

18A:8-1.1

LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 1999 **CHAPTER:** 167

NJSA: 18A:8-1.1 (School Districts – apportionment of costs)

BILL NO: S1466 (Substituted for A2575)

SPONSOR(S): Palaia and O'Connor

DATE INTRODUCED: October 22, 1998

COMMITTEE: **ASSEMBLY:** Education; Appropriations

SENATE: Education

AMENDED DURING PASSAGE: No

DATE OF PASSAGE: **ASSEMBLY:** June 17, 1999

SENATE: December 10, 1998

DATE OF APPROVAL: July 15, 1999

FOLLOWING ARE ATTACHED IF AVAILABLE:

[FINAL TEXT OF BILL](#): Original
(Amendments during passage denoted by superscript numbers)

S1466

[SPONSORS STATEMENT](#): (Begins on page 3 of original bill) [Yes](#)

COMMITTEE STATEMENT: [ASSEMBLY:](#) [Yes](#)
 [SENATE:](#) [Yes](#)

FLOOR AMENDMENT STATEMENTS: No

LEGISLATIVE FISCAL ESTIMATE: No

A2575

[SPONSORS STATEMENT](#): (Begins on page 3 of original bill) [Yes](#)
Bill and Sponsors Statement identical to S1466

COMMITTEE STATEMENT: [ASSEMBLY:](#) [Yes](#) [12-10-98 \(Education\)](#)
Identical to Senate Statement for S1466
[Yes](#) [6-7-99 \(Appropriations\)](#)
Identical to Assembly Statement for S1466

SENATE: No

FLOOR AMENDMENT STATEMENTS: No

LEGISLATIVE FISCAL ESTIMATE: No

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING:

Yes

FOLLOWING WERE PRINTED:

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REPORTS:

No

HEARINGS:

No

NEWSPAPER ARTICLES:

No

§1
C. 18A:8-1.1
§2
T & E & Note To §1
§3
Approp.

P.L. 1999, CHAPTER 167, *approved July 15, 1999*
Senate, No. 1466

1 **AN ACT** concerning the apportionment of costs in certain school
2 districts, supplementing chapter 8 of Title 18A of the New Jersey
3 Statutes and making an appropriation.

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

7
8 1. The annual or special appropriations, including the amounts to
9 be raised for interest upon, and the redemption of, bonds payable by
10 the district for districts in a county of the fifth class with a population
11 of not less than 500,000 and not more than 600,000 according to the
12 1990 federal decennial census that according to N.J.S. 18A: 8-1 are
13 separate local school districts, constituted from a municipality and
14 another municipality which is also an incorporated village, shall be
15 apportioned among the municipalities included within the district as
16 follows:

17 a. For the 1999-2000 school year and thereafter, for the
18 municipality which is also an incorporated village, the appropriations
19 shall equal the greater of \$300,000 or the product of the municipality's
20 weighted enrollment calculated pursuant to section 13 of P.L.1996, c.
21 138 (C.18A:7F-13) and 110% of the district's prebudget year net T&E
22 budget per weighted pupil. The district's prebudget year net T&E
23 budget shall be calculated as defined in section 3 of P.L. 1996, c.138
24 (C.18A:7F-3). In the event that the resident enrollment for the
25 municipality, which is also an incorporated village, equals or exceeds
26 60 pupils, the district's prebudget year net T&E budget per weighted
27 pupil shall not be inflated.

28 b. For the 1999-2000 school year and thereafter, for the
29 municipality which is also an incorporated village, the appropriations
30 shall include an amount in addition to the amount required pursuant
31 to subsection a. of this section for the actual cost of the program for
32 each classified pupil placed in an out-of-district program that is in
33 excess of the amount the district receives for the classified pupil
34 pursuant to section 19 of P.L.1996, c.138 (C.18A:7F-19). The
35 amount shall be included in the tax levy for the second subsequent
36 budget year following the year in which the costs are incurred.

37 c. For the 1999-2000 school year and thereafter, for the
38 municipality that is not an incorporated village, the appropriations
39 shall equal the amount calculated by subtracting the amounts
40 determined pursuant to subsections a. and b. of this section from the

1 district's total school tax levy for the budget year.

2

3 2. In the event that there is a decrease in the school tax levy of the
4 municipality which is also an incorporated village for the 1999-2000
5 school year through the application of the provisions of section 1 of
6 this act, the district shall receive supplemental State aid for the 1999-
7 2000 school year equal to the amount of the decrease or \$200,000,
8 whichever is less.

9

10 3. There is appropriated from the General Fund to the Department
11 of Education \$200,000 to effectuate the provisions of this act.

12

13 4. This act shall take effect immediately.

14

15

16

STATEMENT

17

18 This bill establishes a formula for the apportionment of costs, both
19 operating and debt service costs, for school districts which, pursuant
20 to the provisions of N.J.S.18A:8-1 are constituted from a municipality
21 and another municipality which is also an incorporated village. The
22 bill provides that beginning in the 1999-2000 school year, for the
23 municipality which is also an incorporated village, the appropriations
24 amount raised for the district by that municipality shall equal the
25 greater of \$300,000 or the municipality's weighted enrollment
26 multiplied by 110% of the district's prebudget year net T&E budget
27 per weighted pupil. In the event that the resident enrollment of that
28 municipality equals or exceeds 60 pupils, the district's prebudget year
29 net T&E budget per weighted pupil will not be inflated.

30 The bill further provides that beginning in the 1999-2000 school
31 year, the amount to be raised by the municipality which is also an
32 incorporated village shall include for each special education student
33 that is in an out-of-district placement, the additional amount required
34 to cover the cost of the placement over and above what the district
35 receives in special education State aid for that student.

36 Finally, the bill provides that in the event that there is a decrease in
37 the school tax levy of the municipality which is also an incorporated
38 village for the 1999-2000 school year, the district shall receive
39 supplemental State aid in the amount of that decrease or \$200,000,
40 whichever is less.

41

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43

44

45 Establishes a method for the apportionment of costs among
46 municipalities in certain school districts.

SENATE, No. 1466

STATE OF NEW JERSEY
208th LEGISLATURE

INTRODUCED OCTOBER 22, 1998

Sponsored by:

Senator JOSEPH A. PALAIA

District 11 (Monmouth)

Senator EDWARD T. O'CONNOR

District 31 (Hudson)

Co-Sponsored by:

Assemblymen T.Smith and Corodemus

SYNOPSIS

Establishes a method for the apportionment of costs among municipalities in certain school districts.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/18/1999)

1 AN ACT concerning the apportionment of costs in certain school
2 districts, supplementing chapter 8 of Title 18A of the New Jersey
3 Statutes and making an appropriation.

4

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

7

8 1. The annual or special appropriations, including the amounts to
9 be raised for interest upon, and the redemption of, bonds payable by
10 the district for districts in a county of the fifth class with a population
11 of not less than 500,000 and not more than 600,000 according to the
12 1990 federal decennial census that according to N.J.S. 18A: 8-1 are
13 separate local school districts, constituted from a municipality and
14 another municipality which is also an incorporated village, shall be
15 apportioned among the municipalities included within the district as
16 follows:

17 a. For the 1999-2000 school year and thereafter, for the
18 municipality which is also an incorporated village, the appropriations
19 shall equal the greater of \$300,000 or the product of the municipality's
20 weighted enrollment calculated pursuant to section 13 of P.L.1996, c.
21 138 (C.18A:7F-13) and 110% of the district's prebudget year net T&E
22 budget per weighted pupil. The district's prebudget year net T&E
23 budget shall be calculated as defined in section 3 of P.L. 1996, c.138
24 (C.18A:7F-3). In the event that the resident enrollment for the
25 municipality, which is also an incorporated village, equals or exceeds
26 60 pupils, the district's prebudget year net T&E budget per weighted
27 pupil shall not be inflated.

28 b. For the 1999-2000 school year and thereafter, for the
29 municipality which is also an incorporated village, the appropriations
30 shall include an amount in addition to the amount required pursuant
31 to subsection a. of this section for the actual cost of the program for
32 each classified pupil placed in an out-of-district program that is in
33 excess of the amount the district receives for the classified pupil
34 pursuant to section 19 of P.L.1996, c.138 (C.18A:7F-19). The
35 amount shall be included in the tax levy for the second subsequent
36 budget year following the year in which the costs are incurred.

37 c. For the 1999-2000 school year and thereafter, for the
38 municipality that is not an incorporated village, the appropriations
39 shall equal the amount calculated by subtracting the amounts
40 determined pursuant to subsections a. and b. of this section from the
41 district's total school tax levy for the budget year.

42

43 2. In the event that there is a decrease in the school tax levy of the
44 municipality which is also an incorporated village for the 1999-2000
45 school year through the application of the provisions of section 1 of
46 this act, the district shall receive supplemental State aid for the 1999-

1 2000 school year equal to the amount of the decrease or \$200,000,
2 whichever is less.

3

4 3. There is appropriated from the General Fund to the Department
5 of Education \$200,000 to effectuate the provisions of this act.

6

7 4. This act shall take effect immediately.

8

9

10 STATEMENT

11

12 This bill establishes a formula for the apportionment of costs, both
13 operating and debt service costs, for school districts which, pursuant
14 to the provisions of N.J.S.18A:8-1 are constituted from a municipality
15 and another municipality which is also an incorporated village. The
16 bill provides that beginning in the 1999-2000 school year, for the
17 municipality which is also an incorporated village, the appropriations
18 amount raised for the district by that municipality shall equal the
19 greater of \$300,000 or the municipality's weighted enrollment
20 multiplied by 110% of the district's prebudget year net T&E budget
21 per weighted pupil. In the event that the resident enrollment of that
22 municipality equals or exceeds 60 pupils, the district's prebudget year
23 net T&E budget per weighted pupil will not be inflated.

24 The bill further provides that beginning in the 1999-2000 school
25 year, the amount to be raised by the municipality which is also an
26 incorporated village shall include for each special education student
27 that is in an out-of-district placement, the additional amount required
28 to cover the cost of the placement over and above what the district
29 receives in special education State aid for that student.

30 Finally, the bill provides that in the event that there is a decrease in
31 the school tax levy of the municipality which is also an incorporated
32 village for the 1999-2000 school year, the district shall receive
33 supplemental State aid in the amount of that decrease or \$200,000,
34 whichever is less.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

SENATE, No. 1466

STATE OF NEW JERSEY

DATED: JUNE 7, 1999

The Assembly Appropriations Committee reports favorably Senate Bill No. 1466.

Senate Bill No. 1466 establishes a formula for the apportionment of costs, both operating and debt service costs, for school districts which, pursuant to the provisions of N.J.S.18A:8-1 are constituted from a municipality and another municipality which is also an incorporated village. The bill provides that beginning in the 1999-2000 school year, for the municipality-village, the appropriations amount raised for the district by that municipality shall equal the greater of \$300,000 or the municipality's weighted enrollment multiplied by 110% of the district's prebudget year net T&E budget per weighted pupil. If the resident enrollment of that municipality equals or exceeds 60 pupils, the district's prebudget year net T&E budget per weighted pupil will not be inflated.

The bill further provides that beginning in the 1999-2000 school year, the amount to be raised by the municipality-village shall include for each special education student that is in an out-of-district placement, the additional amount required to cover the cost of the placement over and above what the district receives in special education State aid for that student.

Finally, the bill provides that if there is a decrease in the school tax levy of the municipality-village for the 1999-2000 school year, the district shall receive supplemental State aid in the amount of that decrease or \$200,000, whichever is less.

As reported by this committee, this bill is identical to Assembly Bill No. 2575 as reported by this committee.

FISCAL IMPACT:

The bill will reapportion school costs between two municipalities: Loch Arbor Village and Ocean Township in Monmouth County. If the school tax levy decreases in Loch Arbor for school year 1999-2000, the consolidated school district shall receive up to \$200,000 in supplemental State aid.

The bill appropriates \$200,000 from the General Fund to the Department of Education for the supplemental aid. The bill does not provide for any further State expenditure after the 1999-2000 school year.

SENATE EDUCATION COMMITTEE

STATEMENT TO

SENATE, No. 1466

STATE OF NEW JERSEY

DATED: NOVEMBER 16, 1998

The Senate Education Committee reports favorably Senate Bill No. 1466.

This bill establishes a formula for the apportionment of costs, both operating and debt service costs, for school districts which, pursuant to the provisions of N.J.S.18A:8-1 are constituted from a municipality and another municipality which is also an incorporated village. The bill provides that beginning in the 1999-2000 school year, for the municipality which is also an incorporated village, the appropriations amount raised for the district by that municipality shall equal the greater of \$300,000 or the municipality's weighted enrollment multiplied by 110% of the district's prebudget year net T&E budget per weighted pupil. In the event that the resident enrollment of that municipality equals or exceeds 60 pupils, the district's prebudget year net T&E budget per weighted pupil will not be inflated.

The bill further provides that beginning in the 1999-2000 school year, the amount to be raised by the municipality which is also an incorporated village shall include for each special education student that is in an out-of-district placement, the additional amount required to cover the cost of the placement over and above what the district receives in special education State aid for that student.

Finally, the bill provides that in the event that there is a decrease in the school tax levy of the municipality which is also an incorporated village for the 1999-2000 school year, the district shall receive supplemental State aid in the amount of that decrease or \$200,000, whichever is less.

ASSEMBLY, No. 2575

STATE OF NEW JERSEY

208th LEGISLATURE

INTRODUCED NOVEMBER 9, 1998

Sponsored by:

Assemblyman TOM SMITH

District 11 (Monmouth)

Assemblyman STEVE CORODEMUS

District 11 (Monmouth)

SYNOPSIS

Establishes a method for the apportionment of costs among municipalities in certain school districts.

CURRENT VERSION OF TEXT

As introduced.



1 **AN ACT** concerning the apportionment of costs in certain school
2 districts, supplementing chapter 8 of Title 18A of the New Jersey
3 Statutes and making an appropriation.

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

7
8 1. The annual or special appropriations, including the amounts to
9 be raised for interest upon, and the redemption of bonds payable by
10 the district for districts in a county of the fifth class with a population
11 of not less than 500,000 and not more than 600,000 according to the
12 1990 federal decennial census that according to N.J.S. 18A: 8-1 are
13 separate local school districts, constituted from a municipality and
14 another municipality which is also an incorporated village, shall be
15 apportioned among the municipalities included within the district as
16 follows:

17 a. For the 1999-2000 school year and thereafter, for the
18 municipality which is also an incorporated village, the appropriations
19 shall equal the greater of \$300,000 or the product of the municipality's
20 weighted enrollment calculated pursuant to section 13 of P.L.1996, c.
21 138 (C.18A:7F-13) and 110% of the district's prebudget year net T&E
22 budget per weighted pupil. The district's prebudget year net T&E
23 budget shall be calculated as defined in section 3 of P.L. 1996, c.138
24 (C.18A:7F-3). In the event that the resident enrollment for the
25 municipality, which is also an incorporated village, equals or exceeds
26 60 pupils, the district's prebudget year net T&E budget per weighted
27 pupil shall not be inflated.

28 b. For the 1999-2000 school year and thereafter, for the
29 municipality which is also an incorporated village, the appropriations
30 shall include an amount in addition to the amount required pursuant
31 to subsection a. of this section for the actual cost of the program for
32 each classified pupil placed in an out-of-district program that is in
33 excess of the amount the district receives for the classified pupil
34 pursuant to section 19 of P.L.1996, c.138 (C.18A:7F-19). The
35 amount shall be included in the tax levy for the second subsequent
36 budget year following the year in which the costs are incurred.

37 c. For the 1999-2000 school year and thereafter, for the
38 municipality that is not an incorporated village, the appropriations
39 shall equal the amount calculated by subtracting the amounts
40 determined pursuant to subsections a. and b. of this section from the
41 district's total school tax levy for the budget year.

42
43 2. In the event that there is a decrease in the school tax levy of
44 the municipality which is also an incorporated village for the 1999-
45 2000 school year through the application of the provisions of section
46 1 of this act, the district shall receive supplemental State aid for the

1 1999-2000 school year equal to the amount of the decrease or
2 \$200,000, whichever is less.

3

4 3. There is appropriated from the General Fund to the Department
5 of Education \$200,000 to effectuate the provisions of this act.

6

7 4. This act shall take effect immediately.

8

9

10 STATEMENT

11

12 This bill establishes a formula for the apportionment of costs, both
13 operating and debt service costs, for school districts which, pursuant
14 to the provisions of N.J.S. 18A:8-1 are constituted from a municipality
15 and another municipality which is also an incorporated village. The
16 bill provides that beginning in the 1999-2000 school year, for the
17 municipality which is also an incorporated village, the appropriations
18 amount raised for the district by that municipality shall equal the
19 greater of \$300,000 or the municipality's weighted enrollment
20 multiplied by 110% of the district's prebudget year net T&E budget
21 per weighted pupil. In the event that the resident enrollment of that
22 municipality equals or exceeds 60 pupils, the district's prebudget year
23 net T&E budget per weighted pupil will not be inflated.

24 The bill further provides that beginning in the 1999-2000 school
25 year, the amount to be raised by the municipality which is also an
26 incorporated village shall include for each special education student
27 that is in an out-of-district placement, the additional amount required
28 to cover the cost of the placement over and above what the district
29 receives in special education State aid for that student.

30 Finally, the bill provides that in the event that there is a decrease in
31 the school tax levy of the municipality which is also an incorporated
32 village for the 1999-2000 school year, the district shall receive
33 supplemental State aid in the amount of that decrease or \$200,000,
34 whichever is less.

ASSEMBLY EDUCATION COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2575

STATE OF NEW JERSEY

DATED: DECEMBER 10, 1998

The Assembly Education Committee favorably reports Assembly Bill No. 2575.

This bill establishes a formula for the apportionment of costs, both operating and debt service costs, for school districts which, pursuant to the provisions of N.J.S.18A:8-1 are constituted from a municipality and another municipality which is also an incorporated village. The bill provides that beginning in the 1999-2000 school year, for the municipality which is also an incorporated village, the appropriations amount raised for the district by that municipality shall equal the greater of \$300,000 or the municipality's weighted enrollment multiplied by 110% of the district's prebudget year net T&E budget per weighted pupil. In the event that the resident enrollment of that municipality equals or exceeds 60 pupils, the district's prebudget year net T&E budget per weighted pupil will not be inflated.

The bill further provides that beginning in the 1999-2000 school year, the amount to be raised by the municipality which is also an incorporated village shall include for each special education student that is in an out-of-district placement, the additional amount required to cover the cost of the placement over and above what the district receives in special education State aid for that student.

Finally, the bill provides that in the event that there is a decrease in the school tax levy of the municipality which is also an incorporated village for the 1999-2000 school year, the district shall receive supplemental State aid in the amount of that decrease or \$200,000, whichever is less.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2575

STATE OF NEW JERSEY

DATED: JUNE 7, 1999

The Assembly Appropriations Committee reports favorably Assembly Bill No. 2575.

Assembly Bill No. 2575 establishes a formula for the apportionment of costs, both operating and debt service costs, for school districts which, pursuant to the provisions of N.J.S.18A:8-1 are constituted from a municipality and another municipality which is also an incorporated village. The bill provides that beginning in the 1999-2000 school year, for the municipality-village, the appropriations amount raised for the district by that municipality shall equal the greater of \$300,000 or the municipality's weighted enrollment multiplied by 110% of the district's prebudget year net T&E budget per weighted pupil. If the resident enrollment of that municipality equals or exceeds 60 pupils, the district's prebudget year net T&E budget per weighted pupil will not be inflated.

The bill further provides that beginning in the 1999-2000 school year, the amount to be raised by the municipality-village shall include for each special education student that is in an out-of-district placement, the additional amount required to cover the cost of the placement over and above what the district receives in special education State aid for that student.

Finally, the bill provides that if there is a decrease in the school tax levy of the municipality-village for the 1999-2000 school year, the district shall receive supplemental State aid in the amount of that decrease or \$200,000, whichever is less.

As reported by this committee, this bill is identical to Senate Bill No. 1466 as reported by this committee.

FISCAL IMPACT:

The bill will reapportion school costs between two municipalities: Loch Arbor Village and Ocean Township in Monmouth County. If the school tax levy decreases in Loch Arbor for school year 1999-2000, the consolidated school district shall receive up to \$200,000 in supplemental State aid.

The bill appropriates \$200,000 from the General Fund to the Department of Education for the supplemental aid. The bill does not provide for any further State expenditure after the 1999-2000 school year.

Office of the Governor
NEWS RELEASE

PO BOX 004
TRENTON, NJ 08625

CONTACT: Gene Herman
609-777-2600

RELEASE: July 15, 1999

Gov. Christie Whitman today signed the following pieces of legislation:

SCS for S-778, sponsored by Senators Joseph F. Vitale (D- Middlesex) and William L. Gormley (R- Atlantic) and Assembly Members Arline M. Friscia (D-Middlesex) and Francis J. Blee (R- Atlantic), provides supplemental Victims of Crimes Compensation Board (VCCB) awards to catastrophically-injured crime victims. The legislation authorizes the VCCB to make additional payments to injured victims in excess of the \$25,000 limit that was authorized under previous law. The bill defines a catastrophically-injured crime victim as a person who has sustained a severe long term or life-long personal injury as the result of a crime. The bill would allow the VCCB to make additional payments for such items as rehabilitative medical services, home health assistance, prescription drugs, residence and vehicle modifications, wheelchairs, braces, walkers and other adaptive equipment.

The VCCB is a dedicated fund authorized to make monetary awards to crime victims and their families to compensate them for losses, such as income losses and certain medical expenses incurred as a result of the crimes committed against them.

S-1466, sponsored by Senators Joseph A. Palaia (R-Monmouth) and Edward T. O'Connor, Jr. (D-Hudson) and Assembly Members Robert G. Smith (R-Monmouth) and Steve Corodemus (R-Monmouth), establishes a method for the apportionment of costs among municipalities in certain school districts. The bill sets forth a method for the apportionment of costs in the Ocean Township School District, which comprises the municipalities of Ocean Township and Loch Arbour Village, an incorporated village. An incorporated village such as Loch Arbour legally is an independent municipality. State law specifies, however, that an incorporated village shall remain a part of the school district to which it belonged at the time of its incorporation, rather than become a separate school district. Thus, Loch Arbour has remained a part of the Ocean Township School District.

While state law establishes apportionment formulas for regional school districts, it does not establish formulas for districts that include an incorporated village. The Department of Education has therefore treated the Ocean Township district as a regional district for apportionment purposes. Regional district apportionment is based upon equalized property values, which has led to inequities. The bill provides that beginning in the 1999- 2000 school year, Loch Arbour's financial contribution to the school district shall equal the greater of \$300,000 or its enrollment multiplied by 110 percent of the district's previous year's budget per pupil. Loch Arbour's contribution would also include an amount to cover the cost of out-of-district placements of special education students that are not covered by state aid.

Office of the Governor
NEWS RELEASE

PO BOX 004
TRENTON, NJ 08625

CONTACT: Gene Herman
609-777-2600

RELEASE: July 15, 1999

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While state law establishes apportionment formulas for regional school districts, it does not establish formulas for districts that include an incorporated village. The Department of Education has therefore treated the Ocean Township district as a regional district for apportionment purposes. Regional district apportionment is based upon equalized property values, which has led to inequities. The bill provides that beginning in the 1999- 2000 school year, Loch Arbour's financial contribution to the school district shall equal the greater of \$300,000 or its enrollment multiplied by 110 percent of the district's previous year's budget per pupil. Loch Arbour's contribution would also include an amount to cover the cost of out-of-district placements of special education students that are not covered by state aid.