more of the total enrollment of the pupils in grades 9 through 12 of the
receiving district, the sending district shall have three representatives
on the receiving district board of education.

b. The calculation of the percentages required under this section
shall be based on the number of pupils reported as of the last school
day prior to October 16 of the prebudget year.

36 c. The representatives of the sending district board of education
37 shall be designated by the sending district board at a meeting of the
38 board which is closest in time to the annual organizational meeting of
39 the receiving district board of education.

40 d. The representatives of a sending district board of education 41 appointed to a receiving district board of education pursuant to this 42 section shall be in addition to the members of the board of education 43 of a Type I or Type II school district provided by law. The 44 representatives of the sending district board of education shall be 45 eligible to vote on those matters authorized pursuant to section 1 of 46 P.L.1995, c.8 (C.18A:38-8.1).

1	2. This act shall take effect immediately and shall first apply to the
2	2000-2001 school year.
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5	STATEMENT
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7	This bill provides additional representation on the Ocean City
8	Board of Education to members of the Upper Township Board of
9	Education which is currently involved in a sending-receiving
10	relationship with Ocean City. Upper Township sends all of its
11	students in grades 9 through 12 to Ocean City for the provision of
12	high school programs and services, and Upper Township students
13	currently represent more than 50% of the students enrolled in those
14	grades. Under existing law, Upper Township is only eligible for one
15	representative on the Ocean City Board of Education as are all
16	districts whose students comprise at least 10% of the total enrollment
17	of the grades of the receiving district in which the sending district
18	students are enrolled. Given the fact that the students from Upper
19	Township represent a majority of the high school student body and
20	that the two school districts have reached a mutual agreement to
21	increase Upper Township's representation on the receiving district
22	board of education, it is only equitable that enabling legislation be
23	enacted to authorize these districts to increase that representation.
24	The bill authorizes the appointment of between one and three
25	representatives of the Upper Township Board of Education to the
26	Ocean City Board of Education depending on the percentage of
27	students in grades 9 through 12 that the students of Upper Township
28	represent. The calculation of the percentage of students, the
29	procedures for the selection of sending district members on the
30	receiving district board, and the matters on which the sending district
31	representatives may vote remain the same as under current law.

# SENATE EDUCATION COMMITTEE

## STATEMENT TO

# **SENATE, No. 2212**

with committee amendments

# **STATE OF NEW JERSEY**

#### DATED: DECEMBER 13, 1999

The Senate Education Committee reports favorably and with committee amendments Senate Bill No. 2212.

As amended, this bill provides additional representation on the Ocean City Board of Education to members of the Upper Township Board of Education which is currently involved in a sending-receiving relationship with Ocean City. Upper Township sends all of its students in grades 9 through 12 to Ocean City for the provision of high school programs and services, and Upper Township students currently represent more than 50% of the students enrolled in those grades. Under existing law, Upper Township is only eligible for one representative on the Ocean City Board of Education as are all districts whose students comprise at least 10% of the total enrollment of the grades of the receiving district in which the sending district students are enrolled. Given the fact that the students from Upper Township represent a majority of the high school student body and that the two school districts have reached a mutual agreement to increase Upper Township's representation on the receiving district board of education, it is only equitable that enabling legislation be enacted to authorize these districts to increase that representation.

The bill authorizes the appointment of between one and three representatives of the Upper Township Board of Education to the Ocean City Board of Education depending on the percentage of students in grades 9 through 12 that the students of Upper Township represent. The calculation of the percentage of students, the procedures for the selection of sending district members on the receiving district board, and the matters on which the sending district representatives may vote remain the same as under current law.

The committee amended the bill to clarify that the members of the sending board of education who would be appointed to the receiving board of education pursuant to the provisions of the bill would be in addition to the members of the receiving board who are on the board pursuant to the provisions of chapter 12 of Title 18A of the New Jersey Statutes.

# ASSEMBLY, No. 3499 STATE OF NEW JERSEY 208th LEGISLATURE

**INTRODUCED NOVEMBER 15, 1999** 

Sponsored by: Assemblyman NICHOLAS ASSELTA District 1 (Cape May, Atlantic and Cumberland) Assemblyman JOHN C. GIBSON District 1 (Cape May, Atlantic and Cumberland)

#### SYNOPSIS

Provides increased representation on receiving district boards of education for certain sending districts.

#### **CURRENT VERSION OF TEXT**

As introduced.



2

AN ACT concerning certain boards of education of school districts

P.L.1995, c.8 (C.18A:38-8.1 et seq.).

involved in sending-receiving relationships and supplementing

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5 **BE IT ENACTED** by the Senate and General Assembly of the State 6 of New Jersey: 7 8 1. Notwithstanding the provisions of section 2 of P.L.1995, c.8 9 (C.18A:38-8.2) or any other law or regulation to the contrary, a 10 school district which is located in a county of the sixth class according 11 to the latest federal decennial census, which has an October 1998 12 resident enrollment greater than 2,400 pupils but less than 2,600 pupils, and which sends its pupils in grades 9 through 12 to a school 13 14 district in the same county pursuant to N.J.S.18A:38-8 shall have 15 representation on the board of education of the receiving district as 16 follows: 17 a. (1) If the pupils of the sending district comprise less than 10% 18 of the total enrollment of the pupils in grades 9 through 12 of the 19 receiving district, the sending district shall have no representation on the receiving district board of education; 20 (2) If the pupils of the sending district comprise at least 10% but 21 22 not more than 29% of the total enrollment of the pupils in grades 9 23 through 12 of the receiving district, the sending district shall have one 24 representative on the receiving district board of education; 25 (3) If the pupils of the sending district comprise at least 30% but 26 not more than 39% of the total enrollment of the pupils in grades 9 27 through 12 of the receiving district, the sending district shall have two 28 representatives on the receiving district board of education; and 29 (4) If the pupils of the sending district comprise at least 40% or 30 more of the total enrollment of the pupils in grades 9 through 12 of the receiving district, the sending district shall have three representatives 31 32 on the receiving district board of education. 33 b. The calculation of the percentages required under this section 34 shall be based on the number of pupils reported as of the last school 35 day prior to October 16 of the prebudget year. 36 c. The representatives of the sending district board of education 37 shall be designated by the sending district board at a meeting of the board which is closest in time to the annual organizational meeting of 38 39 the receiving district board of education. 40 d. The representatives of a sending district board of education 41 appointed to a receiving district board of education pursuant to this 42 section shall be in addition to the members of the board of education 43 of a Type I or Type II school district provided by law. The 44 representatives of the sending district board of education shall be 45 eligible to vote on those matters authorized pursuant to section 1 of P.L.1995, c.8 (C.18A:38-8.1). 46

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2. This act shall take effect immediately and shall first apply to the
 2000-2001 school year.

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## STATEMENT

7 This bill provides additional representation on the Ocean City 8 Board of Education to members of the Upper Township Board of 9 Education which is currently involved in a sending-receiving relationship with Ocean City. Upper Township sends all of its 10 students in grades 9 through 12 to Ocean City for the provision of 11 12 high school programs and services, and Upper Township students 13 currently represent more than 50% of the students enrolled in those 14 grades. Under existing law, Upper Township is only eligible for one 15 representative on the Ocean City Board of Education as are all districts whose students comprise at least 10% of the total enrollment 16 17 of the grades of the receiving district in which the sending district students are enrolled. Given the fact that the students from Upper 18 19 Township represent a majority of the high school student body and 20 that the two school districts have reached a mutual agreement to 21 increase Upper Township's representation on the receiving district 22 board of education, it is only equitable that enabling legislation be 23 enacted to authorize these districts to increase that representation. The bill authorizes the appointment of between one and three 24 25 representatives of the Upper Township Board of Education to the

Ocean City Board of Education depending on the percentage of students in grades 9 through 12 that the students of Upper Township represent. The calculation of the percentage of students, the procedures for the selection of sending district members on the receiving district board, and the matters on which the sending district

31 representatives may vote remain the same as under current law.

# ASSEMBLY EDUCATION COMMITTEE

## STATEMENT TO

## ASSEMBLY, No. 3499

with committee amendments

# **STATE OF NEW JERSEY**

#### DATED: DECEMBER 6, 1999

The Assembly Education Committee favorably reports Assembly Bill No. 3499 with committee amendments.

As amended, this bill provides additional representation on the Ocean City Board of Education to members of the Upper Township Board of Education which is currently involved in a sending-receiving relationship with Ocean City. Upper Township sends all of its students in grades 9 through 12 to Ocean City for the provision of high school programs and services, and Upper Township students currently represent more than 50% of the students enrolled in those grades. Under existing law, Upper Township is only eligible for one representative on the Ocean City Board of Education as are all districts whose students comprise at least 10% of the total enrollment of the grades of the receiving district in which the sending district students are enrolled. Given the fact that the students from Upper Township represent a majority of the high school student body and that the two school districts have reached a mutual agreement to increase Upper Township's representation on the receiving district board of education, it is only equitable that enabling legislation be enacted to authorize these districts to increase that representation.

The bill authorizes the appointment of between one and three representatives of the Upper Township Board of Education to the Ocean City Board of Education depending on the percentage of students in grades 9 through 12 that the students of Upper Township represent. The calculation of the percentage of students, the procedures for the selection of sending district members on the receiving district board, and the matters on which the sending district representatives may vote remain the same as under current law.

The committee amended the bill to clarify that the members of the sending board of education who would be appointed to the receiving board of education pursuant to the provisions of the bill, would be in addition to the members of the receiving board who are on the board pursuant to the provisions of chapter 12 of Title 18A of the New Jersey Statutes.