

18A: 39-1

LEGISLATIVE HISTORY CHECKLIST

HJSA 18A:39-1

LAWS OF 1977

CHAPTER 206

Bill No. S1734

Sponsor(s) Dumont

Date Introduced Nov. 15, 1976

Committee: Assembly Education

Senate Education; Revenue, Finance & Appropriations

Amended during passage Yes

~~xxx~~ Amendments during passage denoted by asterisks

Date of Passage: Assembly July 11, 1977

Senate May 5, 1977

Date of approval September 5, 1977

Following statements are attached if available:

Sponsor statement Yes Below ~~xxx~~

Committee Statement: Assembly: Yes ~~xxx~~

Senate Yes ~~xxx~~ 1-27-77 & 4-18-77

Fiscal Note ~~xxx~~ No

Veto message ~~xxx~~ No

Message on signing Yes ~~xxx~~

Following were printed:

Reports ~~xxx~~ No

Hearings ~~xxx~~ No

Checked Card Catalog Under: N.J.-- Pupil Transportation

Sponsor's Statement:

This bill increases from \$200.00 to \$300.00 the transportation subsidy for pupils attending non-public schools.

ALA 1978

9/1/78

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9/5/77

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SENATE, No. 1734**STATE OF NEW JERSEY**

INTRODUCED NOVEMBER 15, 1976

By Senator DUMONT

Referred to Committee on Education

AN ACT concerning education and amending N. J. S. 18A:39-1.

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

1 1. N. J. S. 18A:39-1 is amended to read as follows:

2 18A:39-1. Whenever in any district there are pupils residing
 3 remote from any schoolhouse, the board of education of the district
 4 may make rules and contracts for the transportation of such pupils
 5 to and from school, including the transportation of school pupils to
 6 and from school other than a public school, except such school as is
 7 operated for profit in whole or in part.

8 When any school district provides any transportation for public
 9 school pupils to and from school pursuant to this section, trans-
 10 portation shall be supplied to school pupils residing in such school
 11 district in going to and from any remote school other than a public
 12 school, not operated for profit in whole or in part, located within
 13 the State not more than 20 miles from the residence of the pupil
 14 provided the per pupil cost of the lowest bid received does not
 15 exceed **[\$200.00]** ***[\$300.00]*** ****[\$200.00, or in the case of pupils**
 15A *attending school in a county of the third class, whether or not a*
 15B *resident of such county, \$300.00,*]** ***\$250.00**** and if such bid
 16 shall exceed said cost then the parent, guardian or other person
 17 having legal custody of the pupil shall be eligible to receive said
 18 amount toward the cost of his transportation to a qualified school
 19 other than a public school regardless of whether such transporta-
 20 tion is along established public school routes. It shall be the obli-
 21 gation of the parent, guardian or other person having legal custody
 22 of the pupil attending a remote school, other than a public school,
 23 not operating for profit in whole or in part, to register said pupil
 24 with the office of the secretary of the board of education at the time
 25 and in the manner specified by rules and regulations of the State*

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 board in order to be eligible for the transportation provided by
 27 this section. If the registration of any such pupil is not completed
 28 by September 1 of the school year and if it is necessary for the
 29 board of education to enter into a contract establishing a new
 30 route in order to provide such transportation, then the board shall
 31 not be required to provide it, but in lieu thereof the parent, guardian
 32 or other person having legal custody of the pupil shall be eligible
 33 to receive ~~[\$200.00]~~ ~~[\$300.00]~~ ~~[\$200.00, or in the case of~~
 34 ~~pupils attending school in a county of the third class, whether or~~
 35 ~~not a resident of such county, \$300.00,]~~ ~~[\$250.00]~~ or an
 36 amount computed by multiplying ~~[\$1.111]~~ ~~[\$1.666]~~ ~~[\$1.111,~~
 37 ~~or in the case of pupils attending school in a county of the third~~
 38 ~~class, whether or not a resident of such county, \$1.666,]~~
 38A ~~[\$1.388]~~ times the number of school days remaining in the school
 38B year at the time of registration, whichever is the smaller amount.
 38C Whenever any regional school district provides any transportation
 38D for pupils attending schools other than public schools pursuant to
 38E this section, said regional district shall assume responsibility for
 39 the transportation of all such pupils, and the cost of such trans-
 40 portation for pupils below the grade level for which the regional
 41 district was organized, shall be prorated by the regional district
 42 among the constituent districts on a per pupil basis after approval
 43 of such costs by the county superintendent. This section shall not
 44 require school districts to provide any transportation to pupils
 45 attending a school other than a public school where the only trans-
 46 portation presently provided by said district is for school children
 47 transported pursuant to chapter 46 of this Title or for pupils
 48 transported to a vocational, technical or other public school offering
 49 a specialized program. Any transportation to a school, other than
 50 a public school, shall be pursuant to the same rules and regulations
 51 promulgated by the State board as governs transportation to any
 52 public school.

53 Nothing in this section shall be so construed as to prohibit a board
 54 of education from making contracts for the transportation of
 55 pupils to a school in an adjoining district when such pupils are
 56 transferred to the district by order of the county superintendent,
 57 or when any pupils shall attend school in a district other than that
 58 in which they shall reside by virtue of an agreement made by the
 59 respective boards of education.

60 Nothing herein contained shall limit or diminish in any way any
 61 of the provisions for transportation for children pursuant to
 62 chapter 46 of this Title.

1 2. This act shall take effect immediately.

ASSEMBLY EDUCATION COMMITTEE

STATEMENT TO

SENATE, No. 1734

[SECOND OFFICIAL COPY REPRINT]

STATE OF NEW JERSEY

DATED: JUNE 20, 1977

PROVISIONS:

This bill increases from \$200.00 to \$250.00 the transportation subsidy for pupils attending nonpublic schools.

BACKGROUND:

Transportation aid for nonpublic school pupils was first instituted by chapters 29, 200 and 299 of the laws of 1968. Those statutes required the local district to provide transportation, up to 20 miles and at a cost not to exceed \$150.00, to pupils who reside in the district and attend nonpublic schools. The maximum per pupil cost was increased to \$200.00 in 1974. This no longer reflects the cost of such transportation. Considering the savings that nonpublic schools afford taxpayers of this State, the committee supports the passage of this increase in funding.

FISCAL IMPLICATIONS:

The Department of Education estimates that it will cost \$2,700,000.00. This increase would be totally borne by the State since State aid now covers 100% of transportation costs.

POSITIONS ON THE PROPOSED LEGISLATION:

The School Boards Association and New Jersey Education Association oppose the passage of this legislation on philosophical grounds.

SENATE EDUCATION COMMITTEE

STATEMENT TO

SENATE, No. 1734

STATE OF NEW JERSEY

DATED: JANUARY 27, 1977

SPONSOR: Senator DUMONT.

PROVISIONS:

This bill increases from \$200.00 to \$300.00 the transportation subsidy for pupils attending nonpublic schools.

BACKGROUND:

Transportation aid for nonpublic school pupils was first instituted by chapters 29, 200 and 299 of the Laws of 1968. Those statutes required the local district to provide transportation, up to 20 miles and at a cost not to exceed \$150.00, to pupils who reside in the district and attend nonpublic schools. The maximum per pupil cost was increased to \$200.00 in 1974.

COMMITTEE POSITION:

Considering the savings that nonpublic schools afford taxpayers of this State, the committee supports the passage of this increase in funding.

FISCAL IMPLICATIONS:

We have requested but not yet received a fiscal note on this bill. The Department of Education estimates that it will cost \$1,500,000.00. This increase would be totally borne by the State since State aid now covers 100% of transportation costs.

POSITIONS ON THE PROPOSED LEGISLATION:

The School Boards Association and NJEA oppose the passage of this legislation on philosophical grounds.

SENATE REVENUE, FINANCE AND APPROPRIATIONS
COMMITTEE

STATEMENT TO

SENATE, No. 1734

with Senate committee amendments

STATE OF NEW JERSEY

DATED: APRIL 18, 1977

This bill increases from \$200.00 to \$300.00 the transportation subsidy for pupils attending nonpublic schools but applies only to third class counties or situations where a pupil is attending a nonpublic school in a third class county but is not a county resident.

It is estimated that this bill will require an additional expenditure of \$1,211,500.00. In that the pupil transportation program is a reimbursement program, any affected district would first include such additional costs in its budget, with 100% reimbursement made in the ensuing year. Thus, given an effective date of July 1, 1978 the school budget for school year 1978-79 would reflect the additional cost, with reimbursement from State government included in the State's fiscal year 1979-80 budget.

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FROM THE OFFICE OF THE GOVERNOR

SEPTEMBER 6, 1977

FOR FURTHER INFORMATION

FOR IMMEDIATE RELEASE

ANNE BURNS

Governor Brendan Byrne today signed S-1734, sponsored by Senator Wayne Dumont, R-Warren, which increases state transportation aid subsidies for nonpublic school pupils from \$200 to \$250.

Any district which does not now provide transportation to its public school will not be affected by this bill. Nonpublic school pupils are not eligible for transportation aid unless the district where they live provides transportation to its public school pupils and the nonpublic school is located not more than 20 miles away.

Approximately 88,000 of a total of 240,000 nonpublic school children now receive either transportation or cash transportation aid from their districts or residents.

According to the Department of Education, 15,000 of these students will receive additional aid as mandated by this bill in cash. This will result in a statewide increase of \$750,000.

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