

**ASSEMBLY CONCURRENT  
RESOLUTION No. 88**

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**STATE OF NEW JERSEY**

**219th LEGISLATURE**

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PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

**Sponsored by:**  
**Assemblyman JON M. BRAMNICK**  
**District 21 (Morris, Somerset and Union)**

**SYNOPSIS**

Proposes constitutional amendment prohibiting any student from being compelled to attend public school other than one nearest to student's residence.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel.



1   **A CONCURRENT RESOLUTION** proposing to amend Article VIII,  
2       Section IV, paragraph 1 of the New Jersey Constitution.

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4       **BE IT RESOLVED** *by the General Assembly of the State of New*  
5       *Jersey (the Senate concurring):*

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7       1. The following proposed amendment to the Constitution of the  
8       State of New Jersey is agreed to:

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10                                   **PROPOSED AMENDMENT**

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12       Amend Article VIII, Section IV, paragraph 1 to read as follows:

13       1. The Legislature shall provide for the maintenance and support  
14       of a thorough and efficient system of free public schools for the  
15       instruction of all the children in the State between the ages of five  
16       and eighteen years.

17       No student shall be compelled to attend a public school other  
18       than the public school nearest the residence of the student, which  
19       public school is located within the school district in which the  
20       student resides and provides the course of study pursued by the  
21       student.

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23       2. When this proposed amendment to the Constitution is finally  
24       agreed to pursuant to Article IX, paragraph 1 of the Constitution, it  
25       shall be submitted to the people at the next general election  
26       occurring more than three months after the final agreement and  
27       shall be published at least once in at least one newspaper of each  
28       county designated by the President of the Senate, the Speaker of the  
29       General Assembly and the Secretary of State, not less than three  
30       months prior to the general election.

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32       3. This proposed amendment to the Constitution shall be  
33       submitted to the people at that election in the following manner and  
34       form:

35       There shall be printed on each official ballot to be used at the  
36       general election, the following:

37       a. In every municipality in which voting machines are not used,  
38       a legend which shall immediately precede the question as follows:

39       If you favor the proposition printed below make a cross (X), plus  
40       (+), or check ( ✓ ) in the square opposite the word "Yes." If you are  
41       opposed thereto make a cross (X), plus (+) or check ( ✓ ) in the  
42       square opposite the word "No."

43       b. In every municipality the following question:

**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.

	YES	<p>CONSTITUTIONAL AMENDMENT PROHIBITING COMPELLING THE ATTENDANCE OF A STUDENT AT A PUBLIC SCHOOL OTHER THAN THE ONE NEAREST THE STUDENT’S RESIDENCE</p> <p>Do you approve amending the Constitution to prohibit compelling any student to attend a public school other than the public school (1) nearest to the student’s residence; and (2) located within the school district in which the student resides; and (3) that provides the course of study being pursued by the student?</p>
	NO	<p>INTERPRETIVE STATEMENT</p> <p>This amendment would prohibit forcing any student to attend a public school other than the public school that is in the student’s school district and is nearest to the student’s home. The public school nearest to the student’s home would have to be providing the course of study being pursued by the student.</p>

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STATEMENT

This constitutional amendment would prohibit compelling any student to attend a public school other than the public school nearest to the student’s residence and which is located within the school district in which the student resides, provided the public school provides the course of study which the student is pursuing.