

P.L. 2002, CHAPTER 92, *approved November 7, 2002*

Senate, No. 1130 (*First Reprint*)

1 **AN ACT** concerning pupil identification information on classroom
2 materials and supplementing chapter 36 of Title 18A of the New
3 Jersey Statutes.

4

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

7

8 1. a. A pupil in a public school shall not be required to supply
9 information regarding the pupil's race, ethnicity, migrant status or
10 economically disadvantaged status on any materials distributed in
11 class.

12 b. Materials distributed to a pupil in a public school shall not
13 include any obvious indicators of the pupil's race, ethnicity, migrant
14 status or economically disadvantaged status; except that the
15 ¹[Commissioner of Education may develop alternate methods of
16 including the identifying information in ways that protect the privacy
17 of the pupil] school district may use identification numbers or other
18 methods of identification after the collection of the materials¹.

19 c. The State Board of Education shall promulgate rules pursuant
20 to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1
21 et seq.), to effectuate the provisions of this act.

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23 2. This act shall take effect on the 180th day after enactment, but
24 the Commissioner of Education may take such anticipatory
25 administrative action in advance as shall be necessary for the
26 implementation of the act.

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31 Protects pupils from being required to supply certain identifying
32 information on materials distributed in class and prohibits materials
33 distributed to pupils from including the information in an obvious
34 manner.

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

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SED committee amendments adopted March 14, 2002.

SENATE, No. 1130

STATE OF NEW JERSEY
210th LEGISLATURE

INTRODUCED FEBRUARY 21, 2002

Sponsored by:

Senator ROBERT J. MARTIN

District 26 (Morris and Passaic)

SYNOPSIS

Protects pupils from being required to supply certain identifying information on materials distributed in class and prohibits materials distributed to pupils from including the information in an obvious manner.

CURRENT VERSION OF TEXT

As introduced.



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3 Jersey Statutes.

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13 include any obvious indicators of the pupil's race, ethnicity, migrant
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15 Commissioner of Education may develop alternate methods of
16 including the identifying information in ways that protect the privacy
17 of the pupil.

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19 to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1
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23 the Commissioner of Education may take such anticipatory
24 administrative action in advance as shall be necessary for the
25 implementation of the act.

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STATEMENT

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30 This bill provides that a pupil in a public school will not be required
31 to supply information regarding the pupil's race, ethnicity, migrant
32 status or economically disadvantaged status on any materials
33 distributed in class. The bill also includes a provision that prohibits
34 materials which are distributed to a pupil from including any obvious
35 indicators of the pupil's race, ethnicity, migrant status or economically
36 disadvantaged status. This identifying information may be important
37 and necessary, however, so under the bill the Commissioner of
38 Education may develop alternate methods of including the information
39 in ways that protect the privacy of the pupil.

ASSEMBLY EDUCATION COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 1130

STATE OF NEW JERSEY

DATED: SEPTEMBER 12, 2002

The Assembly Education Committee favorably reports Senate Bill No. 1130 (1R).

This bill provides that a pupil in a public school will not be required to supply information regarding the pupil's race, ethnicity, migrant status or economically disadvantaged status on any materials distributed in class. The bill also includes a provision that prohibits materials which are distributed to a pupil from including any obvious indicators of the pupil's race, ethnicity, migrant status or economically disadvantaged status. Since, however, this identifying information may be important and necessary, the bill permits school districts to use student identification numbers or other methods of identification after the collection of the materials.

SENATE EDUCATION COMMITTEE

STATEMENT TO

SENATE, No. 1130

with committee amendments

STATE OF NEW JERSEY

DATED: MARCH 14, 2001

The Senate Education Committee reports favorably Senate Bill No. 1130 with committee amendments.

As amended, this bill provides that a pupil in a public school will not be required to supply information regarding the pupil's race, ethnicity, migrant status or economically disadvantaged status on any materials distributed in class. The bill also includes a provision that prohibits materials which are distributed to a pupil from including any obvious indicators of the pupil's race, ethnicity, migrant status or economically disadvantaged status. Since, however, this identifying information may be important and necessary, the bill permits school districts to use student identification numbers or other methods of identification after the collection of the materials.

The committee adopted an amendment to specify the alternate methods of identification that a school district may use.