

18A:20-8.2

LEGISLATIVE HISTORY CHECKLIST  
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(School property--  
leasing)

LAWS OF: 1991

CHAPTER: 172

Bill No: A3571

Sponsor(s): Spadaro

Date Introduced: May 21, 1990

Committee: Assembly: Education

Senate: Education

Amended during passage: No

Date of Passage: Assembly: December 9, 1990

Senate: May 9, 1991

Date of Approval: June 19, 1991

Following statements are attached if available:

Sponsor statement: Yes

Committee statement: Assembly: Yes

Senate: Yes

Fiscal Note: No

Veto Message: No

Message on signing: No

Following were printed:

Reports: No

Hearings: No

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LEGISLATIVE HISTORY COPY

P.L.1991, CHAPTER 172, approved June 19, 1991

1990 Assembly No. 3571

1 AN ACT concerning the letting of school property to certain  
2 nonprofit organizations and amending P.L.1978, c.91.

3

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

6 1. Section 1 of P.L.1978, c.91 (C.18A:20-8.2) is amended to  
7 read as follows:

8 1. a. Whenever any board of education shall by resolution  
9 determine that any tract of land, whether there is a building  
10 thereon or not, or part or all of a school building, is not necessary  
11 for school purposes, but which it does not desire to dispose of for  
12 reason that the property may, at some future time, again be  
13 required for school purposes, it may authorize the lease thereof  
14 for a term extending beyond the official life of the board;  
15 provided that the noneducational uses of such building or tract of  
16 land are compatible with the establishment and operation of a  
17 school, as determined by the Commissioner of Education, if joint  
18 occupancy of such site is considered. The lease shall be binding  
19 upon the successor board as follows:

20 (1) After advertisement of the request for bids to lease to the  
21 highest bidder in a newspaper published in the school district, or,  
22 if none is published therein, then in a newspaper circulating in the  
23 district in which the same is situate, at least once a week for two  
24 weeks prior to the date fixed for the receipt and opening of bids,  
25 unless:

26 (2) The same is leased to the federal government, State, a  
27 political subdivision thereof, another school district, any board,  
28 body or commission of a municipality within the school district,  
29 any volunteer fire company or rescue squad actively engaged in  
30 the protection of life and property and duly incorporated under  
31 the laws of the State of New Jersey, or to any American Legion  
32 post, Veterans of Foreign Wars, or other recognized veterans'  
33 organization of the United States of America, located in the  
34 municipality or the county, as a meeting place for such  
35 organization, or to a nonprofit child care service organization  
36 duly incorporated under the laws of the State of New Jersey, or  
37 to a nonprofit hospital duly licensed under the laws of the State  
38 of New Jersey, or to a nonprofit organization duly licensed under  
39 the laws of the State of New Jersey to provide emergency shelter

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 for the homeless, or to a nonprofit senior citizen organization, or  
2 to a nonprofit historic preservation organization duly  
3 incorporated under the laws of the State of New Jersey, in which  
4 case the same may be leased by private agreement for a nominal  
5 fee without advertisement for bids.

6 b. Any lease in excess of five years shall be approved by the  
7 Commissioner of Education.

8 (cf: P.L.1988, c.161, s.1)

9 2. This act shall take effect immediately.

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STATEMENT

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EDUCATION

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Permits school boards to lease certain school property to  
nonprofit historic preservation organizations without bidding.

*nonprofit*

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STATEMENT

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14 This bill would add nonprofit historic preservation  
15 organizations to the list of entities to which a local board of  
16 education may lease school buildings and property, no longer  
17 necessary for school purposes, for a nominal fee and without  
18 following the competitive bidding process.

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EDUCATION

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23 Permits school boards to lease certain school property to  
24 nonprofit historic preservation organizations without bidding.

ASSEMBLY EDUCATION COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3571

STATE OF NEW JERSEY

DATED: NOVEMBER 28, 1990

The Assembly Education Committee favorably reports Assembly No. 3571.

This bill would add nonprofit historic preservation organizations to the list of entities to which a local board of education may lease school buildings and property, no longer necessary for school purposes, for a nominal fee and without following the competitive bidding process.

Other entities already on the list include federal, State and local governmental units, volunteer fire companies and rescue squads, veterans and senior citizens organizations, and nonprofit organizations that provide child care and shelter to homeless people.

A representative of the Department of Education spoke in favor of the bill.

SENATE EDUCATION COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3571

STATE OF NEW JERSEY

DATED: FEBRUARY 25, 1991

The Senate Education Committee favorably reports this bill without committee amendments.

This bill would add nonprofit historic preservation organizations to the list of entities to which a local board of education may lease school buildings and property, no longer necessary for school purposes, for a nominal fee and without following the competitive bidding process.

Other entities already on the list include federal, State and local governmental units, volunteer fire companies and rescue squads, veterans and senior citizens organizations, and nonprofit organizations that provide child care and shelter to homeless people.