

CHAPTER 285

AN ACT concerning tuition in certain sending-receiving school district relationships and amending N.J.S.18A:38-19.

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

1. N.J.S.18A:38-19 is amended to read as follows:

Tuition of pupils attending school in another district.

18A:38-19. a. Whenever the pupils of any school district are attending public school in another district, within or without the State, pursuant to this article, the board of education of the receiving district shall determine a tuition rate to be paid by the board of education of the sending district to an amount not in excess of the actual cost per pupil as determined under rules prescribed by the commissioner and approved by the State board, and such tuition shall be paid by the custodian of school moneys of the sending district out of any moneys in his hands available for current expenses of the district upon order issued by the board of education of the sending district, signed by its president and secretary, in favor of the custodian of school moneys of the receiving district.

b. Notwithstanding the provisions of subsection a. of this section, whenever the pupils of any school district are attending public school in an Abbott district as defined pursuant to section 3 of P.L.1996, c.138 (C.18A:7F-3), any expenditures associated with amounts appropriated to the Abbott district as Abbott v. Burke parity remedy aid or additional Abbott v. Burke State aid shall not be included in the actual cost per pupil for the calculation of the tuition to be paid by the sending district.

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

Approved December 27, 2001.