

18A:48-1

LEGISLATIVE HISTORY CHECKLIST

NJSA: 18A:48-1

(Evening Schools-- raise age for admission & allow students from other districts)

LAWS OF: 1982

CHAPTER: 7

Bill No: A607

Sponsor(s): Garvin and others

Date Introduced: January 18, 1982

Committee: Assembly: -----

Senate: -----

Amended during passage: No

Date of Passage: Assembly: January 18, 1982

Senate: February 1, 1982

Date of Approval: March 2, 1982

Following statements are attached if available:

Sponsor statement: Yes

Committee statement: Assembly No

Senate No

Fiscal Note: No

Veto Message: No

Message on Signing: Yes

Following were printed:

Reports: No

Hearings: No

A.G. opinion, mentioned in press release, is incorrectly mentioned. No such opinion exists, as confirmed by Office of the Attorney General.

ASSEMBLY, No. 607

STATE OF NEW JERSEY

INTRODUCED JANUARY 18, 1982

By Assemblywoman GARVIN, Assemblymen HERMAN
and D. GALLO

(Without Reference)

AN ACT concerning public evening education and amending N. J. S.
18A:48-1.

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

1 1. N. J. S. 18A:48-1 is amended to read as follows:

2 18A:48-1. The board of education of any school district may
3 establish and maintain public evening schools for the instruction
4 of persons over **[12]** 16 years of age **[who are residents of the**
5 **district]**. Unless such evening schools are maintained for at least
6 64 evening sessions of at least 2 hours each in each year and at
7 least 3 evening sessions each week, the amount of State school aid
8 payable to such district for the ensuing year shall be determined
9 without including therein any sum for evening school pupils **[of the**
10 **district]**. *Each board of education may, to the extent its facilities*
11 *will permit and subject to the regulations of the Department of*
12 *Education, accept students who are residents of any other school*
13 *district in the State. For the purposes of calculating State school*
14 *aid for approved public evening schools the number of students*
15 *shall be the sum of the resident and nonresident students.*

1 2. (New section) For the purpose of calculating State aid for
2 the 1982-83 school year in districts in which the out-of-district adult
3 evening school students attending approved public evening schools
4 were excluded from the enrollment count on September 30, 1981, the
5 resident enrollment shall include such out-of-district public evening
6 school students.

1 **[2.]** 3. This act shall take effect immediately.

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

STATEMENT

PROVISIONS:

This bill authorizes out-of-district pupils who attend public evening schools to be considered part of the resident enrollment of the school district for the purposes of receiving State aid for the 1982-83 school year and each year thereafter.

BACKGROUND:

The Department of Education has determined that for the 1982-83 school year and each year thereafter State aid for adult education programs will be distributed on the basis of the district's residents on roll as of September 30th of the prebudget year. Although this statutory requirement was instituted for all other program categories in 1976, State aid for adult evening programs has been distributed on the basis of both resident and out-of-district enrollment.

This change in distributing State aid affects the 58 approved adult evening programs throughout the State that offer a range of programs by which an adult student may receive a high school diploma. These 58 districts operate as de facto regional adult evening programs by virtue of the fact that they are the only programs of their kind within the area. For example, the East Orange Adult Evening School is the only program of its kind in Essex county and the Salem county Vocational Technical School is one of the few schools offering such approved programs in that region. The range of course offerings and the high school diploma program options cause such programs to draw students from neighboring communities in an area where equivalent educational opportunities are not available.

This bill would permit out-of-district students to be counted in the resident enrollment of such public adult evening schools for the purpose of receiving State aid.

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A607 (1982)

FROM THE OFFICE OF THE GOVERNOR

FOR IMMEDIATE RELEASE

FOR FURTHER INFORMATION

MARCH 2, 1982

DAVE DENAIO

Governor Thomas H. Kean today signed A-607, sponsored by Assemblywoman Mildred Barry Garvin (D-Essex), permitting school districts to accept non-residents in their adult education evening programs for high school equivalency diplomas.

The bill, co-sponsored by Assemblymen Dean A. Gallo (R-Morris) Martin Herman, (D-Cumberland) Thomas Pankok (D-Cumberland), also raises the minimum age for students in such programs from 12 to 16, and allows school districts to include all non-resident students in their enrollment when calculating State aid.

Some school districts had traditionally been admitting non-residents to their adult education programs and counting them for purposes of State aid. A recent opinion by the Attorney General, however, forced the cancellation of such practices for the 1982-83 school year. This bill allows districts to continue the previous practice.

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