

## CHAPTER 103

AN ACT concerning the transportation of nonpublic school pupils in certain school districts and amending P.L.1999, c.350.

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

1. Section 1 of P.L.1999, c.350 (C.18A:39-1.6) is amended to read as follows:

C.18A:39-1.6 Transportation of nonpublic school students, remote, certain.

1. a. Notwithstanding any provision of N.J.S.18A:39-1 to the contrary, if a school district provides transportation to and from school to a school pupil who resides remote from school and attends a nonpublic school located within the State not more than 20 miles from the residence of the pupil, the school district shall provide transportation, when seats are available on existing routes, or an in-lieu-of payment to all nonpublic school pupils who reside within the municipality of that pupil except as otherwise provided pursuant to subsection b. of this section, attend that school, and reside more than 20 miles from that school. The school district may require all nonpublic school pupils in the municipality to use the bus stops which serve the pupils whose residences are not more than 20 miles from the nonpublic school. Any cost incurred by a school district in providing transportation or an in-lieu-of payment to a pupil who is eligible for the transportation or an in-lieu-of payment under the provisions of this act shall not exceed the maximum cost per pupil established pursuant to section 2 of P.L.1981, c.57 (C.18A:39-1a), and shall be paid by the State.

b. In the case of a regional school district composed of only two constituent municipalities, transportation or an in-lieu-of payment shall be provided pursuant to subsection a. of this section, except that a nonpublic school pupil who otherwise qualifies for transportation or an in-lieu-of payment pursuant to that subsection shall not be required to reside in the municipality of the nonpublic school pupil who qualifies for transportation or an in-lieu-of payment pursuant to N.J.S.18A:39-1.

2. This act shall take effect immediately and shall first apply to the 2000-2001 school year.

Approved September 1, 2000.