

2A:171-5.26 to 2A:171-5.28

LEGISLATIVE HISTORY CHECKLIST

NJSA: 2A:171-5.26 to 2A:171-5.28 (Educational organizations-- allow certain Sunday fund-raising events)

LAWS OF: 1988

CHAPTER: 162

BILL NO: A2258

SPONSOR(S): Baer

Date Introduced: Pre-filed

Committee: **Assembly:** County Government & Regional Authorities

Senate: Education

Amended during passage: Yes Amendments during passage denoted by asterisks.

Date of Passage: **Assembly:** March 7, 1988

Senate: October 17, 1988

Date of Approval: November 16, 1988

Following statements are attached if available:

Sponsor statement: No

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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P.L. 1988, CHAPTER 162, approved November 16, 1988
1988 Assembly No. 2258 (First Reprint)

1 AN ACT concerning Sunday fundraising events in certain
2 counties and supplementing P.L. 1959, c. 119 (C. 2A:171-5.8
3 et seq.).

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

7 1. As used in this act:

8 a. "Fundraising event" means a planned, scheduled activity
9 which has as its main purpose the generating of moneys to be
10 used for any educational purposes benefiting students including,
11 but not limited to, use for scholarships or educational or athletic
12 equipment. The moneys generated as a result of the sponsorship
13 of a fundraising event, the leasing of space to vendors, and any
14 actual sales by the educational organization itself must be used
15 in their entirety for educational purposes. These events shall be
16 conducted on the premises of the school with which the
17 educational organization is affiliated and may include, but are
18 not limited to, flea markets, auctions, and bazaars.

19 b. "Educational organizations" means associations of parents
20 of public ¹or private, non profit¹ school students and faculty
21 members of the public ¹or private, non profit¹ school where
22 those students are enrolled, including teachers and
23 administrators, or student groups consisting of present or former
24 enrollees of the ¹[public]¹ school or organizations consisting of
25 some members of both these associations or groups who have
26 joined together to conduct activities relating to the
27 improvement of the quality of ¹[public]¹ education. These
28 activities may include, but are not limited to, meetings devoted
29 to issues concerning administration or curriculum matters or
30 volunteer efforts concerning any extracurricular activities or
31 athletic events.

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.
Matter enclosed in superscript numerals has been adopted as follows:
¹ Assembly floor amendments adopted February 29, 1988.

1 2. Notwithstanding any other provisions of law to the
contrary, in any county in which the provisions of P. L. 1959, c.
3 119 (C. 2A:171-5.8 et seq.) prohibiting Sunday sales apply, an
educational organization may be authorized by the
5 appropriate school board of a public school or the
appropriate chief administrative officer of a private, non-profit
7 school, as the case may be, in that county [may] to conduct
[in a given school district], on the appropriate school
9 premises, no more than 10 fundraising events on any 10 Sundays
in a calendar year. [This limitation applies to all the
11 educational organizations in that county so that only 10 Sundays
are set aside in a calendar year for these fundraising events.]
13 Each such event shall be subject to separate approval by the
board or chief administrative officer, as the case may be. The
15 10-day limitation provided for herein shall apply to all education
organizations for which a fundraising event would be subject to
17 the approval of a single school district or chief administrative
officer, as the case may be.

19 3. The governing body of a municipality in any county
referred to in section 2 of this act may, by ordinance or
21 resolution, provide that the provisions of this act will not be
applicable in that municipality or may regulate or otherwise
23 limit the fundraising events permitted by this act.

4. This act shall take effect immediately.

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EDUCATION

School Boards and Officers

29

31 Provides that public and private, nonprofit schools may conduct
fundraising events on certain Sundays in counties with Sunday
closing laws.

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STATEMENT

3 **This bill establishes a "Water and Sewer Lifeline Assistance**
4 **Program" to provide eligible senior citizens and disabled**
5 **residents with an annual payment of \$50 to defray the cost of**
6 **their water and sewer bills at their residence. Water and sewer**
7 **charges have been increasing in recent years, and the financial**
8 **assistance provided by this bill is intended to mitigate the**
9 **impact of that increase for those residential customers least**
10 **able to cope with the increases.**

11 **The program established by this bill would utilize the same**
12 **eligibility requirements as the "Lifeline Credit Program," P.L.**
13 **1979, c. 197 (C. 48:2-29.15 et seq.). Senior citizens and disabled**
14 **residents eligible for the "Lifeline Credit Program" would be**
15 **eligible for the "Water and Sewer Lifeline Assistance Program"**
16 **established in this bill.**

17 **This bill appropriates \$10,500,000 to the Department of**
18 **Human Services from the Casino Revenue Fund to implement**
19 **the provisions of this bill relating to the charges of water and**
20 **sewer companies. In addition, this bill appropriates such sums as**
21 **are necessary to the Department of Human Services from the**
22 **General Fund to implement the provisions of the bill relating to**
23 **the cost of maintaining private water and sewer systems.**

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SENIOR CITIZENS

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Public Utilities

29 **Provides payments to eligible senior citizens and disabled**
30 **persons to defray the cost of water and sewer services;**
31 **appropriates \$10,500,000.**

[FIRST REPRINT]
ASSEMBLY, No. 2258

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1988 SESSION

By Assemblyman BAER

1 AN ACT concerning Sunday fundraising events in certain
counties and supplementing P.L. 1959, c. 119 (C. 2A:171-5.8
3 et seq.).

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

7 1. As used in this act:

a. "Fundraising event" means a planned, scheduled activity
9 which has as its main purpose the generating of moneys to be
used for any educational purposes benefiting students including,
11 but not limited to, use for scholarships or educational or athletic
equipment. The moneys generated as a result of the sponsorship
13 of a fundraising event, the leasing of space to vendors, and any
actual sales by the educational organization itself must be used
15 in their entirety for educational purposes. These events shall be
conducted on the premises of the school with which the
17 educational organization is affiliated and may include, but are
not limited to, flea markets, auctions, and bazaars.

b. "Educational organizations" means associations of parents
19 of public ¹or private, non profit¹ school students and faculty
members of the public ¹or private, non profit¹ school where
21 those students are enrolled, including teachers and
administrators, or student groups consisting of present or former
23 enrollees of the ¹[public]¹ school or organizations consisting of
some members of both these associations or groups who have
25 joined together to conduct activities relating to the
improvement of the quality of ¹[public]¹ education. These
27 activities may include, but are not limited to, meetings devoted
to issues concerning administration or curriculum matters or
29 volunteer efforts concerning any extracurricular activities or
31 athletic events.

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.
Matter enclosed in superscript numerals has been adopted as follows:
Assembly floor amendments adopted February 29, 1988.

ASSEMBLY COUNTY GOVERNMENT
AND
REGIONAL AUTHORITIES COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2258

STATE OF NEW JERSEY

DATED: FEBRUARY 8, 1988

The Assembly County Government and Regional Authorities Committee favorably reports A-2258.

This bill permits educational organizations in public schools located in a county which prohibits sales on Sundays to conduct fundraising events which have as their main purpose the generating of moneys to be used for educational purposes benefiting students including, but not limited to, use for scholarships or educational or athletic equipment.

The fundraising events are required to be approved by the local school board and may be held on no more than 10 Sundays in any calendar year.

A local governing body may, by ordinance or resolution, provide that the act will not be applicable in that municipality, or limit the number of fund raising events authorized of this act.

This bill was pre-filed for introduction in the 1988 session pending technical review. As reported the bill includes the changes required by technical review which has been performed.

SENATE EDUCATION COMMITTEE

STATEMENT TO

[FIRST REPRINT]

ASSEMBLY, No. 2258

STATE OF NEW JERSEY

DATED: SEPTEMBER 19, 1988

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

This bill permits educational organizations in public and non public schools located in a county which prohibits Sunday sales to conduct fund raising events on school premises for a maximum of 10 Sundays in any calendar year. Each fund raising event would have to be specifically approved by the board of education of a public school or chief administrative officer of a nonpublic school, as appropriate.

Under the bill, an eligible fund raising event is a planned, scheduled activity which is intended to generate money for any educational purpose benefiting students, such as scholarships or educational or athletic equipment. An educational organization is defined as an association of parents, faculty, students, alumni or any combination thereof which has been formed to conduct activities relating to the improvement of the quality of education.

In addition to the 10 Sunday maximum for any school district or non public school, the bill also provides that a local governing body may, by ordinance or resolution, provide that the bill will not be applicable in that municipality, or may regulate or otherwise limit the fund raising activities permitted by the bill.

1 2. Notwithstanding any other provisions of law to the
 2 contrary, in any county in which the provisions of P. L. 1959, c.
 3 119 (C. 2A:171-5.8 et seq.) prohibiting Sunday sales apply, an
 4 educational organization may be authorized by the
 5 appropriate school board of a public school or the
 6 appropriate chief administrative officer of a private, non-profit
 7 school, as the case may be, in that county [may] to conduct
 8 [in a given school district], on the appropriate school
 9 premises, no more than 10 fundraising events on any 10 Sundays
 10 in a calendar year. [This limitation applies to all the
 11 educational organizations in that county so that only 10 Sundays
 12 are set aside in a calendar year for these fundraising events.]
 13 Each such event shall be subject to separate approval by the
 14 board or chief administrative officer, as the case may be. The
 15 10-day limitation provided for herein shall apply to all education
 16 organizations for which a fundraising event would be subject to
 17 the approval of a single school district or chief administrative
 18 officer, as the case may be.

19 3. The governing body of a municipality in any county
 20 referred to in section 2 of this act may, by ordinance or
 21 resolution, provide that the provisions of this act will not be
 22 applicable in that municipality or may regulate or otherwise
 23 limit the fundraising events permitted by this act.

24 4. This act shall take effect immediately.

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EDUCATION

School Boards and Officers

27

28 Provides that public and private, nonprofit schools may conduct
 29 fundraising events on certain Sundays in counties with Sunday
 30 closing laws.
 31