

[First Reprint]

SENATE, No. 3149

STATE OF NEW JERSEY
219th LEGISLATURE

INTRODUCED NOVEMBER 5, 2020

Sponsored by:

Senator NELLIE POU

District 35 (Bergen and Passaic)

Senator SHIRLEY K. TURNER

District 15 (Hunterdon and Mercer)

SYNOPSIS

Requires registration of international student exchange visitor placement organizations with Commissioner of Education.

CURRENT VERSION OF TEXT

As reported by the Senate State Government, Wagering, Tourism & Historic Preservation Committee on January 14, 2021, with amendments.



(Sponsorship Updated As Of: 1/21/2021)

1 AN ACT concerning the placement of international students in
 2 public schools and supplementing Title ¹**[52]** 18A¹ of the
 3 Revised Statutes.

4
 5 **BE IT ENACTED** by the Senate and General Assembly of the State
 6 of New Jersey:

7
 8 1. As used in P.L. , c. (C.) (pending before the
 9 Legislature as this bill):

10 ¹“Commissioner” means the Commissioner of the New Jersey
 11 Department of Education.¹

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

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

23 ¹**[“Secretary” means the Secretary of State of New Jersey.]**¹

24
 25 2. a. An international student exchange visitor placement
 26 organization that places students in public schools in the State shall
 27 register with the ¹**[Secretary of State]** Commissioner of Education¹.
 28 To be eligible for registration, an international student exchange
 29 visitor placement organization shall:

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

36 (2) present to the ¹**[secretary]** commissioner¹ current
 37 credentials from the United States Department of State or the
 38 Council of Standards for International Educational Travel that attest
 39 to such compliance.

40 b. Registration with the ¹**[secretary]** commissioner¹ shall not
 41 be considered or represented as an endorsement of the organization
 42 by the ¹**[secretary]** commissioner¹ or by the State. Information
 43 provided to the ¹**[secretary]** commissioner¹ pursuant to P.L. ,
 44 c. (C.) (pending before the Legislature as this bill) is a public
 45 record.

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
 not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Senate SSG committee amendments adopted January 14, 2021.

1 c. The ¹~~['Secretary shall annually provide to the Commissioner~~
2 of Education~~'] commissioner shall annually create¹~~ a list of all
3 registered international student exchange visitor placement
4 organizations. The commissioner shall annually distribute the list to
5 all school districts.

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

9
10 3. The ¹~~['Secretary of State'] Commissioner of Education¹~~ shall
11 adopt rules and regulations pursuant to the “Administrative
12 Procedures Act,” P.L.1968, c.410 (C.52:14B-1 et seq.), necessary to
13 implement the provisions of P.L. , c. (C.) (pending before
14 the Legislature as this bill).

15
16 4. This act shall take effect 180 days following the date of
17 enactment except that the ¹~~['Secretary of State'] Commissioner of~~
18 ~~Education¹~~ may immediately take such anticipatory action as may
19 be required to implement the provisions of this act.