

ASSEMBLY CONCURRENT RESOLUTION No. 48

STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblyman DALTON

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

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

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7 1. The following proposed amendment to the Constitution of the State of  
8 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 of a  
14 thorough and efficient system of free public schools for the instruction of all  
15 children in the State between the ages of five and 18 years. Maintenance and  
16 support shall be provided by the funding of a system of free public schools  
17 through a combination of State and local taxing district revenues. However,  
18 the local share of the funding each local real property taxpayer can be required  
19 to pay through all local school district real property taxes shall not exceed an  
20 equalized tax rate of .75 per \$100 of the equalized valuation of the taxing  
21 district. The balance of funds necessary to maintain a thorough and efficient  
22 system of free public schools shall be provided by the State from State  
23 revenues.

24 (cf: Article VIII, Section IV, paragraph 1, effective January 1, 1948)

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

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4 3. This proposed amendment to the Constitution shall be submitted to the  
5 people at the election in the following manner and form:

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

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

10 If you favor the proposition printed below make a cross (x), plus (+) or  
11 check (O) in the square opposite the word "Yes."

12 If you are opposed thereto make a cross (x), plus (+) or check (O) in the  
13 square opposite the word "No."

14 b. In every municipality the following question:

<p>1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17</p>	<p>YES</p>	<p style="text-align: center;"><b>LIMIT ON LOCAL SHARE OF FUNDING FOR THOROUGH AND EFFICIENT EDUCATION</b></p> <p>Shall the amendment of Article VIII, Section IV, paragraph 1 of the Constitution of the State of New Jersey, providing that the maintenance and support of a thorough and efficient system of free public schools be provided through a combination of State and local revenues with the local share which can be raised through local school district real property taxes imposed upon each taxpayer not exceeding a tax imposed at an equalized tax rate of \$0.75 per \$100 of equalized evaluation of the taxing district, and the balance of funds provided by the State from State revenues, be approved?</p>
<p>18 19 20 21 22 23 24 25 26 27 28 29 30 31 32</p>	<p>NO</p>	<p style="text-align: center;"><b>INTERPRETIVE STATEMENT</b></p> <p>This constitutional amendment prescribes the manner in which funding shall be provided for the maintenance and support of a thorough and efficient system of free public schools throughout the State. The system is to be funded by a combination of State revenue and locally raised tax revenue. The local share of the funding that each local taxpayer can be required to pay through local school district real property taxes shall not exceed an equalized tax rate of \$0.75 per \$100 of the equalized evaluation of the local taxing district. The State is required to provide the balance.</p>

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STATEMENT

37       This proposed amendment would limit the use of property taxes to fund the  
38 system of free public schools to relieve the burden of supporting the public  
39 schools put upon many local municipalities. This proposed amendment  
40 specifies that local share would be the amount which can be raised through  
41 local school district real property taxes at an equalized tax rate of \$0.75 per  
42 \$100 of equalized evaluation, while the State would be responsible for the

1 balance of the funding.

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3 Proposes an amendment to the Constitution to limit the use of local real

4 property taxes for funding public education.