

ASSEMBLY, No. 2077

STATE OF NEW JERSEY

INTRODUCED JUNE 3, 1996

By Assemblyman DeCROCE and Assemblywoman MURPHY

1 AN ACT concerning zoning laws and child care in public schools,
2 amending N.J.S.18A:20-34, and supplementing P.L.1975, c.291
3 (C.40:55D-1 et seq.) and Title 18A of the New Jersey Statutes.

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

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8 1. N.J.S.18A:20-34 is amended to read as follows:

9 18A:20-34. The board of education of any district may, pursuant
10 to rules adopted by it, permit the use of any schoolhouse and rooms
11 therein, and the grounds and other property of the district, when not
12 in use for school purposes, for any of the following purposes:

13 a. The assembly of persons for the purpose of giving and receiving
14 instruction in any branch of education, learning, or the arts, including
15 the science of agriculture, horticulture, and floriculture;

16 b. Public library purposes or stations of public libraries;

17 c. The holding of such social, civic, and recreational meetings and
18 entertainments and such other purposes as may be approved by the
19 board;

20 d. Such meetings, entertainments, and occasions where admission
21 fees are charged as may be approved by the board;

22 e. Polling places, holding elections, registration of voters, and
23 holding political meetings;

24 f. Child care services provided by the board of education, or a
25 board approved sponsor, before or after regular school hours, for any
26 school aged child who resides within the school district.

27 (cf: N.J.S.18A:20-34.)

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29 2. (New section) Any child care program approved by a local
30 board of education and operated by the board or by an approved
31 sponsor in a public school, before or after regular school hours,
32 pursuant to N.J.S. 18A:20-34, shall be deemed a permitted use in all
33 residential and nonresidential districts of a municipality and shall be
34 exempt from local zoning restrictions.

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

Matter underlined thus is new matter.

1 3. (New section) The State Board of Education shall adopt rules
2 and regulations pursuant to the "Administrative Procedure Act,"
3 P.L.1968, c.410 (C.52:14B-1 et seq.) necessary to effectuate the
4 purposes of this act.

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6 4. This act shall take effect immediately.

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STATEMENT

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12 The bill provides that a board of education may authorize the use
13 of school facilities for the provision of child care services before or
14 after regular school hours. The child care services would be available
15 to any school aged child who resides within the school district. The
16 bill provides that the child care services may be provided by the school
17 district or by any board-approved sponsor.

18 Finally, the bill provides that any approved child care program
19 operated in a public school will be deemed a permitted use in all
20 residential and nonresidential districts and be exempt from local zoning
21 restrictions.

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27 Authorizes certain child care programs operated in a public school and
exempts them from certain zoning regulations.