

**SENATE, No. 1974**

**STATE OF NEW JERSEY**  
**214th LEGISLATURE**

INTRODUCED MAY 27, 2010

**Sponsored by:**

**Senator NICHOLAS J. SACCO**

**District 32 (Bergen and Hudson)**

**Senator JIM WHELAN**

**District 2 (Atlantic)**

**SYNOPSIS**

Permits school boards to charge certain students for remedial or advanced courses provided during summer school.

**CURRENT VERSION OF TEXT**

As introduced.



1 AN ACT concerning tuition for summer school and supplementing  
2 chapter 11 of Title 18A of the New Jersey Statutes.

3

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

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7 1. The Legislature finds and declares that:

8 a. School districts around the State are feeling the effects of the  
9 tough economic climate;

10 b. Reductions in State aid are requiring boards of education to  
11 make drastic cuts in programs and services offered in their school  
12 districts;

13 c. Many school districts have been forced, for example, to  
14 eliminate summer school programs, resulting in a decrease  
15 Statewide in the availability of these types of programs; and

16 d. Allowing school districts to charge tuition for those students  
17 able to pay for courses provided during the summer session would  
18 help school districts ensure that these valuable programs remain  
19 available to the students who need them.

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21 2. a. Notwithstanding any provision of law to the contrary, a  
22 board of education may charge tuition for a remedial or advanced  
23 course provided during a summer school session to a student who  
24 resides in the district in accordance with the following provisions:

25 (1) for a student from a household with a household income that  
26 exceeds the most recent federal poverty guidelines multiplied by  
27 1.85, the district may charge full tuition;

28 (2) for a student from a household with household income that  
29 exceeds the most recent federal poverty guidelines multiplied by  
30 1.30, but is at or below the most recent federal poverty guidelines  
31 multiplied by 1.85, the district may charge 75% of the full tuition  
32 charged by the board of education;

33 (3) for a student from a household with a household income that  
34 exceeds the most recent federal poverty guidelines, but is at or  
35 below the most recent federal poverty guidelines multiplied by 1.30,  
36 the district may charge 50% of the full tuition charged by the board  
37 of education; and

38 (4) for a student from a household with a household income at or  
39 below the most recent federal poverty guidelines, the district may  
40 not charge any tuition.

41 b. A board of education may charge full tuition to a student  
42 who resides in the district for an enrichment course provided during  
43 a summer school session, which course carries no credit and is  
44 determined by the executive county superintendent of schools to  
45 have no direct relationship to the curriculum.

46 c. A board of education may charge tuition for a remedial,  
47 advanced, or enrichment course provided during a summer school

1 session to a student who does not reside in the school district, at an  
2 amount to be determined by the board.

3 d. As used in this section:

4 “Advanced course” means a course or subject not previously  
5 taken in an approved school district program for which additional  
6 credits or advanced placement may be awarded upon successful  
7 completion of the course.

8 “Enrichment course” means a course or subject of a vocational  
9 nature for which no credits are to be awarded.

10 “Household income” means income as defined in 7 CFR ss.245.2  
11 and 245.6 or any subsequent superseding federal law or regulation.

12 “Remedial course” means a course or subject that is a review of a  
13 course or subject previously taken for which credits or placements  
14 may be awarded upon successful completion of the course.

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16 3. This act shall take effect immediately.

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STATEMENT

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21 Pursuant to State Board of Education regulations at  
22 N.J.A.C.6A:32-10.2, a school district is prohibited from charging  
23 tuition to a student domiciled in the district for a remedial or  
24 advanced course offered during the summer session. This bill  
25 would allow school districts to charge tuition under certain  
26 circumstances for summer school courses. The school district  
27 would be allowed to charge full tuition for a remedial or advanced  
28 course to a student from a household with a household income that  
29 exceeds the household income limit for the reduced price lunch  
30 program. If the student is from a household that is at or below the  
31 most recent federal poverty guidelines, the district may not charge  
32 any tuition. For a student from a household with a household  
33 income that exceeds the most recent federal poverty guidelines  
34 multiplied by 1.30 (the limit for the free lunch program), but is at or  
35 below the federal poverty guidelines multiplied by 1.85 (the limit  
36 for the reduced price lunch program), the district may charge 75%  
37 of the full tuition. For a student from a household with a household  
38 income that exceeds the most recent federal poverty guidelines, but  
39 is at or below the limit for the free lunch program, the district may  
40 charge 50% of the full tuition.

41 As is provided under current State Board of Education  
42 regulation, N.J.A.C.6A:32-10.3 (b), a board of education may  
43 charge tuition to a student who resides in the district for an  
44 enrichment course provided during a summer school session. The  
45 bill also provides that a board of education may charge tuition for a  
46 remedial, advanced, or enrichment course provided to a student who  
47 does not reside in the school district, at an amount to be determined  
48 by the board.

**S1974 SACCO, WHELAN**

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1       The bill defines an “advanced course,” an “enrichment course,”  
2       and a “remedial course,” as those terms are defined in State board  
3       regulations at N.J.A.C. 6A:32-2.1.