

State of New Jersey
Department of Education
225 West State Street
Trenton

NEW JERSEY
SCHOOL LAWS
AND RELATED ACTS

Enacted during the Legislative Session of 1967

*(Please keep with 1938 and other yearly editions of
New Jersey School Laws.)*



*Compiled by the
Office of the Deputy Commissioner of Education*

TABLE OF CONTENTS

SCHOOL LAWS AND RELATED ACTS, SESSION OF 1967

		PAGE
Chapter 2 (34:7-1)	Requires a licensed engineer for a steam or hot water heating plant with a capacity of 4,000,000 BTU's instead of 40,000,000 BTU's; exempts from the requirement of having a licensed engineer for a heating plant in a building which is unoccupied.	7
Chapter 15 (18:22-14.11)	Provides that no State competitive scholarship shall be used in any college that discriminates in any of its policies on the basis of race, creed, color, or national origin.	8
Chapter 24 (54:4-3.6a)	Exempts from taxation real and personal property of educational television associations and corporations; applicable to taxes payable in 1968 and thereafter.	8
Chapter 28 (18:24A-2, Repeals 18:24A-3 to 18:24A-8, 18:24A-8.1, 18:24A-8.2, 18:24A-8.3, 18:24A-9, 18:24A-10, 18:24A-11, 18:24A-11.1, 18:24A-12, 18:24A-13, 18:24A-13.1, and 18:24A-14)	Provides a new basis for determining State aid to libraries, special aid for area libraries and for research library centers and incentive grants to encourage the formation of larger units of service.	9
Chapter 31 (18:13-16.3 and 18:13-16.4)	Provides for the tenure, seniority, pension and accumulated leave rights of teachers employed by a school district which discontinues its junior and/or senior high school and sends its students to another school district.	12
Chapter 46 (18:14-7.7 and 18:14-7.8)	Requires the submission and approval by the voters for a school district to close a high school and to contract for high school education with another district.	13
Chapter 74 (18:10-29.36, 18:14-8 and 18:14-8.1)	Provides for transportation of public and private school children from a "remote" distance of 2 or more miles in the case of children attending grades kindergarten through eighth, and 2½ or more miles in the case of children attending grades ninth through twelfth with a maximum of 20 miles.	14
Chapter 75*	Permits boards of education to borrow additional money, over the fixed annual school budget for the 1967-1968 fiscal year for the transportation of children to and from school.	15

	PAGE
Chapter 121 (18:17-10 and 18:17-11)	Requires the State to appropriate each year for vocational education an amount equal to the funds anticipated to be received from the Federal Government, pursuant to the "Vocational Education Act of 1963." 16
Chapter 122 (34:15A-3 and 34:15A-4)	Permits the State to match Federal allotments with State funds as required by the Federal "Manpower Development and Training Act of 1962" (P. L. 87-415) as amended. 17
Chapter 123 (34:16-20, 34:16-21, 34:16-27, and 34:16-29)	Involves vocational education and amends the present "New Jersey Vocational Rehabilitation Act." 18
Chapter 129*	Requires application for a special work permit by a newspaperboy to be forwarded immediately by the principal to the appropriate issuing officer, unless denied by the school district issuing officer; provides that the application shall constitute the special permit or employment certificate; expires December 31, 1967. 23
Chapter 148 (19:57-11.1)	Requires the county clerk to mail, without application, a military service ballot or civilian absentee ballot for use in a special school election, when a ballot was mailed for an annual school election. 23
Chapter 162 (52:14-25.1 and 52:14-25.2)	Increases from 25 to 75 the number of copies of State publications to be supplied to the State Library for distribution. 24
Chapter 166 (Repeals 18:16-42 to 18:16-44, 18:16-45 and 18:16-46)	Provides that the State shall defray the cost of defense of any teacher in any State school for civil damages suit arising out of the performance of duty; provides legal assistance in certain criminal actions. 24
Chapter 167 (18:5-50.4a and 18:5-50.4b)	Provides for liability protection for student teachers. 25
Chapter 168 (18:13-23.17)	Provides for teachers' sick leave with pay for one calendar year in cases of injuries or illness arising from employment and subject to workmen's compensation. 26
Chapter 169 (18:15-43)	Requires vocational schools in 3rd class counties with a population of not less than 60,000 nor more than 100,000 to accept pupils from other districts, provided the sending district pays tuition. 26
Chapter 177 (18:13-23.18)	Permits a board of education to grant the transfer of unused sick leave when hiring a teacher from any school district in the State. 27
Chapter 178 (18:14-64.10)	Permits a board of education to require all the pupils to have received immunization treatment against poliomyelitis, or measles, or both. 28
Chapter 181 (18:5-67.1 to 18:5-67.5)	Designates the "Public School Safety Act of 1967"; permits boards of education to employ and station public school law enforcement officers in accordance with rules and regulations promulgated by the Commissioner of Education; authorizes Commissioner of Education to reimburse the boards for a portion of the cost for employing the officers. 28

	PAGE
Chapter 182 (2A:149A-1)	Provides that any person who enters any building, structure or place used for any educational purpose with the intent of committing therein any indictable offense, shall be guilty of a misdemeanor. 29
Chapter 183 (2A:90-4)	Provides that any person who commits an assault and battery upon any State, county or municipal officer, or any public school law enforcement officer, acting in the performance of his duties while in uniform or exhibiting evidence of his authority, is guilty of a high misdemeanor. 30
Chapter 190 (18:5-51.4 and 18:6-47)	Permits a board of education to authorize the business manager or appropriate officer to order repairs in a sum not exceeding \$1,000 between meetings of the board; permits the committee of the board having charge of the repair of school property to order repairs in a sum not exceeding \$2,000. 30
Chapter 193 (18:9-6)	Increases from \$300 to \$600 the dues that a board of education is required to pay to the State Federation of District Boards of Education. 31
Chapter 194 (52:14-15.9d)	Permits the State to make payroll deductions, with the consent of the employee, for payment to a credit union of the employees. 31
Chapter 199 (11:9-12 and 11:22-10.3)	Permits a State, county, municipal or school district employee, who was laid off due to lack of work, or funds, or resigned in good standing, to be reinstated, or have his name restored to a re-employment list. 32
Chapter 202 (43:3-1.2)	Permits any person receiving any pension from this or any other State, county, municipality, or school district to hold the office of president of any county college. 32
Chapter 205 (18:14-7.3 and 18:14-7.4)	Permits a board of education to enter into an agreement with another school district to furnish elementary as well as high school education for the pupils of the district. 33
Chapter 208 (18:22-14.8)	Extends from 1 to 5 years the time limit for applying for State scholarships, after high school graduation. 34
Chapter 229 (52:13D-1 to 52:13D-11)	Designates the "New Jersey Conflicts of Interests Law"; regulates the conduct of State officers and employees and members of the Legislature; provides penalties for violations. 35
Chapter 233 (38:23-2)	Grants public employees leave of absence to attend any convention of the 369th Veterans Association Incorporated, Catholic War Veterans Ladies Auxiliary and Italian American War Veterans Ladies Auxiliary. 38
Chapter 249 (18:14-3.1)	Permits boards of education to refuse to accept children who are new entrants or transfers, if they were not 5 years old by October 1 following the opening of school. 39
Chapter 271 (18A:1-1 through 18A:76-4)	Establishes a new title to be known as Title 18A, Education, of the New Jersey Statutes. 39
Chapter 291 (40:47-60, 40:47-62.7 and 40:47-62.8)	Grants tenure of office for any school board, or education board employee who is an exempt fireman, whose employment is not for a fixed or stated period of time. 39
Chapter 294 (43:4-3.1 to 43:4-3.4)	Permits counties, municipalities and school districts to increase pensions of veteran employees who retired prior to 1955. 41

	PAGE
Chapter 295 (43:4-1.1 and 43:4-1.2)	Permits certain war veterans employed in positions covered by any county or city public employees' retirement system, but who are not members of the pension fund, to retire under provisions of the Public Employees' Retirement System. 42
Chapter 297 (34:15-74.2 and 34:15-75)	Requires boards of education to provide compensation insurance covering board members in the performance of their board duties and in their duties as members and officers of county and State school board associations. 42
Chapter 310 (52:14-15.9e)	Permits payroll deductions from the compensation of State, county and municipal employees for employees' organization dues. 43
Chapter J. R. 11	Recommends that suitable material dealing with the history of the Negro in America be included in the high school curriculum. 44

* Since this is an act of a special nature, compilation or citation numbers have not been assigned to it.

SCHOOL LAWS AND RELATED ACTS, SESSION OF 1967*

CHAPTER 2, LAWS OF 1967

AN ACT concerning engineers, and firemen's licenses and amending section 34:7-1 of the Revised Statutes.

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

1. Section 34:7-1 of the Revised Statutes is amended to read as follows:

34:7-1. No unlicensed person shall operate a steam generator, similar equipment potentially capable of generating steam having relief devices set over 15 psig. and rated at or developing over 6 boiler horsepower or a steam power generator, if over 6 horsepower; a hoisting machine regardless of motive power, whenever the boom length exceeds 99 feet; a refrigerating plant of over 24 tons of refrigerating capacity, utilizing refrigerants of a flammable or toxic nature; or a steam or hot water heating plant of which the indicated or rated capacity exceeds either 499 square feet of heating surface or 100 boiler horsepower or 1,000 kilowatts or 4,000,000 British thermal units input regardless of pressure or temperature conditions; and no owner, agent, superintendent, manager or other person having charge of any building or work in which such equipment is located, or used, shall use, or cause or allow to be used, any such equipment described in this section unless the same is in charge of a properly licensed person, except in emergency, and then for no longer than 15 days unless the commissioner in writing extends such time, of which emergency the owner of such equipment, or the agent, superintendent, manager or other person in charge thereof shall promptly notify the mechanical inspection bureau in writing, stating fully the circumstances.

The provisions of this chapter shall not require a license of any person in charge of or operating the following:

- (1) any equipment installed for emergency purposes only, or
- (2) any equipment under the jurisdiction and control of the United States Government, the operation of which is actively regulated by a Federal agency, or
- (3) any railroad locomotive boiler or any type locomotive used in the service of a common carrier, or
- (4) any refrigerating plant utilizing refrigerants classified as being in Group 1 in the Safety Code for Mechanical Refrigeration of the American Society of Refrigerating Engineers approved by the American Standards Association, Inc., *or*
- (5) *any equipment having relief devices set at or under 15 pounds per square inch gauge or reliably regulated to operate at a temperature not greater*

* Italics show amendments of 1967.

than 200°F when serving a heating plant in a building which is unoccupied. A building shall not be deemed to be "occupied" solely on the basis of attendance by custodial or security personnel.

The provisions of this article shall be administered by the commissioner through the mechanical inspection bureau. Examinations for license under this article shall be conducted by the examining board or by any member of said board.

2. This act shall take effect immediately.

Approved January 30, 1967.

CHAPTER 15, LAWS OF 1967

AN ACT to amend the "State Competitive Scholarship Act," passed May 25, 1959 (P. L. 1959, c. 46),.

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

1. Section 10 of the act of which this act is amendatory is amended to read as follows:

10. A State competitive scholarship may be used in any institution of collegiate grade in New Jersey which offers a college curriculum leading to or accreditable toward an undergraduate degree and which is accredited by the State Board of Education. Of the total number of scholarships available for initial award in any year not more than 35% of that number may be used in institutions of collegiate grade outside the State which are approved for this purpose by the State Department of Education. *No State competitive scholarship shall be used in any institution of collegiate grade that discriminates in any of its policies on the basis of race, creed, color or national origin. Nothing herein contained shall be construed to bar the use of any State competitive scholarship from any institution of collegiate grade on the basis that such institution admits or employs any individual where religious affiliation is a bona fide qualification reasonably necessary to the normal operation of such institution.*

2. This act shall take effect immediately.

Approved March 13, 1967.

CHAPTER 24, LAWS OF 1967

AN ACT according exemption from taxation to real and personal property of certain educational television associations and corporations and supplementing chapter 4 of Title 54 of the Revised Statutes.

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

1. In addition to the exemptions from taxation authorized by Revised Statutes 54:4-3.6 the following property shall be exempt from taxation under the chapter to which this act is a supplement: All buildings and structures

located in this State and used exclusively by a nonprofit association or corporation organized under the laws of this or another State for the production and broadcasting of educational television; the land whereon the buildings and structures are erected and which may be necessary for the fair enjoyment thereof, and which is devoted to the foregoing purpose, and no other purpose, and does not exceed 30 acres in extent; the furniture, equipment and personal property in said buildings and structures if used and devoted to the foregoing purpose. The foregoing exemption shall apply only where the association or corporation owns the property in question and is authorized to carry out the purpose on account of which the exemption is claimed.

2. This act shall take effect immediately but shall be applicable only to taxes payable in 1968 and thereafter.

Approved April 18, 1967.

CHAPTER 28, LAWS OF 1967

AN ACT to amend and supplement the "State Library Aid Act," approved December 1, 1959 (P. L. 1959, c. 177), and repealing certain sections of said act.

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

1. Section 2 of the act of which this act is amendatory is amended to read as follows:

2. For the purposes of this act, unless the context clearly requires a different meaning:

"Annual expenditure for library *services* shall mean the sum expended during the last completed fiscal year by a municipality or county for library services as certified by the governing body of the municipality or county to the Commissioner of Education, excluding any sum paid to the municipality or county under the provisions of this act and any sums received under Federal acts.

"Per capita" shall mean for each of the number of inhabitants of a municipality or county as shown by the latest Federal census effective in this State; provided that upon application by a municipality or county to the Commissioner of Education, any special census of population taken by the United States Census Bureau subsequent to its latest effective census shall determine such number of inhabitants.

"Equalized valuation" shall mean the equalized valuation of the municipality as certified by the Director of the State Division of Taxation for the year preceding that in which the calculation of State aid hereunder is made.

"Area library" shall mean any library with which the State contracts for specialized services to all residents of an area specified in the contract.

"Research library center" shall mean the State Library and any other library with which the State contracts to provide special services and research information throughout the State as specified in such contract.

2. State funds shall be provided annually as follows:

(a) Each municipality or county that supports, in whole or in part, library service from municipal or county tax sources pursuant to chapter 33 or 54 of Title 40 of the Revised Statutes shall qualify for one of the following:

1. \$0.25 per capita if its annual expenditure for library services is less than $\frac{1}{5}$ mill per dollar upon the equalized valuation;
2. \$0.50 per capita if its annual expenditure for library services is more than $\frac{1}{5}$ mill, but less than $\frac{1}{4}$ mill per dollar upon equalized valuation;
3. \$0.75 per capita if its annual expenditure for library services is more than $\frac{1}{4}$ mill, but less than $\frac{1}{3}$ mill per dollar upon equalized valuation;
4. \$1.00 per capita if its annual expenditure for library services is more than $\frac{1}{3}$ mill, but less than $\frac{1}{2}$ mill per dollar upon equalized valuation;
5. \$1.25 per capita if its annual expenditure for library services is more than $\frac{1}{2}$ mill per dollar upon equalized valuation;

provided, however, that payments hereunder to a municipality or county shall not be less than the amount which such municipality or county received in State library aid in the year preceding the effective date of this act, except that in no case shall payments under this section exceed $\frac{1}{2}$ of the annual expenditure for library services by the municipality or the county, as the case may be.

(b) For those municipalities which provide tax support for both a local library and a county library, the per capita aid provided for in subparagraph (a) of this section shall be determined as follows: the total expenditure for library service pursuant to chapters 33 and 54 of Title 40 of the Revised Statutes shall be used to determine the scale of per capita aid. The payment to the municipality and to the county, respectively, shall be apportioned in the same ratio as each expenditure bears to the total expenditure.

3. Every area library shall receive annually during the term of its contract with the State a base grant of \$35,000.00 plus \$0.20 per capita for each person residing in the area specified in such contract.

4. Every research library center shall receive an annual grant of \$100,000.00 with which to provide such special services and research information throughout the State as are specified in the contract, provided that the total of such grants to research library centers shall not exceed \$400,000.00 in any 1 year.

5. Section 9 of the act of which this act is amendatory is amended to read as follows:

9. There shall be appropriated annually the sum of \$200,000.00 to be distributed by the Commissioner of Education upon the approval of the State Board of Education *and in accordance with its rules and regulations* to meet unforeseeable conditions in any municipality or county, and to en-

courage the formation and development of larger units of service pursuant to law. The amount of such emergency aid or incentive grant shall be payable by the State Treasurer upon the certification of the Commissioner of Education and the warrant of the Director of the Division of Budget and Accounting.

6. Section 10 of the act of which this act is amendatory is amended to read as follows:

10. On or before November 15 in each year, the Commissioner of Education shall estimate the amount necessary to be appropriated to carry out the provisions of this act for the succeeding fiscal year and shall determine for budget purposes the amount estimated to be payable to each of the counties and municipalities under this act for such succeeding year. The commissioner shall make such determination for budget purposes upon the basis of the annual appropriations for library purposes for the current calendar year.

On or before September 15 of each succeeding year, the commissioner shall make his final determination of the payments to be made under this act upon the basis of the annual expenditures for library purposes for the preceding calendar year.

7. Section 11 of the act of which this act is amendatory is amended to read as follows:

11. The sums payable as State aid, as finally determined by the commissioner, shall be payable on October 1 following the final determination in each such year. Payments shall be made by the State Treasurer upon certificate of the Commissioner of Education and warrant of the Director of the Division of Budget and Accounting. Payment shall be made to the governing body of each municipality qualifying for aid under this act *and* to the treasurer of each county *which supports* a regional or county library system, *and to the receiving officer designated by each research library center.*

8. Benefits received pursuant to this act shall not be applied to any other purpose than library services maintained pursuant to chapters 33 and 54 of Title 40 of the Revised Statutes and pursuant to this act.

9. Section 12 of the act of which this act is amendatory is amended to read as follows:

12. In order to participate in any apportionment made according to the provisions of this act, municipalities and counties shall comply with the regulations and standards which have been, or which may be, prescribed by law or *recommended by the Advisory Council of the Division of the State Library, Archives and History, and approved by* the State Board of Education for the operation and improvement of free public libraries to provide efficient and effective library services, to insure public benefit and convenience therefrom and to achieve the objects of this act.

10. Section 13 of the act of which this act is amendatory is amended to read as follows:

13. On or before March 1 in each year each library receiving State aid according to the provisions of this act shall make and transmit a report to

the *State Librarian* of such information, based upon the *records and statistics* of the preceding calendar year, as the *State Librarian* shall require.

11. The Commissioner of Education is hereby empowered to withhold any form of State Library Aid from any municipality, county, or area library which does not comply with the provisions of chapters 33 and 54 of Title 40 of the Revised Statutes and chapter 132 of the laws of 1947 (c. 45:8A-1, et seq.) wherever applicable, or with any rules and regulations duly adopted pursuant to said statutes or this act, or which reduces its annual expenditures for library services pursuant to chapters 33 and 54 of Title 40 of the Revised Statutes below the average of those expenditures for normal, recurring, operating costs made during the 3 years previous to receipt of the first State aid under this act.

12. Section 14 of the act of which this act is amendatory is amended to read as follows:

14. There is hereby appropriated for the purposes of this act such sums as may be included therefor in any annual or supplemental appropriation act. In the event the sums appropriated at any time are insufficient to carry out in full the provisions of this act, the Commissioner of Education, with the approval of the State Board of Education, shall allocate such sums on the basis of the method of allocation described in this act to the extent that he deems advisable and practicable. *A sum not to exceed 1% of such total annual or supplemental appropriation for the purposes of this act may be allocated by the Commissioner of Education for the administrative costs thereof.*

13. Sections 3, 4, 5, 6, 7 and 8 of the State Library Aid Act, approved December 1, 1959 (P. L. 1959, c. 177) are hereby repealed.

14. This act shall take effect July 1, 1967.

Approved April 24, 1967.

CHAPTER 31, LAWS OF 1967

AN ACT concerning education to preserve rights of certain teachers upon creation of sending-receiving relationships and supplementing Title 18 of the Revised Statutes.

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

1. Whenever, heretofore or hereafter, any board of education in any school district in this State shall discontinue any high school, junior high school, elementary school or any one or more of the grades from kindergarten through grade 12 in the district and shall, by agreement with another board of education, send the pupils in such schools or grades to such other district, all teaching staff members who have tenure of office at the time such schools or grades are discontinued shall be employed by the board of education of such other district in the same or nearest equivalent position; provided that any such teaching staff member may elect to remain in the employ of the former district in any position to which he may be entitled by virtue of his tenure and seniority rights by giving notice of said election to the boards of education in each of the school districts at least 3 months prior to the date on which such school, grade, or grades are to be discon-

tinued. Teaching staff members so employed in such other district shall have their rights to tenure, seniority, pension and accumulated leave of absence, accorded under the laws of this State, recognized and preserved by the board of education of that district. Any periods of prior employment in such sending district shall count toward the acquisition of tenure in the other district to the same extent as if all such prior employment had been in such other district.

2. For the purposes of this act, a "teaching staff member" shall mean a member of the professional staff assigned for a majority of his time to such school, grade or grades on the date of discontinuance of such school, grade or grades whose qualifications for office, position or employment require him to hold a valid and effective standard, provisional or emergency certificate, appropriate to his office, position or employment, issued by the State Board of Examiners and includes a school nurse.

3. This act shall take effect immediately.

Approved April 24, 1967.

CHAPTER 46, LAWS OF 1967

AN ACT concerning education, requiring the submission and approval by the voters of a school district of certain proposals to close high schools and to contract for high school education with another district or districts, suspending the operation of certain contracts between school districts until the question of their operation and effectiveness is submitted to and approved by the voters of the district, and supplementing chapter 7 of Title 18 of the Revised Statutes.

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

1. No board of education of a school district providing high school education in its own high school shall propose to close its high school and to contract with another district or districts to provide high school education for pupils of the district, unless and until a public question as to whether or not the board may enter into such a contract or contracts shall be submitted to and approved by a majority of the voters of the district voting thereon at an annual or special school election.

2. No contract heretofore entered into between a sending and receiving district under the circumstances set forth in section 1 of this act, which requires the receiving district to provide additional school facilities prior to accepting high school pupils from the sending district and the contracts for construction of such facilities have not been entered into, as of the effective date of this act, shall be operative or binding upon the contracting districts until the question of the ratification and approval of said contract shall be submitted to and approved by a majority of the voters of the sending district voting thereon at a special school election which the board of education of the sending district shall call for said purpose within 60 days after the effective date of this act.

3. This act shall take effect immediately.

Approved May 9, 1967.

CHAPTER 74, LAWS OF 1967

AN ACT concerning the transportation of pupils to and from school, amending section 18:14-8 of the Revised Statutes, amending "The State School Aid Act of 1954," approved June 30, 1954 (P. L. 1954, c. 85),* and amending chapter 130 of the laws of 1963.*

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

1. Section 18:14-8 of the Revised Statutes is amended to read as follows:

18:14-8. Whenever in any district there are children living remote from any schoolhouse, the board of education of the district may make rules and contracts for the transportation of such children to and from school, including the transportation of school children to and from school, other than a public school, except such school as is operated for profit in whole or in part.

When any school district provides any transportation for public school children to and from school pursuant to this section, transportation shall be supplied to school children residing in such school district in going to and from any remote school other than a public school, except such school as is operated for profit in whole or in part, located within the State not more than 20 miles from the residence of the child, regardless of whether such transportation is along established public school routes. *It shall be the obligation of the parent, guardian or other person having legal custody of the child attending a remote school other than a public school, except such schools operating for profit in whole or in part, to register said child with the office of the secretary of the board of education at the time and in the manner specified by rules and regulations of the State Board of Education in order to be eligible for the transportation provided by this act. Whenever any regional school district provides any transportation for pupils attending schools other than public schools pursuant to this act, said regional district shall assume responsibility for the transportation of all such pupils, and the cost of such transportation for pupils below the grade level for which the regional was organized, shall be prorated by the regional district to the constituent districts on a per pupil basis after approval of such cost by the county superintendent of schools. This paragraph shall not require school districts to provide any transportation to children attending a school other than a public school where the only transportation presently provided by said district is for school children transported pursuant to chapter 29 of the laws of 1966, as amended and supplemented or for school children transported to a vocational, technical or other public school offering a specialized program.* Any transportation *to a school other than a public school, except such school as is operated for profit in whole or in part,* shall be pursuant to the same rules and regulations promulgated by the State Board of Education as governs transportation to any public school.

Nothing in this section shall be so construed as to prohibit a board of education from making contracts for the transportation of children to a school in an adjoining district when such children are transferred to the district by order of the county superintendent of schools, or when any children shall attend school in a district other than that in which they shall reside by virtue of an agreement made by the respective boards of education.

Nothing herein contained shall limit or diminish in any way any of the provisions for transportation for children pursuant to chapter 29 of the laws of 1966, as amended and supplemented.

2. Section 7 of chapter 85 of the laws of 1954 of which this act is amendatory is amended to read as follows:

7. Each district shall also be paid 75% of the cost to the district of transportation of pupils to a school when the necessity for such transportation and the cost and the method thereof have been approved by the county superintendent of schools of the county in which the district paying the cost of such transportation is situated.

**3. Section 1 of chapter 130 of the laws of 1963 is amended to read as follows:*

1. In addition to the provision of transportation for children living remote from any schoolhouse, and for mentally retarded and physically handicapped children, the board of education of any school district may provide, by contract or otherwise, in accordance with law and the rules and regulations of the State Board of Education, for the transportation of other children to and from school.

*The cost of transporting children pursuant to this act shall not be included in calculating the amount of State aid for transportation of pupils.**

**4.* This act shall take effect on July 1, 1967.*

Approved May 26, 1967.

CHAPTER 75, LAWS OF 1967

AN ACT concerning funds for the transportation of pupils to and from school and supplementing chapter 5 of Title 18 of the Revised Statutes.

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

1. Whenever it shall be determined that it is necessary to raise in any school district, additional sums of money, over and above the amount fixed and determined in the annual school budget of the 1967-68 fiscal year for the transportation of children to and from school, when the necessity of such transportation and the cost and method thereof have been approved by the county superintendent of schools of the county in which the district paying the cost of such transportation is situated, the board of education of the district is authorized to borrow in anticipation of the taxes to be raised, levied and collected to provide for said expenditures, such sum or sums as it may determine to be necessary for said purpose, upon its promissory notes bearing interest at a rate or rates not to exceed 6% per annum maturing not later than December 31 *, 1969*.

2. The secretary of the board of education shall certify the amount to be raised to the county board of taxation within 5 days after the date of the borrowing.

3. In the case that such certificate shall be delivered to the county board of taxation on or prior to April 1, 1968, the amount so certified shall be raised, levied and collected by the taxes within that year and in case any such certificate shall be delivered to said board after April 1, 1968, the amount so certified shall be raised, levied and collected by taxes in the next year.

4. The amount so raised, levied and collected shall be paid to the custodian of school moneys of the district as other school moneys are paid and shall be used to pay the principal and interest due upon such notes as they mature.

5. The amounts paid for interest upon said notes shall be reimbursed in full by the State to a school district for the fiscal year in which said payment is made and the county superintendent of schools of the county in which the district paying such interest is situated shall upon the receipt of a claim from the school district certify this amount to the Commissioner of Education. Payments shall be made by the State Treasurer to each school district upon certificate of the Commissioner of Education and warrant of the Director of the Division of Budget and Accounting. Said payments shall be made as follows: interest paid prior to June 30, 1968 on August 1, 1968; interest paid from July 1, 1968 to June 30, 1969 on August 1, 1969; and interest paid from July 1, 1969 to December 31, 1969 on February 1, 1970.

6. This act shall take effect on July 1, 1967.

Approved May 26, 1967.

CHAPTER 121, LAWS OF 1967

AN ACT concerning vocational education, supplementing Title 18 of the Revised Statutes, and making an appropriation.

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

1. The State Board of Education, in addition to its other budget requests concerning State aid for vocational education, shall formulate annual budget requests for State support for the construction of area vocational education school facilities. Within the limit of funds appropriated to the State board for such purposes, and in accordance with rules and regulations prescribed by the State board, the board of education of a county vocational school system, or the board of education of any school district may apply to the State board and receive State support for the construction of area vocational education school facilities in amounts not to exceed $\frac{1}{4}$ of the cost of said construction. The funds appropriated for this purpose shall be combined with that portion of funds received from the Federal Government under the Vocational Education Act of 1963 (77 Stat. 403, Public Law 88-210) required by said act to be used for construction of area vocational education school facilities.

2. Said combined funds shall be allocated and distributed pursuant to applicable Federal and State statutes and rules and regulations thereunder, including rules and regulations of the State Board of Education; provided,

however, that, to the extent *said combined* funds are *sufficient*, and insofar as same is permitted by Federal law, the allocation of said combined *State and Federal* funds shall be made in such amounts and over such periods of time so as to pay for, or reimburse, $\frac{1}{2}$ of the total cost incurred by county vocational school *districts* or by a local school district in constructing and equipping or either thereof of area vocational school *facilities*.

3. There is hereby appropriated to the Department of Education the sum of \$550,000.00 to carry out the purpose of this act. Said \$550,000.00 to be supplemented by the sum of \$450,000.00 out of any appropriation made for the fiscal year beginning July 1, 1967 for "State school aid for vocational education" which sum shall also be used to carry out the purposes of this act.

4. This act shall take effect immediately.

Approved June 21, 1967.

CHAPTER 122, LAWS OF 1967

AN ACT to amend the "Manpower Training and Retraining Act of 1962," approved May 9, 1962 (P. L. 1962, c. 38) and making an appropriation therefor.

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

1. Section 3 of the act of which this act is amendatory is amended to read as follows:

3. The Commissioner of Labor and Industry on behalf of the State of New Jersey is authorized to enter into agreements with the Secretary of Labor of the United States on behalf of the United States under which the Department of Labor and Industry:

(a) will secure the adoption of such training or retraining programs by private and public agencies, employers, trade associations, labor organizations and other governmental, industrial and community groups as shall be required under the agreements to qualify individuals residing in this State for training allowances or subsistence benefits under any law of the United States;

(b) will make, as agent of the United States, payments of training allowances or subsistence benefits and other agreed upon benefits to individuals who may be eligible therefor and will otherwise co-operate with the Secretary of Labor of the United States and with agencies of this or other States in making payments of such allowances or benefits under any such laws; provided, however, that all costs incurred, all expenses paid, and all such allowances and benefits paid as a result of the maintenance of vocational training and retraining programs pursuant to such agreements shall be paid or reimbursed by the United States and *from matching funds provided by the State of New Jersey pursuant to the provisions of the Manpower Development and Training Act of 1962, or as subsequently amended; and*

(c) will receive reimbursement from the United States for any such costs incurred, expenses paid or allowances and benefits paid pursuant to such agreements and the laws of this State or of the United States.

No program of training or retraining authorized pursuant to the provisions of this section involving classroom instruction shall be undertaken unless approved by the State Board of Education.

2. Section 4 of the act of which this act is amendatory is amended to read as follows:

4. The Commissioner of Education with the approval of the State Board of Education, on behalf of the State of New Jersey, is authorized to enter into agreements with the Secretary of Health, Education, and Welfare of the United States, on behalf of the United States, under which the Department of Education:

(a) Will undertake to provide vocational, and training and skill development programs through public education agencies or institutions and through arrangements with private educational or training institutions: provided, however, that all costs incurred, all expenses paid, and all allowances and benefits paid as a result of such vocational programs, and training and skill development programs undertaken pursuant to such agreements shall be paid or reimbursed by the United States and *from matching funds provided by the State of New Jersey pursuant to the provisions of the Manpower Development and Training Act of 1962, or as subsequently amended; and*

(b) Will receive reimbursement from the United States for any such costs incurred, expenses paid or allowances or benefits paid pursuant to such agreements and the laws of this State or of the United States.

3. There is hereby appropriated \$300,000.00 to the Department of Education for the State's share in financing programs initiated pursuant to the provisions of the Manpower Training and Retraining Act of 1962, for use during the period ending June 30, 1968.

4. This act shall take effect immediately.

Approved June 21, 1967.

CHAPTER 123, LAWS OF 1967

AN ACT to amend the "Vocational Rehabilitation Act of 1955," approved June 13, 1955 (P. L. 1955, c. 64).

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

1. Section 1 of the act of which this act is amendatory is amended to read as follows:

1. As used in this chapter:

"Commission" means the State Rehabilitation Commission, Department of Labor and Industry, for the rehabilitation of handicapped persons.

"Maintenance" means payments to cover the handicapped individual's basic living expenses, such as: food, shelter, clothing, health maintenance, and other subsistence expenses essential to achievement of individual's vocational rehabilitation or independent living rehabilitation objective.

“*Handicapped individual*” means, for the purpose of vocational rehabilitation services, any individual who is under a physical or mental disability which constitutes a substantial handicap to employment, but which is of such a nature that vocational rehabilitation services may reasonably be expected to render him fit to engage in a *gainful* occupation.

“Severely handicapped individual” means, for the purpose of independent living rehabilitation services, an individual who is under such physical or mental disability, as defined by rules and regulations of the commission, as to require institutional care or nursing home care or attendance in his household continuously or for a substantial portion of the time, but who reasonably can be expected as a result of independent living rehabilitation services to achieve an independent living status.

“Independent living status” means that degree of independence for severely handicapped individuals which will eliminate the need for institutional care or nursing home care or eliminate or substantially reduce the need for an attendant’s care at home and which may in many instances make such persons capable of achieving vocational rehabilitation.

“Resident” means any person who is and has been domiciled within the State for 1 year or more, or who presents reasonable evidence of an intention to be a domiciliary of the State.

“Prosthetic device” means any appliance designed to support or take the place of a part of the body, or to increase the acuity of a sensory organ.

“Vocational rehabilitation services” means diagnostic and related services (including transportation) incidental to the determination of eligibility for and the nature and scope of services to be provided; training, *books and training material, including necessary small tools, such prosthetic devices as are essential to obtaining or retaining employment, occupational licenses*, guidance and placement services for handicapped individuals; and in the case of any such individual found to require financial assistance with respect thereto, after full consideration of his eligibility for any similar benefit by way of pension, compensation, and insurance, any other goods and services necessary to render such individual fit to engage in a *gainful* occupation (including *gainful* homebound work), including but not limited to the following physical restoration and other goods and services:

- (1) Corrective surgery or therapeutic treatment to correct or improve a physical or mental condition which constitutes a substantial handicap to employment;
- (2) Necessary hospitalization in connection with surgery or treatment specified in paragraph 1;
- (3) Maintenance, not exceeding the estimated cost of subsistence, during rehabilitation;
- (4) Tools, equipment, initial stocks and supplies, including equipment and initial stocks and supplies for vending stands;
- (5) Transportation (except where necessary in connection with determination of eligibility or nature and scope of services).

Such term also includes:

(6) Acquisition of vending stands or other equipment, and initial stocks and supplies for small business enterprises conducted by severely handicapped individuals under the supervision of the State agency;

(7) The establishment of public and other nonprofit rehabilitation facilities to provide services for handicapped individuals and the establishment of public and other nonprofit workshops for the severely handicapped.

“Vocational rehabilitation services” (for purposes of the determination of rehabilitation potential) also means, diagnosis and related services (including transportation), training, books and training material, including necessary small tools, prosthetic devices, and guidance, which are provided to an individual who has a physical or mental disability which constitutes a substantial handicap to employment, during the period specified to be necessary for and which are provided for the purpose of ascertaining whether it may be reasonably expected that such individual will be rendered fit to engage in a gainful occupation through the provision of goods and services described in the preceding paragraph; and in the case of any such individual found to require financial assistance with respect thereto, after full consideration of his eligibility for any similar benefit by way of pension, compensation and insurance, any other goods and services necessary to the determination of a rehabilitation potential, including but not limited to physical restoration and other goods and services.

“Independent living rehabilitation service” means counseling, diagnostic and related services (including transportation) rendered severely handicapped individuals, and needed prosthetic appliances, books and training materials and other devices which will contribute to independent living, training in the use thereof, and in the case of any such individual found to require financial assistance with respect thereto, after full consideration of his eligibility for any similar benefits by way of pension, compensation and insurance, such term shall include but shall not be limited to the following: (1) physical restoration and related services, including corrective surgery, therapeutic treatment, and hospitalization; (2) maintenance needed to assure the availability of such services, not exceeding the estimated cost of subsistence; (3) such rehabilitation services necessary for the achievement of independent living status.

“Rehabilitation facility” means a facility operated for the primary purpose of assisting in the vocational rehabilitation and independent living rehabilitation of handicapped and severely handicapped individuals, (1) which provides one or more of the following types of service: testing, fitting, or training in the use of prosthetic devices; prevocational or conditioning therapy; physical or occupational therapy, adjustment training, evaluation, treatment, or control of special disabilities; or (2) through which is provided an integrated program of medical, psychological, social and vocational evaluation and services under competent professional supervision; provided, that the major portion of such evaluation and service is furnished within the facility, and that all medical and related health services are prescribed by, or under the formal supervision of, persons licensed to practice medicine or surgery in the State.

“Workshop” means a place where any manufacture or handiwork is carried on, and which is operated for the primary purpose of providing *gainful* employment to handicapped individuals (1) as an interim step in the rehabilitation process for those who cannot be readily absorbed in the competitive labor market; or (2) during such time as employment opportunities for them in the competitive labor market do not exist.

“*Gainful* occupation” includes employment in the competitive labor market; practice of a profession; self-employment; homemaking, farm or family work (including work for which payment is in kind rather than cash); sheltered employment; and home industries or other homebound work of a *gainful* nature.

2. Section 2 of the act of which this act is amendatory is amended to read as follows:

2. There is hereby established the Rehabilitation Commission which is placed in the Department of Labor and Industry for housekeeping purposes. The commission is hereby designated as the sole State agency to administer and supervise vocational rehabilitation and independent living rehabilitation authorized by this chapter. The commission shall consist of the Commissioner of Labor and Industry, the Commissioner of Education, the Commissioner of the Department of Institutions and Agencies, *the Commissioner of Health, ex officio, or such deputy as any of them respectfully designate*, and 8 members appointed by the Governor.

Of the 8 members so appointed by the Governor, one and only one shall be a person who by reason of vocation, activities and affiliations can be considered as a representative of the employers of labor of the State. One member, and only one, shall be a person who by reason of vocation, activities and affiliations can be considered as a representative of organized labor of the State. Two members, one of whom shall be a woman, shall be chosen because of their special interest in and knowledge of the *field of social welfare*.

3. Section 8 of the act of which this act is amendatory is amended to read as follows:

8. The commission shall be authorized to:

(a) Adopt and promulgate such rules and regulations as may be necessary to carry out the provisions of this act.

(b) Provide vocational rehabilitation and independent living rehabilitation services, directly or through public or private instrumentalities to eligible resident handicapped individuals without discrimination as to sex, race, color, creed or national origin, except that the commission shall not duplicate services provided for blind persons under the care of the State commission to ameliorate the condition of the blind, deaf persons under the care of the Marie H. Katzenbach School for the Deaf and children under the care of the Crippled Children's *Program*, nor shall the commission provide services for persons who in its judgment are not feasible for rehabilitation. In case vocational rehabilitation and independent living rehabilitation services cannot be provided *to* all eligible handicapped persons who apply for such services, the commission shall provide, by regulation, the order to be followed in selecting those to whom such services will be provided.

(c) *Construct or* establish and operate rehabilitation facilities and workshops, *which may include residential accommodations related to the rehabilitation of handicapped individuals* and make grants to public and other non-profit organizations for such purposes.

(d) Establish and supervise the operation of vending stands and other small businesses established pursuant to this act to be conducted by severely handicapped individuals.

(e) Make studies, investigations, demonstrations, and reports, and provide training and instruction (including the establishment and maintenance of such research fellowships and traineeships with such stipends and allowances as may be deemed necessary) in matters relating to vocational rehabilitation and independent living rehabilitation.

(f) Enter into reciprocal agreements with other States to provide for the vocational rehabilitation and independent living rehabilitation of residents of the States concerned.

(g) Accept and use gifts made, by will or otherwise, for carrying out the purposes of this chapter. Gifts made under such conditions as in the judgment of the commission are proper and consistent with the provisions of this chapter, may be accepted, held, invested, reinvested, or used in accordance with the conditions, if any, of the gift.

(h) Take such action as it deems necessary or appropriate to carry out the purposes of this act.

4. Section 10 of the act of which this act is amendatory is amended to read as follows:

10. The commission is also authorized:

(a) To co-operate with the Federal Government in carrying out the purposes of any Federal statutes pertaining to vocational rehabilitation and independent living rehabilitation and to adopt such methods of administration as are found by the Federal Government to further the proper and efficient operation of agreements or plans for vocational rehabilitation and independent living rehabilitation and to comply with such conditions as may be necessary to secure the full benefits of such Federal statutes.

(b) *To comply with conditions specified in Federal statutes which authorize the use of Federal funds by the commission without matching State funds, notwithstanding other sections of this statute.*

(c) To co-operate with and utilize the services of the State agency or agencies administering the State's Public Assistance program, the Federal Bureau of Old-Age and Survivors' Insurance (Department of Health, Education and Welfare), and other public and private agencies providing services related to vocational rehabilitation and independent living rehabilitation, and with the State system of public employment offices in the State, and shall make maximum feasible utilization of the job placement and employment counseling services and other services and facilities of such offices.

(d) To co-operate with and make grants to political subdivisions, other public and nonprofit organizations and agencies, *for the construction of or* for the establishment of workshops and rehabilitation facilities, and in providing vocational rehabilitation and independent living rehabilitation services to utilize such facilities meeting the standards established by the commission.

(e) Upon designation by the Governor, to perform other related functions and services for the Federal Government, including making determinations of disability under Title II of the Federal Social Security Act.

5. This act shall take effect immediately.

Approved June 21, 1967.

CHAPTER 129, LAWS OF 1967

AN ACT to supplement "An act to limit and regulate child labor in this State; to provide for examinations and inspections under the provisions of this act; to provide for the enforcement of this act and regulations made thereunder; to prescribe penalties for the violation thereof; and to repeal other acts," approved June 25, 1940 (P. L. 1940, c. 153).

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

1. Any application for a special permit by a newspaperboy pursuant to the act of which this act is a supplement, heretofore or hereafter made, to the issuing officer in the school district in which the child resides or to the applicant's school principal, in which latter case such application shall be immediately forwarded by the principal to the appropriate issuing officer, shall unless denied by the school district issuing officer, be deemed compliance with and shall constitute the special permit or employment certificate required pursuant to section 34:15-10 of the Revised Statutes and P. L. 1940, chapter 153; provided, however, that any such applicant is a male minor between the ages of 12 and 18 years of age.

2. This act shall take effect immediately and shall expire on December 31, 1967.

Approved June 26, 1967.

CHAPTER 148, LAWS OF 1967

AN ACT relating to certain school district elections and supplementing the "Absentee Voting Law (1953)," approved July 1, 1953 (P. L. 1953, c. 211).

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

1. In any case in which a military service ballot or civilian absentee ballot is mailed to a military service voter or civilian absentee voter for use in any annual district or regional district school election pursuant to an application therefor and thereafter a special district school election is called pursuant to section 18:7-81 of the Revised Statutes or section 1 of chapter 96 of the laws of 1954 (C. 18:8-16.1), the county clerk shall cause a military service ballot or civilian absentee ballot for use in said special district or regional district school election to be mailed to the military service voter or civilian absentee voter, as the case may be, without any further application for any such ballot.

2. This act shall take effect immediately.

Approved July 10, 1967.

CHAPTER 162, LAWS OF 1967

AN ACT concerning State publications, and amending sections 52:14-25.1 and 52:14-25.2 of the Revised Statutes.

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

1. Section 52:14-25.1 of the Revised Statutes is amended to read as follows:

52:14-25.1. All State officers, departments and commissions or committees issuing annual reports or special reports required by law to be submitted to the Governor or to the Legislature of this State, where such reports are printed, mimeographed or otherwise mechanically reproduced, shall file with the New Jersey State Library for general reference use in said library and for exchange purposes at least 75 copies of each of such printed, mimeographed or otherwise mechanically reproduced reports, and in those cases where such reports are made in typewritten form and not subsequently printed, mimeographed or otherwise mechanically reproduced shall file in the State Library for general reference use at least one each of such typewritten reports.

2. Section 52:14-25.2 of the Revised Statutes is amended to read as follows:

52:14-25.2. State officers, departments, commissions or committees issuing from time to time serial or other publications of a general informational character other than annual or special reports, where such publications are printed, mimeographed or otherwise mechanically reproduced for public distribution, shall file in the State Library for permanent reference use and for exchange purposes at least 75 copies of each of such publications, and in those cases where such serials or other publications are not printed, mimeographed or otherwise mechanically reproduced but are issued in typewritten form, shall file in the State Library for general reference use at least one each of such typewritten publications.

3. This act shall take effect immediately.

Approved July 25, 1967.

CHAPTER 166, LAWS OF 1967

AN ACT concerning educational institutions, supplementing Title 18 and repealing chapter 244 of the laws of 1962.

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

1. Whenever any civil action has been brought against any teacher or supervisor or any other person employed in a teaching capacity by the State Board of Education or by the Commissioner of Education in the Marie H. Katzenbach School for the Deaf or in any other State educational institution under the control of the State Board of Education for any act or omission arising out of and in the course of the performance of the duties of such office, position or employment, the State shall defray all costs of defending such

action, including reasonable counsel fees and expenses, together with costs of appeal, if any, and shall save harmless and protect such person from any financial loss resulting therefrom; and the State may arrange for and maintain appropriate insurance to cover all such damages, losses and expenses.

2. Should any criminal action be instituted against any such employee for any such act or omission and should such proceeding be dismissed or result in a final disposition in favor of such employee, the State shall reimburse him for the cost of defending such proceeding, including reasonable counsel fees and expenses of the original hearing or trial and all appeals.

3. Chapter 244 of the laws of 1962 is repealed.

4. This act shall take effect immediately.

Approved July 25, 1967.

CHAPTER 167, LAWS OF 1967

AN ACT to amend "An act concerning education supplementing Title 18 and repealing sections 18:5-50.2 and 18:5-50.3 of the Revised Statutes and chapter 311 of the laws of 1938," approved December 21, 1965 (P. L. 1965, c. 205).

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

1. Section 1 of the act of which this act is amendatory is amended to read as follows:

1. Whenever any civil action has been brought against any person holding any office, position or employment under the jurisdiction of any board of education of this State, *including any student teacher*, for any act or omission arising out of and in the course of the performance of the duties of such office, position, employment *or student teaching*, the board of education shall defray all costs of defending such action, including reasonable counsel fees and expenses, together with costs of appeal, if any, and shall save harmless and protect such person from any financial loss resulting therefrom; and said board of education may arrange for and maintain appropriate insurance to cover all such damages, losses and expenses.

2. Section 2 of this act of which this act is amendatory is amended to read as follows:

2. Should any criminal action be instituted against any *such person* for any such act or omission and should such proceeding be dismissed or result in a final disposition in favor of such *person*, the board of education shall reimburse him for the cost of defending such proceeding, including reasonable counsel fees and expenses of the original hearing or trial and all appeals.

3. This act shall take effect immediately.

Approved July 25, 1967.

CHAPTER 168, LAWS OF 1967

AN ACT to amend "A supplement to 'An act to provide for and regulate the granting of sick leave to certain persons in the public schools of this State, and supplementing Title 18 of the Revised Statutes, and to repeal "An act to provide for and regulate the granting of sick leave to certain teachers, principals, assistant superintendents and superintendents in the public schools of this State, and supplementing chapter 13 of Title 18 of the Revised Statutes," approved May 6, 1942 (P. L. 1942, c. 142), as the title of said act was amended by chapter 237 of the laws of 1952," approved July 22, 1954 (P. L. 1954, c. 188)," approved November 30, 1959 (P. L. 1959, c. 175).

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

1. Section 1 of the act of which this act is amendatory is amended to read as follows:

1. Whenever any employee, included in the act of which this act is a supplement, is absent from his post of duty as a result of a personal injury caused by an accident arising out of and in the course of his employment, his employer *shall* pay to such employee the full salary or wages for the period of such absence **for up to 1 calendar year** without having such absence charged to the annual sick leave or the accumulated sick leave provided in section 1 of the act of which this act is a supplement. Salary or wage payments provided in this section shall be made for absence during the waiting period and during the period the employee received or was eligible to receive a temporary disability benefit under chapter 15 of Title 34 of the Revised Statutes. Any amount of salary or wages paid or payable to the employee pursuant to this section shall be reduced by the amount of any workmen's compensation award made for temporary disability.

2. This act shall take effect immediately.

Approved July 25, 1967.

CHAPTER 169, LAWS OF 1967

AN ACT concerning education, and amending section 18:15-43 of the Revised Statutes.

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

1. Section 18:15-43 of the Revised Statutes is amended to read as follows:

18:15-43. (A) The boards of education of schools established under the provisions of section 18:15-39 **of this Title in any county of the third class with a population not less than 60,000 nor more than 100,000, according to the 1960 Federal census, and the boards of education of schools established under the provisions of* section 18:15-40 of this Title, shall receive pupils from other districts so far as their facilities will permit, provided a rate of tuition not exceeding the cost of such education is paid by the sending districts.*

(B) The board of education of any county vocational school district referred to in paragraph (B) of section 13:15-41 of this article and the board of education of any other school district within the county thereof are each hereby authorized and empowered to undertake and to enter into agreements with respect to the attendance at schools of the county vocational school district, of residents or pupils of such other school district who are students attending the schools of the county vocational school district and as to the payments to be made or the rate of tuition to be charged on account of such students. The payment or rate of tuition per student shall be 50% of the pro rata annual cost of the operation and maintenance of the county vocational school district remaining after deduction from such cost of all amounts of aid received by the county vocational school district or the county thereof on account of such district or credited thereto from the State of New Jersey or the United States of America or agencies thereof, but excluding from such costs any amounts on account of required payments of interest on or principal of bonds or notes of the county issued for the purposes of such district. The annual aggregate amount of all of such payments or tuition may be anticipated by the board of education of the county vocational school district and by the board of chosen freeholders of the county with respect to the annual budget of the county vocational school district. The amounts of all annual payments or tuition to be paid by any such other school district shall be raised in each year in the annual budget of such other school district and paid to the county vocational school district.

2. This act shall take effect July 1, 1967.

Approved July 25, 1967.

CHAPTER 177, LAWS OF 1967

AN ACT to amend "A supplement to 'An act to provide for and regulate the granting of sick leave to certain persons in the public schools of this State, and supplementing Title 18 of the Revised Statutes, and to repeal "An act to provide for and regulate the granting of sick leave to certain teachers, principals, assistant superintendents and superintendents in the public schools of this State, and supplementing chapter 13 of Title 18 of the Revised Statutes," approved May 6, 1942 (P. L. 1942, c. 142), as the title of said act was amended by chapter 237 of the laws of 1952, approved July 22, 1954 (P. L. 1954, c. 188)," approved May 31, 1961 (P. L. 1961, c. 34).

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

1. Section 1 of the act of which this act is amendatory is amended to read as follows:

1. Whenever a board of education employs any person who has an unused accumulation of sick leave days from another school district in New Jersey, the employing board may grant, not later than the end of the first year of employment, part or full credit therefor. The amount of any such credit shall be fixed by resolution of the board uniformly applicable to all employees and subject to the provisions of this act.

2. This act shall take effect immediately.

Approved July 26, 1967.

CHAPTER 178, LAWS OF 1967

AN ACT amending "An act relating to the public schools of this State, and supplementing chapter 14 of Title 18 of the Revised Statutes" approved July 11, 1957 (P. L. 1957, c. 133).

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

1. Section 1 of the act of which this act is amendatory is amended to read as follows:

1. The board of education of any school district may require all pupils to have received immunizing treatment against poliomyelitis *or measles, or both*, as a prerequisite to attendance at school, and it may at its discretion require or waive proof of immunity, except as hereinafter provided.

Any pupil failing to comply with such a requirement may be excluded from school, unless the pupil shall present a certificate signed by a physician stating that the pupil is unfit to receive such immunizing treatment *or, in the case of measles, has had clinical measles*.

A board of education shall exempt the pupil from the provisions of this act if the parent or guardian of said pupil objects thereto in a written statement signed by him upon the ground that the proposed immunization interferes with the free exercise of his religious principles.

2. This act shall take effect immediately.

Approved July 26, 1967.

CHAPTER 181, LAWS OF 1967

AN ACT concerning safety in public schools, authorizing boards of education to employ and station public school law enforcement officers in accordance with rules and regulations promulgated by the Commissioner of Education, authorizing the Commissioner of Education to reimburse boards of education for a portion of the cost of employing such public school law enforcement officers, making an appropriation therefor, and supplementing Title 18 of the Revised Statutes.

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

1. This act shall be known, and may be cited, as the "Public School Safety Act of 1967."

2. The Legislature finds that the safety and welfare of the public school students of this State while attending sessions of the public schools is a matter of prime concern to the citizens of this State; that, in several isolated instances throughout this State, unlawful intruders into the public schools have subjected public school students and their teachers to physical and verbal attacks during sessions of the public schools and on the property of said public schools; that such attacks might have been prevented if public school law enforcement officers were stationed in said public schools; that similar attacks will be prevented if public school law enforcement officers are sta-

tioned in said public schools; and that State aid to local boards of education is necessary to help such boards of education bear the cost of employing and stationing public school law enforcement officers.

3. (a) The Commissioner of Education may, in accordance with rules and regulations promulgated pursuant to this act and upon a finding of need therefor, authorize any board of education to employ, subject to the provisions of Title 11 of the Revised Statutes, one or more public school law enforcement officers, and to station such public school law enforcement officers in public schools of this State during hours when said public schools are normally in session or are occupied by public school students or their teachers.

(b) No public school law enforcement officer shall be employed pursuant to the provisions of this act except upon the application of a board of education and with the approval of the county superintendent of schools.

4. Within the limits of available appropriations, the Commissioner of Education is authorized to reimburse any board of education which employs any public school law enforcement officer pursuant to this act, for such portion of the cost of said board of education of employing any public school law enforcement officer as the Commissioner of Education may determine, but not in excess of 75% of such cost. In determining the amount of reimbursement to which any board of education may be entitled hereunder, the Commissioner of Education shall consider the financial ability of said board of education to pay for the cost of employing any public school law enforcement officer pursuant to this act.

5. The Commissioner of Education shall issue and promulgate such rules and regulations as are necessary and appropriate to carry out the provisions of this act.

6. There is hereby appropriated, for the purposes of carrying out the provisions of this act, such sums as may be included in any general, special or supplemental appropriation act.

7. This act shall take effect immediately.

Approved July 27, 1967.

CHAPTER 182, LAWS OF 1967

AN ACT concerning crimes and supplementing Title 2A of the New Jersey Statutes.

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

1. Any person who enters any building, structure or place used for any educational purpose with the intent of committing therein any indictable offense shall be guilty of a misdemeanor.

2. This act shall take effect immediately.

Approved July 27, 1967.

CHAPTER 183, LAWS OF 1967

AN ACT to amend "An act concerning crimes and supplementing chapter 90 of Title 2A of the New Jersey Statutes," approved May 10, 1962 (P. L. 1962, c. 39).

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

1. Section 1 of the act of which this act is amendatory is amended to read as follows:

1. Any person who commits an assault and battery upon any State, county or municipal officer, *or any public school law enforcement officer*, or any other law enforcement officer, acting in the performance of his duties while in uniform or exhibiting evidence of his authority, is guilty of a high misdemeanor.

2. This act shall take effect immediately.

Approved July 27, 1967.

CHAPTER 190, LAWS OF 1967

AN ACT concerning education, amending section 18:6-47 of the Revised Statutes and supplementing chapter 5 of Title 18 of the Revised Statutes.

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

1. Section 18:6-47 of the Revised Statutes is amended to read as follows:

18:6-47. All plans and specifications for the erection, improvement, or repair of public schoolhouses shall be drawn by or under the supervision of the business manager, if there is one, and shall be approved by the board.

The business manager, if there is one, shall supervise the construction and repair of all school buildings, and shall report monthly to the board the progress of the work. *The board may authorize the business manager to order repairs in a sum not exceeding \$1,000.00 between meetings of the board, and may authorize the committee of the board having charge of the repair of school property to order repairs in a sum not exceeding \$2,000.00 between meetings of the board*, without the previous order of the board and without advertisement.

The business manager, if there is one, shall superintend all advertisements for bids and the letting of all contracts.

He shall inspect all work done and materials or supplies furnished under contract, and, subject to the approval of the board, shall condemn any work and reject any material or supplies which, in his judgment, do not conform to the specifications of the contract therefor, and shall perform such other duties as may be required by the board.

2. Every board of education which does not have a business manager may delegate to an appropriate officer employed by the board any and all of the duties and powers provided for business managers in section 18:6-47 of the Revised Statutes.

3. This act shall take effect immediately.

Approved August 15, 1967.

CHAPTER 193, LAWS OF 1967

AN ACT concerning The State Federation of District Boards of Education, and amending section 18:9-6 of the Revised Statutes.

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

1. Section 18:9-6 of the Revised Statutes is amended to read as follows:

18:9-6. For the purpose of defraying the necessary expenses of the State Federation, the various district boards *shall* pay the necessary expenses incurred by its delegates, and *shall* appropriate annually such sums for dues as may be assessed by the federation at any delegate's meeting, which assessment of dues shall be made only upon $\frac{2}{3}$ vote of the delegates present at such delegate's meeting, after notice of the taking of such vote shall have been given to each district board in writing at least 60 days before such delegate's meeting. The aforesaid dues shall be assessed upon a graduated scale, according to the size of the school district, but in no case shall the dues for any one district exceed the sum of \$600.00 for any 1 year. Dues shall be payable by the custodian of school moneys of the school district to the treasurer of the State Federation.

2. This act shall take effect immediately.

Approved August 15, 1967.

CHAPTER 194, LAWS OF 1967

AN ACT concerning certain deductions from the compensation of persons holding public office, position or employment, whose compensation is paid by this State or by any board, body, agency or commission thereof.

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

1. Whenever any person holding public office, position or employment, whose compensation is paid by this State or by any board, body, agency or commission thereof, shall indicate in writing to the proper disbursing officer his desire to have any deductions made from his compensation for payment to a credit union the membership of which is limited to public employees, organized under the laws of this State or of the United States, such deductions shall be made by the State Treasurer, if such compensation is payable by the State Treasurer, or by any other disbursing officer when directed so to do by resolution of the board, body, agency or commission of which he is the disbursing officer, if such compensation is payable by him, and shall be transmitted to the treasurer of the credit union. Any such written authorization may be withdrawn upon filing notice of such withdrawal with the State Treasurer or such disbursing officer, as the case may be.

2. This act shall take effect immediately.

Approved August 15, 1967.

CHAPTER 199, LAWS OF 1967

AN ACT concerning re-employment of State, county, municipal and school district employees, and amending and supplementing Title 11 of the Revised Statutes.

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

1. Section 11:9-12 of the Revised Statutes is amended to read as follows:

11:9-12. When an employee in the classified service who has resigned in good standing *shall have requested his reinstatement thereto*, the chief examiner and secretary shall cause the name of such employee to be placed on the *regular* re-employment list for the appropriate class. *The name of no such employee shall be placed on the said regular re-employment list unless (1) the employee's request for reinstatement shall have been made within 2 years after the effective date of his resignation, and (2) the appointing authority shall have recommended that, because of the employee's record of past performance, reinstatement would be in the best interests of the service.* The order in which names shall be placed on the regular re-employment list for a class shall be established by rule. *Certification of names for appointment from the regular re-employment list shall not be made while there is a special re-employment list or promotional employment list for that class.*

2. When an employee in the classified service of any county, municipality or school district who has resigned in good standing shall have requested his reinstatement thereto, the chief examiner and secretary shall cause the name of such employee to be placed on the regular re-employment list for the appropriate class. The name of no such employee shall be placed on the said regular re-employment list unless (1) the employee's request for reinstatement shall have been made within 2 years after the effective date of his resignation, and (2) the appointing authority shall have recommended that, because of the employee's record of past performance, reinstatement would be in the best interests of the service. The order in which names shall be placed on the regular re-employment list for a class shall be established by rule. Certification of names for appointment from the regular re-employment list shall not be made while there is a special re-employment list or promotional employment list for that class.

3. This act shall take effect immediately.

Approved August 15, 1967.

CHAPTER 202, LAWS OF 1967

AN ACT concerning pensioners in public employment in certain cases.

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

1. Notwithstanding the provisions of section 43:3-1 of the Revised Statutes, any person who is receiving or who shall be entitled to receive any

pension or subsidy from this or any other State, or any county, municipality or school district of this or any other State shall be eligible to hold the office or position of president of any county college established pursuant to the provisions of chapter 41 of the laws of 1962, and receive, in addition to his pension, the salary or compensation allotted to such office or position.

2. This act shall take effect immediately.

Approved September 19, 1967.

CHAPTER 205, LAWS OF 1967

AN ACT to amend the title of "An act concerning education, relating to the furnishing of education to high school pupils of one school district by the board of education of another school district, and supplementing chapter 14 of Title 18 of the Revised Statutes," approved July 25, 1953 (P. L. 1953, c. 273), so that the same shall read "An act concerning education, relating to the furnishing of education to pupils of one school district by the board of education of another school district, and supplementing chapter 14 of Title 18 of the Revised Statutes," and to amend the body of said act.

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

1. The title of the act of which this act is amendatory is amended to read as follows:

"An act concerning education, relating to the furnishing of education to pupils of one school district by the board of education of another school district, and supplementing chapter 14 of Title 18 of the Revised Statutes."

2. Section 1 of the act of which this act is amendatory is amended to read as follows:

1. Whenever a board of education, now or hereafter furnishing *elementary and high school education or either thereof* for the pupils of another school district, finds it necessary to provide additional facilities for the furnishing of education to *such* pupils, it may, as a condition precedent to the provision of such additional facilities, enter into an agreement with the board of education of such other district for a term not exceeding 10 years whereby it agrees to provide such education to the pupils of such other district during the term of such agreement, in consideration of the agreement by the board of education of such other district that it will not withdraw its pupils and provide school facilities for them in its own district during the term of said agreement, except as provided in this act, *and that the sending district will provide for the payment of tuition in accordance with section 18:14-7 of the Revised Statutes.*

3. Section 2 of the act of which this act is amendatory is amended to read as follows:

2. Any board of education which shall have entered into such an agreement may apply to the Commissioner of Education for consent to terminate the same, and to cease providing education to the pupils of the other con-

tracting district on the ground that it is no longer able to provide facilities for the pupils of the other district, or to withdraw its pupils from the schools of the other contracting district and provide educational facilities for them in its own district on the ground that the board of education of the receiving district is not providing school facilities and an educational program suitable to the needs of the pupils of the sending district or that the board of education of the receiving district will not be seriously affected educationally or financially by their withdrawal.

4. This act shall take effect immediately.

Approved September 21, 1967.

CHAPTER 208, LAWS OF 1967

AN ACT to amend the "State Competitive Scholarship Act," filed May 28, 1959 (P. L. 1959, c. 46).

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

1. Section 7 of the act of which this act is amendatory is amended to read as follows:

7. No person shall be awarded a State competitive scholarship unless

(a) He has been a resident of New Jersey for a period of not less than 12 months immediately preceding the date of his application for such scholarship.

(b) He *either* has been graduated from high school within a period not greater than 5 years from the date of his application for such scholarship and has not previously attended college or will be graduated from high school within a period not greater than 1 year from the date of such application, except that time spent in the Armed Forces of the United States shall not be included in computing such period. Awards may be made tentatively to prospective high school graduates, dependent upon actual graduation at the end of the then current school year.

(c) He has demonstrated financial need for such scholarship as determined by standards and procedures to be established by the State Scholarship Commission.

(d) He has demonstrated high moral character, good citizenship, and dedication to American ideals.

(e) He has applied for a State competitive scholarship and has been determined, based upon a satisfactory scholastic record together with a competitive examination, to be eligible for such scholarship.

(f) He has complied with all rules and regulations adopted pursuant to this act by the State Scholarship Commission for the award, regulation, and administration of State competitive scholarships.

2. This act shall take effect immediately.

Approved September 25, 1967.

CHAPTER 229, LAWS OF 1967

AN ACT regulating the conduct of State officers and employees and members of the Legislature and providing penalties for the violations thereof.

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

1. This act shall be known and may be cited as the "New Jersey Conflicts of Interests Law."

2. No State officer or employee or member of the Legislature shall accept from any person any gift, favor or service having value which is offered to him with intent to influence him in the performance of his public duties and responsibilities.

3. No State officer or employee shall engage in any business activity with the State of New Jersey or shall represent, directly or indirectly, for purposes of financial gain, any person **whose interests are adverse to the interests of the State of New Jersey** before any State agency, unless he has applied to the head of his State agency and received a written statement of permission to engage in such activity or representation.

The head of the State agency may impose such limitations or restrictions upon the granting of such permission as he shall deem necessary to preclude any conflict with the activities of his agency or any other State agency.

A copy of such statement of permission by the head of the State agency together with said officer's or employee's written statement of such business activity or representation, setting forth the name of the State agency, the name and address of the business or person represented and the nature of the activity before the State agency and his connection therewith shall be filed in the Secretary of State's office and shall be a public record.

4. No member of the Legislature shall engage in any business activity with the State of New Jersey or shall represent, directly or indirectly, for purposes of financial gain, any person **whose interests are adverse to the interests of the State of New Jersey** before any State agency unless he shall have first filed with the Clerk of the General Assembly or the Secretary of the Senate, as the case may be, a written statement of such business activity or representation, setting forth the name of the State agency, the name and address of the business or person represented and the nature of the activity before the State agency and his connection therewith. Such a statement shall be a public record.

5. (a) The Executive Commission on Ethical Standards, as to State officers and employees in the Executive Branch of State Government, and the Joint Legislative Committee on Ethical Standards, as to members of the Legislature and State officers and employees in the Legislative Branch of State Government, shall have jurisdiction to initiate, receive, hear and review complaints regarding violations of this act. Any State officer or employee or member of the Legislature who shall be found guilty by the commission or the joint committee, as the case may be, of violating the provisions of this act shall be fined not less than \$100.00 nor more than \$500.00. Such penalty may be collected in a summary proceeding pursuant to the Penalty Enforcement Law (N. J. S. 2A:58-1).

(b) In the case of a State officer or employee, the commission or the joint committee, as the case may be, may order any such person found guilty suspended from his office or employment for a period not in excess of 1 year. If the commission or the joint committee shall find that the conduct of such officer or employee represents a willful and continuous disregard of the provisions of this act, the commission or the joint committee may order such person removed from his office or employment and may further bar such person from public employment in this State in any capacity whatsoever for a period not in excess of 5 years from the date he was found guilty by the commission or the joint committee.

(c) In the case of a member of the Legislature, the joint committee shall report its findings to the House of the Legislature in which such person shall be a member and shall recommend to such House such further action, as in its opinion, shall be appropriate under the circumstances. It shall be the sole responsibility of such House of the Legislature to determine what further action, if any, shall be taken against such member.

6. There is hereby established in the Executive Branch of the State Government an Executive Commission on Ethical Standards to be composed of 7 members, appointed by the Governor from among State officers and employees serving in the Executive Branch. Each member shall serve at the pleasure of the Governor during his term of office and until the appointment and qualification of the member's successor. The Governor shall designate from among his appointees one member to serve as chairman and one member to serve as vice-chairman of the commission.

7. The Executive Commission on Ethical Standards, in order to perform its duties pursuant to the provisions of this act, shall have the power to conduct investigations, hold hearings, compel the attendance of witnesses and the production before it of such books and papers as it may deem necessary, proper and relevant to the matter under investigation, and, in addition to any power conferred by this act, shall have power to render advisory opinions as to whether a given set of facts and circumstances would, in its opinion, constitute a violation of the provisions of this act. The members of the commission and the persons appointed by the commission for such purpose are hereby empowered to administer oaths and examine witnesses under oath.

8. (a) Within the limits of available appropriations, the Executive Commission on Ethical Standards, subject to the approval of the Governor, may employ counsel and other professional personnel and employees, fix their compensation and assign their duties and responsibilities.

(b) The Executive Commission on Ethical Standards shall adopt such rules and regulations as shall be necessary to implement the provisions of this act applicable to officers and employees in the Executive Branch.

9. There is hereby established in the Legislative Branch of the State Government a Joint Legislative Committee on Ethical Standards to be composed of 4 members of the Senate, appointed annually by the President of the Senate and 4 members of the General Assembly, appointed annually by the Speaker of the General Assembly, no more than 2 of the appointees of the President and Speaker, respectively, shall be members of the same political

party. The joint committee shall organize annually by the selection of a chairman and vice-chairman from among its membership and the appointment of a secretary who need not be a member of the committee.

10. (a) The Joint Legislative Committee on Ethical Standards shall have all the powers of a joint committee of the Legislature pursuant to the provisions of chapter 13 of Title 52 of the Revised Statutes, and, in addition to any other power conferred by this act, shall have power to render advisory opinions as to whether a given set of facts and circumstances would, in its opinion, constitute a violation of the provisions of this act.

(b) The Joint Legislative Committee on Ethical Standards shall adopt such rules and regulations as shall be necessary to implement the provisions of this act applicable to members of the Legislature and State officers and employees in the Legislative Branch.

11. (a) "State agency" means any of the principal departments in the Executive Branch of the State Government, and any division, board, bureau, commission or other instrumentality within such department, the Legislature of the State and any office, board, bureau or commission in the Legislative Branch, and any independent State authority, commission, instrumentality or agency.

(b) "State officer or employee" means any person, other than a member of the Legislature, holding an office, position or employment in a State agency.

(c) "Member of the Legislature" means any person elected to serve in the General Assembly or the Senate.

(d) "Head of a State agency" means (1) in the case of the Executive Branch of government, the department head or, if the agency is not assigned to a department, the Governor, and (2) in the case of the Legislative Branch, (i) the President of the Senate, as to employees of the Senate or of any standing or special committee thereof, (ii) the Speaker of the General Assembly, as to employees of the General Assembly or of any standing or special committee thereof, (iii) the Chairman of the Law Revision and Legislative Services Commission as to officers and employees under the supervision and control of the Law Revision and Legislative Services Commission, (iv) the State Auditor as to officers and employees in the office of the State Auditor, and (v) the Chairman of the Joint Legislative Committee on Ethical Standards as to officers and employees of any other legislative commission, joint committee or agency.

(e) "Business activity" means the negotiation of or entering into a contract or agreement with the State or any State agency (1) for the sale or purchase of any property, real or personal, materials, equipment, supplies or services, or (2) for the construction, alteration or repair of any public buildings, works or facilities and shall include any work or activity necessary to carry out such a contract or agreement. The purchase or attempt to purchase any property, real or personal, from the State or any State agency shall not constitute business activity if such property is offered for sale based upon the submission of sealed bids.

12. This act shall take effect immediately.

Approved October 30, 1967.

CHAPTER 233, LAWS OF 1967

AN ACT concerning leave of absence from public employment, and amending section 38:23-2 of the Revised Statutes.

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

1. Section 38:23-2 of the Revised Statutes is amended to read as follows:

38:23-2. The head of every public department and of every court of this State, every superintendent or foreman on the public works of this State, the heads of the county offices of the several counties and the head of every department, bureau and office in the government of the various municipalities, shall give a leave of absence with pay to every person in the service of the State, county or municipality who is a duly authorized representative of the Grand Army of the Republic, United Spanish-American War Veterans, Disabled American Veterans of the World War, Veterans of Foreign Wars, Ladies Auxiliaries of Veterans of Foreign Wars, Ladies Auxiliary, Veterans of World War I of the U. S. A., American Gold Star Mothers, Indian War Veterans, American Legion, American Legion Auxiliary, Jewish War Veterans of the United States, Ladies Auxiliary, Department of New Jersey, Jewish War Veterans of the U. S. A., *Catholic War Veterans of the United States, Ladies Auxiliary of New Jersey State Department, Catholic War Veterans, The 369th Veterans Association, Incorporated, Women's Overseas Service League, American Veterans World War II, Reserve Officers Association of the United States, Marine Corps League of the United States, Army and Navy Legion of Valor, the Twenty-ninth Division Association, Council of State Employees, War Veteran Public Employees Association, New Jersey Civil Service Association, Blind Veterans Association of New Jersey, Army and Air National Guard Association of New Jersey, The National Guard Association of the United States, The United States Coast Guard Auxiliary, Navy League, Veterans of World War I of the United States of America, Polish Legion of American Veterans, Polish Legion of American Veterans, Ladies Auxiliary, the Italian American War Veterans of the United States, Incorporated, and the Ladies Auxiliary, Italian American War Veterans of the United States, Incorporated, to attend any State or national convention of such organization.*

A certificate of attendance to the State convention or encampment shall, upon request, be submitted by the representative so attending.

Leave of absence shall be for a period inclusive of the duration of the convention with a reasonable time allowed for time to travel to and from the convention. No person shall be entitled to a total of more than 5 days leave of absence with pay each calendar year for the purpose of attending, as authorized representative, the State or national convention of one or more of the above enumerated organizations. The leaves of absence authorized hereunder shall not be cumulative and any unused leaves shall be canceled at the end of any given year.

2. This act shall take effect immediately.

Approved November 20, 1967.

CHAPTER 249, LAWS OF 1967

AN ACT concerning education, and supplementing chapter 14 of Title 18 of the Revised Statutes.

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

1. No board of education shall be required to accept by transfer from public or private school any child who was not eligible **by reason of age** for admission **on** October 1 **of that school year**, but the board may in its discretion admit such child if he or she meets such entrance requirements as may be established by rules or regulations of the board.

2. This act shall take effect **immediately**.

Approved December 18, 1967.

CHAPTER 271, LAWS OF 1967

This act establishes a new title to be known as Title 18A, Education, of the New Jersey Statutes. The revision of the education laws, as approved on January 11, 1968, is not included in this publication, since it will be printed and published as a separate volume.

CHAPTER 291, LAWS OF 1967

AN ACT providing for tenure of office, position or employment of exempt firemen, amending section 40:47-60 and supplementing subdivision E of article 3 of chapter 47 of Title 40, of the Revised Statutes.

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

1. Section 40:47-60 of the Revised Statutes is amended to read as follows:

40:47-60. No person now holding *any employment*, position or office under the government of this State, or the government of any county or municipality, *including any person employed by a school board or board of education* or who may hereafter be appointed to any such *employment, office or position*, whose term of *employment, office or position* is not now fixed by law, and receiving a salary from the State, county or municipality, *including any person employed by a school board or board of education*, who is an exempt fireman of any volunteer fire department, volunteer fire engine, hook and ladder, hose or supply company or salvage corps of any municipality or fire district of this State, holding an exemption certificate issued to him as an exempt member of any such volunteer fire department company or corps, shall be removed from *such employment*, position or office except for good cause shown after a fair and impartial hearing, but

such exempt fireman shall hold his *employment*, position or office during good behavior and shall not be removed for political reasons.

For the purposes of this section no term of office, position or employment of any person shall be deemed to be fixed by law or coterminous with that of the employing or appointing board or body by reason of the fact that such person was or is appointed or employed by a noncontinuous board or body, provided, however, that in no event is it intended that this act shall apply to appointments made for a fixed or stated period of time.

2. Whenever in any law, any rights, privileges or benefits are granted to persons holding any appointive office, position or employment in either the State, county or municipal government by reason of being an exempt fireman of any volunteer fire department, volunteer fire engine, hook and ladder, hose or supply company or salvage corps of any municipality or fire district of this State, holding an exemption certificate issued to him as an exempt member of any such volunteer fire department company or corps, such persons shall include all those engaged in the public service in any of its branches within this State. No distinction shall be made by reason of the source of the public funds from which such person is paid or the changes in or from the governmental office, position or employment to any other branch of the government within this State.

3. No person now holding or who may hereafter be appointed to, any employment, position or office under a commission elected or appointed by the governing bodies of 2 or more municipalities, which, by legislative authority, have entered into an agreement for the election or appointment of such commission, whose term of employment, office or position is not now fixed by law, who is an exempt fireman of any volunteer fire department, volunteer fire engine, hook and ladder, hose or supply company or salvage corps of any municipality or fire district of this State, holding an exemption certificate issued to him as an exempt member of any such volunteer fire department company or corps, shall be removed from such employment, position or office, except for good cause shown after a fair and impartial hearing, but such person shall hold his employment, position or office during good behavior, and shall not be removed for political reasons.

No such commission shall abolish any position or office held by a person mentioned in this act, or change the title of such position, office or employment, or reduce the emoluments thereof for the purpose of terminating the service of such person.

For the purposes of this section no term of office, position or employment of any person, shall be deemed to be fixed by law or coterminous with that of the employing or appointing board or body by reason of the fact that such person was or is appointed or employed by a noncontinuous board or body.

4. This act shall take effect immediately.

Approved February 13, 1968.

CHAPTER 294, LAWS OF 1967

AN ACT to provide for increases in the pensions payable to certain veterans retired on pension pursuant to article 1 of chapter 4 of Title 43 of the Revised Statutes.

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

1. Effective January 1, 1968 the pension payable by any county, municipality or school district to any veteran retired on pension prior to January 1, 1955 pursuant to article 1 of chapter 4 of Title 43 of the Revised Statutes may be increased in accordance with the provisions of this act; provided that the board of chosen freeholders of the county by resolution, or the governing body of the municipality by ordinance, or the board of education of the school district by resolution, as the case may be, shall so determine.

2. The first \$900.00 of the annual pension or the full amount of the pension, if the same is less than \$900.00 per year, shall be increased in accordance with a ratio of increase formula calculated in accordance with the percentage applicable for the calendar year of retirement, as follows:

Year of Retirement	Ratio of Increase	Year of Retirement	Ratio of Increase
1920	88%	1938	106%
1921	72%	1939	104%
1922	64%	1940	103%
1923	61%	1941	101%
1924	61%	1942	96%
1925	66%	1943	87%
1926	66%	1944	79%
1927	65%	1945	70%
1928	65%	1946	61%
1929	65%	1947	51%
1930	66%	1948	41%
1931	71%	1949	33%
1932	79%	1950	26%
1933	89%	1951	19%
1934	99%	1952	15%
1935	107%	1953	12%
1936	111%	1954	10%
1937	109%		

3. Funds to pay the increases provided in this act shall be provided in the budgets of the county, municipality or school district from whose service the veteran retired on pension and shall be added to pension payments payable for any period after January 1, 1968 or shall be added to pension payments retroactively to January 1, 1968 as to any pension payable by a school district having a fiscal year commencing in 1968 on a date other than on January 1.

The increase in pension shall continue to be paid as long as there shall be appropriated the amounts required. In the event that the necessary funds are not so appropriated, the increase in pension shall cease.

4. Any increase in pension, or a portion thereof, authorized by this act, may be waived upon written request of the person entitled thereto.

5. This act shall take effect immediately.

Approved February 15, 1968.

CHAPTER 295, LAWS OF 1967

AN ACT concerning pensions payable to certain veterans, supplementing article 1 of chapter 4 of Title 43 of the Revised Statutes.

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

1. War veterans employed in positions covered by any county or city public employee retirement system, established pursuant to chapter 160 of the laws of 1943, chapter 310 of the laws of 1948, chapter 218 of the laws of 1954, chapter 251 of the laws of 1954, or chapter 275 of the laws of 1964, but who are not members of any such pension fund, and who first became eligible for membership in the Public Employees' Retirement System of New Jersey pursuant to the provisions of chapter 71 of the laws of 1966, shall nevertheless be permitted to retire and be granted a pension under the provisions of article 1 of chapter 4 of Title 43 of the Revised Statutes, if they are otherwise eligible for benefits thereunder.

2. Any such war veteran who enrolled in the Public Employees' Retirement System of New Jersey shall be permitted to withdraw therefrom upon the filing of a proper application for the return of his contributions if he makes such application within 90 days of the effective date of this act. Such withdrawal shall constitute a waiver of his rights to all benefits in the State system.

3. This act shall take effect immediately.

Approved February 15, 1968.

CHAPTER 297, LAWS OF 1967

AN ACT concerning workmen's compensation for members of boards of education, supplementing chapter 15 of Title 34 of the Revised Statutes, and amending section 34:15-75 of the Revised Statutes.

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

1. Every board of education shall provide compensation insurance for its members covering the performance of their official duties as members of the board and also as members or officers of a county school board federation or of the State Federation of District Boards of Education. All payments of compensation to such board members shall be governed by and be subject to the provisions of this chapter. The premiums therefor shall be paid by the board, and the insurance shall protect such persons from loss by reason

of injury or death suffered while in the performance of duty as herein provided.

2. Section 34:15-75 of the Revised Statutes is amended to read as follows:

34:15-75. Compensation for injury and death, either or both, of any volunteer fireman, county fire marshal, assistant county fire marshal, volunteer first aid or rescue squad worker, volunteer driver of any municipally-owned or operated ambulance, or of any forest fire warden or forest fire fighter employed by the State of New Jersey, *or of any member of a board of education* shall be based upon a weekly salary or compensation conclusively presumed to be received by such person in an amount sufficient to entitle him, or, in the event of his death, his dependents, to receive the maximum compensation by this chapter authorized.

3. This act shall take effect immediately.

Approved February 15, 1968.

CHAPTER 310, LAWS OF 1967

AN ACT to provide for payroll deductions from the compensation of State, county and municipal employees for employee organization dues and supplementing Title 52 of the Revised Statutes.

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

1. Whenever any person holding employment, whose compensation is paid by this State or by any county, municipality or board of education in this State, or by any board, body, agency or commission thereof shall indicate in writing to the proper disbursing officer his desire to have any deductions made from his compensation, for the purpose of paying the employee's dues to a bona fide employee organization, designated by the employee in such request, and of which said employee is a member, such disbursing officer shall make such deduction from the compensation of such person and such disbursing officer shall transmit the sum so deducted to the employee organization designated by the employee in such request.

Any such written authorization may be withdrawn by such person holding employment at any time by the filing of notice of such withdrawal with the above-mentioned disbursing officer. **The filing of notice of withdrawal shall be effective to halt deductions as of the January 1 next succeeding the date on which notice of withdrawal is filed.**

2. This act shall take effect immediately.

Approved February 27, 1968.

CHAPTER J. R. 11, LAWS OF 1967

A JOINT RESOLUTION to recommend that suitable materials dealing with the history of the Negro in America be included in the high school history curriculum.

WHEREAS, The Legislature, by chapter 261 of the laws of 1945, directed that a suitable 2-year course of study in the history of the United States be given to each student during the last 4 years of high school;

WHEREAS, It has come to the attention of the Legislature that the materials currently being used in said history courses do not fairly or accurately depict the role of the Negro in the history of the United States;

WHEREAS, A better understanding of the Negro's contribution to the development of the United States is necessary to foster more harmonious race relations and to relieve tensions;

BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey:*

1. The Legislature recommends to the Commissioner of Education that he take such action as is necessary to assure that the high school curriculum fairly and accurately depicts the role of the Negro in the history of the United States and that appropriate materials to achieve this purpose be included in said curriculum on or before September, 1967.

2. This joint resolution shall take effect immediately.

Approved December 12, 1967.