

**NEW JERSEY SCHOOL LAWS WITH  
NOTES, BLNKS AND FORMS FOR THE  
USE AND GOVERNMENT OF SCHOOL  
OFFICERS. ALSO CONTAINING  
AMENDMENTS TO SCHOOL LAW, 1892**

Published @ 2017 Trieste Publishing Pty Ltd

ISBN 9780649359806

New Jersey School Laws with Notes, Blnks and Forms for the Use and Government of School Officers. Also Containing Amendments to School Law, 1892 by Various

Except for use in any review, the reproduction or utilisation of this work in whole or in part in any form by any electronic, mechanical or other means, now known or hereafter invented, including xerography, photocopying and recording, or in any information storage or retrieval system, is forbidden without the permission of the publisher, Trieste Publishing Pty Ltd, PO Box 1576 Collingwood, Victoria 3066 Australia.

All rights reserved.

Edited by Trieste Publishing Pty Ltd.  
Cover @ 2017

This book is sold subject to the condition that it shall not, by way of trade or otherwise, be lent, re-sold, hired out, or otherwise circulated without the publisher's prior consent in any form or binding or cover other than that in which it is published and without a similar condition including this condition being imposed on the subsequent purchaser.

[www.triestepublishing.com](http://www.triestepublishing.com)

# **VARIOUS**

**NEW JERSEY SCHOOL LAWS WITH  
NOTES, BLNKS AND FORMS FOR THE  
USE AND GOVERNMENT OF SCHOOL  
OFFICERS. ALSO CONTAINING  
AMENDMENTS TO SCHOOL LAW, 1892**



Extracts from the State Constitution Respecting Public Schools.

---

SECTION VII.

6. The fund for the support of free schools, and all money, stock and other property which may hereafter be appropriated for that purpose, or received into the treasury under the provision of any law heretofore passed to augment the said fund, shall be securely invested and remain a perpetual fund; and the income thereof, except so much as it may be judged expedient to apply to an increase of the capital, shall be annually appropriated to the support of public free schools, for the equal benefit of all the people of the State; and it shall not be competent for the Legislature to borrow, appropriate or use the said fund, or any part thereof, for any other purpose, under any pretence whatever. The Legislature shall provide for the maintenance and support of a thorough and efficient system of free public schools for the instruction of all the children in this State between the ages of five and eighteen years.

11. The Legislature shall not pass private, local or special laws providing for the management and support of free public schools.

NEW JERSEY  
SCHOOL LAWS

With Notes, Blanks and Forms

For the Use and Government of School Officers,

PREPARED BY THE

STATE SUPERINTENDENT OF PUBLIC INSTRUCTION.

---

TO BE PRESERVED AND DELIVERED BY EACH OFFICER  
TO HIS SUCCESSOR.

---



TRENTON, N. J.:  
MACCRELLISH & QUIGLEY, BOOK AND JOB PRINTERS.

1891.



# THE SCHOOL LAW

AN ACT to Establish a System of Public Instruction.

STATE BOARD OF EDUCATION.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the general supervision and control of public instruction in the State of New Jersey shall be vested in a state board of education, which shall consist of the trustees of the school fund and eight members, who shall be appointed by the governor, one from each congressional district, by and with the advice and consent of the senate; not more than four of the members so appointed shall be of the same political party; their term of office shall commence on the first day of April, one thousand eight hundred and ninety-one, and they shall hold office for the term of five years and until their successors are appointed.

State board, how composed.  
P. L. 1891,  
Chap. Cl. § 1.

2. The board of trustees of the state normal school is hereby abolished; all the duties and offices of such board shall hereinafter be exercised and performed by the state board of education, provided for in the first section of this act.

Trustees of state normal school.  
Ibid. § 2.

3. Said institution (New Jersey school for deaf-mutes) shall be under the control and management of the state board of education; such board shall have all the powers and perform all the duties of the board of trustees created by the act to which this is a supplement, which board of trustees is hereby abolished.

Trustees of deaf-mute school.  
P. L. 1891,  
Chap. XCVII,  
§ 2.

(For the powers and duties of the state board of education as trustees of the state normal school and trus-

tees of the New Jersey school for deaf-mutes, see "Normal School" and "Deaf-Mute School.")

4. A quorum of the state board of education shall consist of eight members.

5. The state board of education shall have power, and it shall be their duty:

I. To frame and modify at pleasure such by-laws as may be deemed expedient for their own government, not inconsistent with the provisions of this act, and to prescribe and cause to be enforced all rules and regulations necessary for carrying into effect the school laws of this state;

II. To consider the necessities of the public schools, and recommend to the legislature, from time to time, such additions and amendments to the laws as are deemed necessary for perfecting the school system of the state;

III. To appoint the county superintendents of the several counties of the state;

IV. To prescribe all rules and regulations for holding teachers' institutes;

V. To authorize the payment by the treasurer of the school fund, upon the warrant of the state comptroller, of all the necessary incidental expenses incurred by the state superintendent in the performance of his official duties;

VI. To decide all appeals from the decision of the state superintendent of public instruction.

6. The members of the board shall receive no compensation for their services, but the treasurer of the school fund shall pay the necessary expenses of the said members, upon the warrant of the state comptroller.

7. The board shall report annually to the legislature in regard to all matters committed to their care.

#### STATE SUPERINTENDENT OF PUBLIC INSTRUCTION.

8. The state superintendent of public instruction shall be appointed by the governor, by and with the advice

Quorum,  
P. L. 1875,  
Chap. LXIX,  
§ 1.  
Powers and  
duties  
P. L. 1867,  
Chap.  
CLXXIX, § 2.  
Make rules,  
[See sec. 5.]

Recommend  
laws.

Appoint county  
superintendents,  
P. L. 1869,  
Chap. CLXV,  
§ 1.  
Make rules for  
institutes,  
P. L. 1867,  
Chap.  
CLXXIX, § 2.  
Authorize pay-  
ment of expenses  
of state superin-  
tendent.  
Ibid § 2.

Decide appeals.

Compensation.  
Ibid. § 3  
P. L. 1885,  
Chap. CVXIV,  
§ 1, div. 4.

Annual report.  
P. L. 1867,  
Chap.  
CLXXIX, § 4.



and consent of the senate, for the term of three years, and until his successor is appointed, and shall receive annually a salary of three thousand dollars, to be paid out of the income of the school fund; *provided*, that nothing herein contained shall prevent his re-election.

State superintendent, how elected, term of office, salary. P. L. 1863, Chap. V, § 1.

Proviso.

9. He shall be required to have his office in the state house, at Trenton.

Location of office. P. L. 1867, Chap. CVXIX, § 6.

10. It shall be his duty to carry out the instructions of the board, and to enforce all rules and regulations prescribed by them.

To carry out instructions of state board. Ibid. 7.

11. He shall be, *ex officio*, secretary of the board of education, president of the state association of school superintendents, and a member of the state board of examiners, and of all county and city boards of examiners.

Officer *ex-officio*. Ibid. § 8. [See sec. 43.]

12. He shall have the supervision of all the schools of the state receiving any part of the state appropriation, and shall be the general adviser and assistant of the county superintendents; he shall, from time to time, as he shall deem for the interests of the schools, address circular letters to said superintendents, giving advice as to the best manner of conducting schools, constructing school houses, furnishing the same, and procuring competent teachers.

Supervision of schools. Ibid. § 9.

13. The state superintendent, under the direction of the trustees of the school fund, shall apportion to the several counties the state school moneys to which each may be entitled, which apportionment shall be made in the ratio of the number of children between the ages of five and eighteen in the said counties, as ascertained by the last annual report of the state superintendent; he shall furnish to the state comptroller, and to the county superintendent and the county collector of each county, an abstract of such apportionment, and shall draw his order on the state comptroller for the amount to which each county is entitled, in favor of the county collector of said county.

Apportionment of school moneys. [See sec. 138.] Ibid. § 20.

14. He shall have power, and it shall be his duty to direct and cause the county superintendent of any county, or any board of trustees or other school officers,

Power of withholding school moneys. [See secs. 22, 41 and 124.]  
Ibid. § 11.

to withhold from any officer, or district, or teacher, that part of the state appropriation derived from the revenue of the state, until such officer, district, or teacher shall have complied with the provisions of this act and its supplements, relating to his, its or their duties, and with all the rules and regulations made in pursuance thereof by the state board of education; he shall forbid the payment of said part of the state appropriation to any district in which the school or schools have not been kept according to law, or in which a public school has not been kept for at least nine months during the year next preceding the demand for payment.

[See sec. 147.]

Blanks and forms, how furnished.  
Ibid. § 12.  
[See sec. 47.]

15. He shall prepare, and cause to be printed, suitable forms for making all reports and conducting all necessary proceedings under the school laws of this state, and shall transmit them to the local school officers and teachers; he shall cause all school laws to be printed in pamphlet form, and shall annex thereto forms for making reports and conducting school business.

To decide disputes.  
Ibid. § 13.  
[See secs. 5, div. vi, and 42.]

16. He shall decide, subject to appeal to the state board of education, and without cost to the parties, all controversies or disputes that may arise under the school laws of the state or under the rules and regulations prescribed by the state board of education, the facts of which controversies or disputes shall be made known to him by written statements by the parties thereto, verified by oath or affirmation, if required, and accompanied by certified copies of all documents necessary to a full understanding of the question in dispute; and his decision shall be binding until a different decision shall be given by the state board of education.

Preserve books and apparatus.  
Ibid. § 14.

17. He shall preserve in his office such school books, apparatus, maps, charts, works on education, plans for school buildings, and other articles of interest to school officers or teachers, as may be secured without expense to the state.

File report, &c.  
Ibid. § 15.

18. He shall file all school reports of this state and of other states which may be sent to his office, and shall

keep a record of all the acts connected with his official duties, and preserve copies of all the decisions given by him.

19. He shall provide a seal, with suitable device, for use in his office, by which all his official acts and decisions may be authenticated.

Office seal.  
Ibid. § 16.

20. He shall report to the state board of education, at its annual meeting in December of each year, a statement of the condition of the public schools and of all the educational institutions receiving support from the state, which report shall contain full statistical tables of all items connected with the cause of education that may be of interest to the school officers or people of the state, together with such plans and suggestions for the improvement of the schools and the advancement of the public instruction in the state as he shall deem expedient.

Annual report.  
Ibid. § 17.

21. He shall, at the expiration of his term of office, deliver to his successor his official seal, together with all property, books and documents, maps, records, reports and other papers belonging to his office, or which may have been received by him for the use of his office.

Deliver property  
to successor.  
Ibid. § 18.

22. He shall (unless the state board of education shall, for good cause shown, otherwise direct) have power, and it shall be his duty, to direct and cause the county collector of any county to withhold from any county superintendent any portion of his salary until he has fully complied with the provisions of the act to which this is a supplement, or any of its supplements, relating to his duties; and (unless the state board of education shall, for good cause shown, otherwise direct) it shall be his duty to direct and cause the county superintendent of any county, or any board of trustees or school officers, to withhold from any officer, or district, or teacher, that part of the state appropriation derived from the revenue of the state, until such officer, district, or teacher shall have complied with the provisions of the act to which this is a supplement, or any of its supplements, relating to his, its, or their duties, and with all the rules and regulations made in pursuance of any of these acts by

Power of withholding school  
moneys. [See  
secs. 14, 41 and  
127.]  
P. L. 1872,  
Chap.  
DXXVIII, § 1.