

ASSEMBLY, No. 2340

STATE OF NEW JERSEY

INTRODUCED SEPTEMBER 19, 1996

By Assemblymen MALONE and COTTRELL

1 AN ACT concerning the busing of certain school pupils and amending  
2 N.J.S.18A:39-1.1.

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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. N.J.S.18A:39-1.1 is amended to read as follows:

8 18A:39-1.1. In addition to the provision of transportation for  
9 pupils pursuant to N.J.S.18A:39-1 and N.J.S.18A:46-23, the board of  
10 education of any district may provide, by contract or otherwise, in  
11 accordance with law and the rules and regulations of the State board,  
12 for the transportation of other pupils to and from school. If the board  
13 determines that the transportation of other pupils is necessary because  
14 of hazardous conditions which imperil the safety of the pupils, the  
15 transportation shall be deemed to be required for a thorough and  
16 efficient system of education, and the cost of the transportation shall  
17 be exempt from the calculation of the budget cap of the school district.

18 Districts shall not receive State aid pursuant to section 16 of  
19 P.L.1990, c.52 (C.18A:7D-18) for the transportation of pupils  
20 pursuant to this section.

21 (cf: P.L.1990,c.52,s.52)

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23 2. This act shall take effect immediately and shall first apply to the  
24 1997-98 school year.

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STATEMENT

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29 This bill specifies that a board of education may provide  
30 transportation for school pupils who do not otherwise qualify for  
31 busing if the board determines that the transportation is necessary  
32 because of hazardous conditions which imperil the safety of the pupils.  
33 If the transportation is provided, it would be deemed to be required for  
34 a thorough and efficient system of education, and the cost of the

**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 transportation would be exempt from the calculation of the budget cap  
2 of the school district.

3 Under the current statutes and regulations, the busing of pupils for  
4 safety reasons, commonly known as "courtesy" busing, is subject to  
5 voter approval if the cost exceeds the school district's budget cap, and  
6 the Commissioner of Education may eliminate the service in reviewing  
7 a budget which was not approved at the annual school election.

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12 Permits school board to provide transportation for school pupils over  
13 hazardous routes and exempts cost from budget cap.