

[First Reprint]

SENATE, No. 3213

STATE OF NEW JERSEY
219th LEGISLATURE

INTRODUCED DECEMBER 7, 2020

Sponsored by:

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District 29 (Essex)

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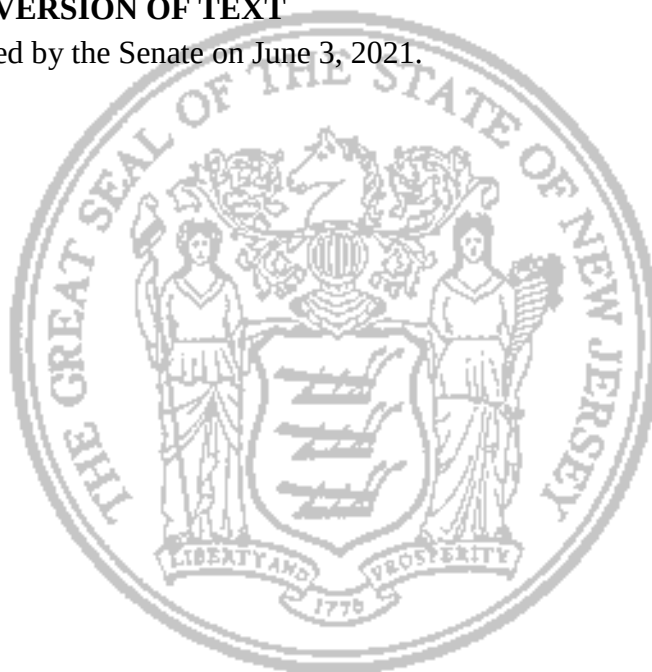
Senators Turner and Pou

SYNOPSIS

Establishes New Jersey Community Learning Program in DOE to provide comprehensive extended learning time programs in certain communities; dedicates portion of State cannabis revenue to support program.

CURRENT VERSION OF TEXT

As amended by the Senate on June 3, 2021.



(Sponsorship Updated As Of: 12/16/2020)

1 **AN ACT** establishing the New Jersey Community Learning Program
2 in the Department of Education and supplementing chapter 6 of
3 Title 18A of the New Jersey 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 “Assistance fund” means the New Jersey Community Learning
11 Assistance Fund established pursuant to section 5 of
12 P.L. , c. (C.) (pending before the Legislature as this bill).

13 “Commissioner” means the Commissioner of Education.

14 “Department” means the Department of Education.

15 “Impact district” means a school district that is located within an
16 impact zone.

17 “Impact zone” means any municipality, based on past criminal
18 marijuana enterprises contributing to higher concentrations of law
19 enforcement activity, unemployment, and poverty within parts of or
20 throughout the entity, that:

21 (1) has a population of 120,000 or more according to the most
22 recently compiled federal decennial census as of the effective date
23 of P.L. , c. (C.) (pending before the Legislature as this
24 bill); or

25 (2) ranks in the top 40 percent of municipalities in the State for
26 marijuana- or hashish-related arrests for violation of paragraph (4)
27 of subsection a. of N.J.S.2C:35-10 in the calendar year next
28 preceding the effective date of P.L. , c. (C.) (pending
29 before the Legislature as this bill); has a crime index total of 825 or
30 higher based upon the indexes listed in the most recently issued
31 annual Uniform Crime Report by the Division of State Police as of
32 that effective date; and has a municipal average annual
33 unemployment rate that ranks in the top 15 percent of all
34 municipalities for the calendar year next preceding that effective
35 date, based upon average annual unemployment rates estimated for
36 the relevant calendar year by the Office of Research and
37 Information in the Department of Labor and Workforce
38 Development.

39 “Non-school hour” includes any hour when school is not in
40 session, including before and after school and during the summer
41 recess.

42
43 2. a. There is established in the department the New Jersey
44 Community Learning Program to support the provision of

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 floor amendments adopted June 3, 2021.

1 comprehensive extended learning time programs in certain areas
2 most impacted by the criminalization of cannabis.

3 b. An impact district, in collaboration with the governing body
4 of each municipality located within the district, shall establish and
5 implement an extended learning time program that endeavors to
6 close the achievement gap and provide services for enrolled
7 students during non-school hours.

8 c. An extended learning time program may provide services at
9 one or more locations, including existing school facilities and
10 approved off-site locations. An impact district shall provide
11 participating students with transportation to and from any location
12 used to deliver program services.

13

14 3. a. Within 60 calendar days following the effective date of
15 P.L. , c. (C.) (pending before the Legislature as this bill),
16 the board of education of an impact district, in collaboration with
17 the governing body of each municipality located within the district,
18 shall conduct two public hearings to receive community input
19 concerning the establishment of an extended learning time program.

20 b. Within 120 calendar days following the effective date of
21 P.L. , c. (C.) (pending before the Legislature as this bill),
22 the board of education of an impact district shall submit a program
23 plan to the commissioner. In addition to any other information that
24 the commissioner may require, the program plan shall include:

25 (1) a detailed description of the services that will be provided
26 through the program;

27 (2) a detailed description of the background and qualifications
28 of the personnel who will supervise and staff the program;

29 (3) a schedule of the days and hours during which the program
30 will operate;

31 (4) the criteria that will be used to determine eligibility for
32 student participation in the program;

33 (5) an estimate of the number of students who will participate in
34 the program;

35 (6) the locations in which academic assistance and community
36 enrichment services will be provided;

37 (7) an estimate of the annual cost of implementing the program;
38 and

39 (8) any other information that the board of education may deem
40 necessary.

41 c. (1) Within 30 calendar days of receipt, the commissioner
42 shall approve or conditionally approve the program plan submitted
43 by each impact district. If the commissioner fails to approve or
44 conditionally approve a program plan within 30 calendar days of
45 receipt, the program plan shall be deemed approved.

46 (2) If the commissioner conditionally approves a program plan,
47 the commissioner shall transmit, in writing, to the board of
48 education of the impact district each revision to the program plan

1 that shall be necessary for approval. The program plan shall be
2 deemed approved when the board of education adopts all revisions
3 contained in the conditional approval.

4 (3) An impact district shall not implement an extended learning
5 time program before the program plan has been approved by the
6 commissioner.

7 d. After approval of the program plan, the board of education
8 of an impact district may modify the extended learning time
9 program by submitting a revised program plan to the commissioner
10 for approval. The revised program plan shall be reviewed and
11 approved in the same manner as the initial program plan.

12

13 4. a. The department shall annually distribute such funding as
14 is necessary, from the assistance fund established pursuant to
15 section 5 of P.L. , c. (C.) (pending before the Legislature
16 as this bill), to each impact district to defray the full costs of
17 implementing the extended learning time program.

18 b. All funds received by an impact district pursuant to this
19 section shall be accounted for in a special revenue fund and used
20 exclusively to implement the extended learning time program.

21 c. Notwithstanding any provision of P.L. , c. (C.)
22 (pending before the Legislature as this bill) to the contrary, no
23 impact district shall be required to implement an extended learning
24 time program during any year in which State funding is not
25 provided pursuant to this section.

26

27 5. a. There is established in the department a non-lapsing New
28 Jersey Community Learning Assistance Fund. All monies held in
29 the assistance fund shall be used exclusively to provide funding to
30 impact districts, as required in section 4 of P.L. , c. (C.)
31 (pending before the Legislature as this bill).

32 b. Beginning in State Fiscal Year 2022, there shall be annually
33 deposited into the assistance fund an amount determined by the
34 Cannabis Regulatory Commission, established pursuant to section
35 31 of P.L.2019, c.153 (C.24:6I-24), from the State revenue
36 collected from the tax imposed under the "Sales and Use Tax Act,"
37 P.L.1966, c.30 (C.54:32B-1 et seq.), as amended and supplemented,
38 or any other subsequent law of similar effect, on the receipts from
39 retail purchases of cannabis or products created from or which
40 included cannabis.

41 c. If in any year, the amounts deposited into the assistance fund
42 pursuant to subsection b. of this section are insufficient to support
43 the full distribution of funding to impact districts, as required in
44 section 4 of P.L. , c. (C.) (pending before the Legislature
45 as this bill), the State shall appropriate such additional amounts as
46 are necessary from the Property Tax Relief Fund to the assistance
47 fund.

1 6. The State Board of Education shall adopt regulations
2 pursuant to the "Administrative Procedure Act," P.L.1968, c.410
3 (C.52:14B-1 et seq.) to effectuate the provisions of
4 P.L. , c. (C.) (pending before the Legislature as this bill).

5

6 7. This act shall take effect immediately¹【, or on the effective
7 date of an amendment to the State Constitution to legalize cannabis
8 for personal, non-medical use by adults who are 21 years of age or
9 older, whichever occurs later】¹.