

**EXCERPT FROM THE MINUTES OF THE REGULAR PUBLIC MEETING OF THE  
BOARD OF EDUCATION OF RIDGEWOOD  
BERGEN COUNTY, N.J. AS RECORDED IN THE  
OFFICIAL MINUTE BOOK**

The Board of Education of Ridgewood, in the County of Bergen, New Jersey, convened in public session on Monday, December 5, 2011 at 7:31 p.m. in the Education Center, 49 Cottage Place, Ridgewood, New Jersey.

The following members of the Ridgewood Board of Education were present:

Ms. Sheila Brogan; Ms. Christina Krauss; Mr. Vincent Loncto; Mr. Robert Hutton, Vice-President; Ms. Michele Lenhard, Board President

The following members were absent: None

**VI. CONSENT ITEMS**

**B. ADMINISTRATION**

**i. Approval: Resolution in Support of the Allamuchy School District**

Whereas, the Ridgewood Board of Education is concerned that adherence to the Harassment, Intimidation, and Bullying (HIB) Law creates a significant drain on the human and financial resources of the District; and

Whereas, the Ridgewood Board of Education believes that this law is an unfunded mandate; and

Whereas the Allamuchy Board of Education seeks to have this law set aside because it is an unfunded mandate; therefore

The Ridgewood Board of Education enthusiastically supports the Allamuchy Board of Education in its application for summary judgment as follows:

- A. Declaring that section 14 of P.L. 2010ch.122 amending section 5 of P.L. 2002 Ch.8 (N.J.S.A. 18A:37-17)which statute requires schools and school districts annually to establish, implement, document and assess bullying prevention programs or approaches and other initiatives involving school staff, students, administrators, volunteers, parents, law enforcement and community members so as to create school-wide conditions to prevent and address harassment, intimidation and bullying is an unfunded mandate in violation of N.J. Const. Art. VIII, §2, ¶5 and N.J.S.A. 52:13H-2 and shall cease to be mandatory in effect and shall expire.
- B. Declaring that section 17 of P.L. 2010 Ch. 122 which is codified at N.J.S.A. 18A:27-20 which statute requires local school districts to create and staff new work titles of anti-bullying specialist and anti-bullying coordinator and to train those individuals is an unfunded mandate in violation of N.J. Const. Art. VIII, §2, ¶5 and N.J.S.A 52:13H-2 and shall cease to be mandatory in effect and shall expire.
- C. Declaring that section 18 of P.L. 2010 Ch. 122 which is codified at N.J.S.A. 18A:37-21 which statute requires each school district to establish a school safety team in each school is an unfunded mandate in violation of N.J. Const. Art VIII, §2, ¶5 and N.J.S.A. 52:13H-2 and shall cease to be mandatory in effect and shall expire to the extent that any compulsory appointment to the team requires payment of compensation for such service.
- D. Declaring that section 12 of P.L. 2010 Ch. 122 amending Section 3 of P.L. 2002, c.83 (C.18A:37-15) which statute provides in subsection 3(b)(7) that a district's policies must make provision for "the range of ways in which a school will respond once an incident of harassment, intimidation or bullying is identified, which shall be defined by the principal in conjunction with the school anti-bullying specialist, but shall include an appropriate

combination of counseling, support services, intervention services, and other programs, as defined by the commissioner” thereby requiring the district to provide services, all of which are not funded by the State and therefore will require local funds is an unfunded mandate in violation of N.J. Const. Art VIII, §2, ¶5 and N.J.S.A. 52:13H-2 and shall cease to be mandatory in effect and shall expire.

Upon passage of this resolution, the Board Secretary is ordered to forward it to Governor Chris Christie, Lieutenant Governor Kim Guadagno, Senator Kevin J. O’Toole, Assemblyman Scott T. Rumana, Assemblyman David C. Russo, Acting Commissioner of Education Chris Cerf, the Bergen County Association of School Business Officials, the New Jersey Association of School Administrators, the New Jersey Association of School Business Administrators, the Bergen County School Boards Association, the New Jersey School Boards Association, the Garden State Coalition of Schools, and the Unfunded Mandate Commission.

Ms. Lenhard moved approval of Consent Item B – Administration.

Ms. Brogan seconded the motion, which carried by the following roll-call vote:

AYES: Ms. Brogan, Ms. Krauss, Mr. Loncto, Mr. Hutton, Ms. Lenhard

NAYS: None

I certify that this is a true and correct excerpt from the Ridgewood Board of Education minutes.

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Date

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Jennifer Ulman  
Assistant Board Secretary