

ASSEMBLY, No. 2031

STATE OF NEW JERSEY 219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

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District 29 (Essex)

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SYNOPSIS

Requires that school district's request for permission to use unrecognized position title include list of abolished positions and positions in which there have been layoffs and detailed job descriptions for them.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 AN ACT concerning school district personnel and supplementing
2 chapter 27 of Title 18A of the New Jersey Statutes.

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

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7 1. A school district, in submitting a written request to the
8 executive county superintendent of schools for permission to use an
9 unrecognized position title as required pursuant to State Board of
10 Education regulations, shall include, along with any other
11 information required by the State board: a list of all positions
12 abolished in the school district in the prior calendar year, or that
13 will be abolished upon the approval of the unrecognized position
14 title, and a detailed job description for each of these positions; and
15 a list of all positions in which there have been layoffs in the district
16 in the prior calendar year, or positions in which there will be layoffs
17 upon the approval of the unrecognized position title, and a detailed
18 job description for each of these positions. The school district shall
19 also include in the request the number of times within the prior
20 three schools years that it has submitted a request for permission to
21 use an unrecognized position title.

22 If the detailed job description of the proposed unrecognized
23 position title is substantially similar to the detailed job description
24 of a position abolished in the prior calendar year or that will be
25 abolished upon the approval of the unrecognized position title, or a
26 position in which there has been a layoff in the prior calendar year
27 or in which there will be a layoff upon the approval of the
28 unrecognized position title, the executive county superintendent
29 may not approve the unrecognized position title. In this case the
30 school district's request shall be forwarded to the Commissioner of
31 Education who shall be responsible for a final determination on the
32 approval or disapproval of the request.

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34 2. This act shall take effect immediately.

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STATEMENT

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39 Under current State Board of Education regulations at
40 N.J.A.C.6A:9B-5.5, if a board of education desires to use an
41 unrecognized position title in the district, the board is required to
42 submit to the executive county superintendent a written request for
43 permission to use the proposed title prior to appointing a candidate.
44 According to the regulation, the request must include a detailed job
45 description for the proposed title. This bill would require that the
46 request also include: a list of all positions abolished in the school
47 district in the prior calendar year, or that will be abolished upon the
48 approval of the unrecognized position title, and a detailed job

A2031 PINTOR MARIN, SUMTER

1 description for each of these positions; and a list of all positions in
2 which there have been layoffs in the district in the prior calendar
3 year, or positions in which there will be layoffs upon the approval
4 of the unrecognized position title, and a detailed job description for
5 each of these positions. In addition, the school district must also
6 include in its request the number of times within the prior three
7 school years that it has submitted a request for permission to use an
8 unrecognized position title.

9 If the detailed job description of the proposed unrecognized
10 position title is substantially similar to the detailed job description
11 of an abolished position or a position that will be abolished upon
12 the approval of the unrecognized position title, or a position in
13 which there has been a layoff or in which there will be a layoff
14 upon the approval of the unrecognized position title, the executive
15 county superintendent may not approve the unrecognized position.
16 In this case the executive county superintendent will be required to
17 forward the request to the Commissioner of Education, and it will
18 be the commissioner's responsibility to make the final
19 determination on the request.