

18A:39-1

LEGISLATIVE HISTORY CHECKLIST
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(Pupil transportation--costs)

NJSA: 18A:39-1
LAWS OF: 1968 **CHAPTER:** 29
BILL NO: S675
SPONSOR(S) Bateman
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COMMITTEE: **ASSEMBLY:** ---
SENATE: ---
AMENDED DURING PASSAGE: No
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FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

SPONSOR STATEMENT: No
COMMITTEE STATEMENT: **ASSEMBLY:** No
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29
APPROVED 5-6-68

SENATE, No. 675

STATE OF NEW JERSEY

INTRODUCED APRIL 18, 1968

By Senators BATEMAN, FORSYTHE and DOWD

(Without Reference)

AN ACT concerning education and amending sections 18A:39-1,
18A:39-3 and 18A:39-11 of the New Jersey Statutes.

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

1 1. Section 18A:39-1 of the New Jersey Statutes is amended to
2 read as follows:

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

9 When any school district provides any transportation for public
10 school pupils to and from school pursuant to this section, trans-
11 portation shall be supplied to school pupils residing in such school
12 district in going to and from any remote school other than a public
13 school, not operated for profit in whole or in part, located within
14 the State not more than 20 miles from the residence of the pupil
15 *provided the per pupil cost of the lowest bid received does not ex-*
16 *ceed \$150.00 and if such bid shall exceed said cost then the parent,*
17 *guardian or other person having legal custody of the pupil shall*
18 *be eligible to receive said amount toward the cost of his transporta-*
19 *tion to a qualified school other than a public school, regardless of*
20 *whether such transportation is along established public school*
21 *routes. It shall be the obligation of the parent, guardian or other*
22 *person having legal custody of the pupil attending a remote school,*
23 *other than a public school, not operating for profit in whole or in*
24 *part, to register said pupil with the office of the secretary of the*
25 *board of education at the time and in the manner specified by rules*

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

26 and regulations of the State board in order to be eligible for the
 27 transportation provided by this section. Whenever any regional
 28 school district provides any transportation for pupils attending
 29 schools other than public schools pursuant to this section, said
 30 regional district shall assume responsibility for the transportation
 31 of all such pupils, and the cost of such transportation for pupils
 32 below the grade level for which the regional district was organized,
 33 shall be prorated by the regional district among the constituent
 34 districts on a per pupil basis after approval of such costs by the
 35 county superintendent. This section shall not require school dis-
 36 tricts to provide any transportation to pupils attending a school
 37 other than a public school where the only transportation presently
 38 provided by said district is for school children transported pursu-
 39 ant to chapter 46 of this Title or for pupils transported to a vo-
 40 cational, technical or other public school offering a specialized
 41 program. Any transportation to a school, other than a public
 42 school, shall be pursuant to the same rules and regulations promul-
 43 gated by the State board as governs transportation to any public
 44 school.

45 Nothing in this section shall be so construed as to prohibit a
 46 board of education from making contracts for the transportation
 47 of pupils to a school in an adjoining district when such pupils are
 48 transferred to the district by order of the county superintendent,
 49 or when any pupils shall attend school in a district other than that
 50 in which they shall reside by virtue of an agreement made by the
 51 respective boards of education.

52 Nothing herein contained shall limit or diminish in any way any
 53 of the provisions for transportation for children pursuant to chap-
 54 ter 46 of this Title.

1 2. Section 18A:39-3 of the New Jersey Statutes is amended to
 2 read as follows:

3 18A:39-3. No contract for the transportation of pupils to and
 4 from school shall be made, when the amount to be paid during the
 5 school year for such transportation shall exceed **[\$600.00]** *\$2,500.00*
 6 *and have the approval of the county superintendent of schools,*
 7 unless the board of education making such contract shall have first
 8 publicly advertised for bids therefor in a newspaper published in
 9 the district or, if no newspaper is published therein, in a newspaper
 10 circulating in the district once, at least 10 days prior to the date
 11 fixed for receiving proposals for such transportation, and shall
 12 have awarded the contract to the lowest responsible bidder.

13 Nothing in this chapter shall require the advertisement and let-
 14 ting on proposals or bids of annual extensions, approved by the

15 county superintendent, of any contract for transportation entered
16 into through competitive bidding when—

17 (a) Such annual extensions impose no additional cost upon the
18 board of education, or

19 (b) The original contract was entered into prior to May 14, 1942
20 and the increase in the original contractual amount as a result of
21 such extensions does not exceed 30% thereof, or

22 (c) The original contract was entered into on or subsequent to
23 May 14, 1942 and the increase in the original contractual amount
24 as a result of such extensions does not exceed 15% thereof.

1 3. Section 18A :39-11 of the New Jersey Statutes is amended to
2 read as follows:

3 18A :39-11. The boards of education of 2 or more school districts
4 may provide jointly for the transportation of pupils to and from
5 any school or schools within or outside the districts.

6 *Whenever in the judgment of the county superintendent of*
7 *schools transportation of pupils to any qualified school other than*
8 *a public school could be more economically accomplished by joint*
9 *transportation with 2 or more school districts, he may order such*
10 *joint transportation, assign the administration to one board of edu-*
11 *cation and prorate the cost on a per pupil mileage basis to the*
12 *other boards of education involved.*

1 4. This act shall take effect immediately.

FISCAL NOTE TO
SENATE, No. 675

STATE OF NEW JERSEY

DATED: APRIL 22, 1968

Senate Bill No. 675 establishes a maximum of \$150.00 as per pupil costs to transport a child to a school other than public; requires the approval of the county superintendent of schools on any transportation contract exceeding \$2,500.00, and permits joint transportation contracts by 2 or more school districts.

It is estimated by the Department of Education that enactment of this bill will result in a saving to the State of \$1,125,000.00 per year, and in addition thereto a saving of \$375,000.00 to the various school districts within the State.

In compliance with written request received, there is hereby submitted a fiscal estimate for the above bill, pursuant to P. L. 1962, c. 27.