

SENATE, No. 3149

STATE OF NEW JERSEY
219th LEGISLATURE

INTRODUCED NOVEMBER 5, 2020

Sponsored by:

Senator NELLIE POU

District 35 (Bergen and Passaic)

SYNOPSIS

Requires registration of international student exchange visitor placement organizations with Secretary of State.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning the placement of international students in
2 public schools and supplementing Title 52 of the Revised
3 Statutes.

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

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8 1. As used in P.L. , c. (C.) (pending before the
9 Legislature as this bill):

10 “International student exchange visitor” or “student” means a
11 person 18 years of age or under, or up to age 21 if enrolled or to be
12 enrolled in high school in this State, placed by an international
13 student exchange visitor placement organization, who enters the
14 United States with a nonimmigrant visa.

15 “International student exchange visitor placement organization”
16 or “organization” means a person, partnership, corporation, school,
17 or other entity that regularly arranges the placement of international
18 student exchange visitors for the purpose, in whole or in part, of
19 allowing the student an opportunity to attend school in the United
20 States.

21 “Secretary” means the Secretary of State of New Jersey.

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23 2. a. An international student exchange visitor placement
24 organization that places students in public schools in the State shall
25 register with the Secretary of State. To be eligible for registration,
26 an international student exchange visitor placement organization
27 shall:

28 (1) be in compliance with United States Department of State
29 regulations on exchange visitor programs at 22 C.F.R. s.62.1
30 through 62.17, and at 22 C.F.R. 62.25, or be certified by the
31 Council of Standards for International Educational Travel and be
32 listed on the council’s Advisory List of International Educational
33 Travel and Exchange Programs; and

34 (2) present to the secretary current credentials from the United
35 States Department of State or the Council of Standards for
36 International Educational Travel that attest to such compliance.

37 b. Registration with the secretary shall not be considered or
38 represented as an endorsement of the organization by the secretary
39 or by the State. Information provided to the secretary pursuant to
40 P.L. , c. (C.) (pending before the Legislature as this bill) is
41 a public record.

42 c. The secretary shall annually provide to the Commissioner of
43 Education a list of all registered international student exchange
44 visitor placement organizations. The commissioner shall annually
45 distribute the list to all school districts.

46 d. A person who fails to register as required pursuant to
47 P.L. , c. (C.) (pending before the Legislature as this bill) is
48 guilty of a misdemeanor.

1 3. The Secretary of State shall adopt rules and regulations
2 pursuant to the “Administrative Procedures Act,” P.L.1968, c.410
3 (C.52:14B-1 et seq.), necessary to implement the provisions of
4 P.L. , c. (C.) (pending before the Legislature as this bill).

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6 4. This act shall take effect 180 days following the date of
7 enactment except that the Secretary of State may immediately take
8 such anticipatory action as may be required to implement the
9 provisions of this act.

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12 STATEMENT

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14 This bill would require that international student exchange visitor
15 placement organizations register with the Secretary of State. An
16 international student exchange visitor placement organization is
17 defined as an entity that regularly arranges the placement of
18 international student exchange visitors for the purpose of allowing
19 the student an opportunity to attend school in the United States.
20 Under the bill, an international student is a person 18 years of age
21 or under, or up to 21 years of age if enrolled in high school, placed
22 by an international student exchange visitor placement organization,
23 who enters the United States with a nonimmigrant visa. These
24 organizations are overseen at the federal level by the United States
25 Department of State.

26 Under the bill, to be eligible for registration, an international
27 student exchange visitor placement organization must:

28 (1) be in compliance with United States Department of State
29 regulations on exchange visitor programs at 22 C.F.R. s.62.1
30 through 62.17, and at 22 C.F.R. 62.25, or be certified by the
31 Council of Standards for International Educational Travel and be
32 listed on the council’s Advisory List of International Educational
33 Travel and Exchange Programs; and

34 (2) present to the secretary current credentials from the United
35 States Department of State or the Council of Standards for
36 International Educational Travel that attest to such compliance.

37 The Secretary of State would annually provide to the
38 Commissioner of Education a list of all registered international
39 student exchange visitor placement organizations; and the
40 commissioner will annually distribute the list to all school districts.