

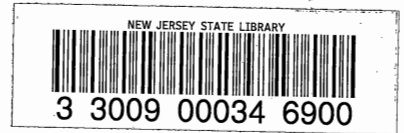
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MEMORANDUM FOR NEWSPAPER CORRESPONDENTS

Release for use in  
Newspapers of Thursday,  
April 13, 1944 and  
thereafter.

Attached hereto is a copy of a letter of transmittal to Governor Walter E. Edge from the New Jersey Commission on State Administrative Reorganization presenting the Commission's third report, also a memorandum and summary explaining the Commission's recommendations which provide for the establishment of a reorganized and consolidated Department of Education.

Copies of the three bills creating the new department are also attached. These bills will be introduced in the Assembly Wednesday afternoon, April 12, by Assemblyman Jones.

Copies of the bills, the letter of transmittal, the memorandum and summary are given to newspapermen in order to facilitate handling.

NEW JERSEY COMMISSION ON  
STATE ADMINISTRATIVE REORGANIZATION



NEW JERSEY,  
COMMISSION ON STATE  
ADMINISTRATIVE REORGANIZATION, NEWS RELEASE

WALTER JONES  
HOUSE OF ASSEMBLY  
NORWOOD, N. J.

CHARLES A. EATON, JR.  
STATE CHAMBER OF COMMERCE  
605 BROAD STREET, NEWARK 2, N. J.

CHARLES R. ERDMAN, JR., CHAIRMAN  
150 EAST STATE STREET, TRENTON 7, N. J.

April 12, 1944

SENATOR, C. WESLEY ARMSTRONG, JR.  
BROAD STREET BANK BLDG.  
TRENTON 8, N. J.

ALFRED E. DRISCOLL  
COMMISSIONER OF ALCOHOLIC BEVERAGE CONTROL  
1060 BROAD STREET, NEWARK 2, N. J.

Hon. Walter E. Edge  
Governor  
State of New Jersey  
State House  
Trenton, N. J.

Dear Governor Edge:

The Commission on State Administrative Reorganization herewith submits Part III of its Report.

The bills accompanying this report propose the consolidation and reorganization of seven boards and agencies whose functions concern the educational and cultural services of the State. Under the plan proposed by the Commission, one agency, the new State Department of Education, will assume the responsibility for these vital public services.

The educational policies of the State affect intimately the lives and well being of all our citizens. The Commission, therefore, recommends that the bills accompanying this report be introduced in the Legislature immediately so that the people of New Jersey may study these proposals and notify the members of the Legislature of their opinions during the interim between the present session and the special session to be called on or about May 20.

The cooperation of the Commissioner of Education, the chairmen and the members of the boards to be abolished under these proposals has been most helpful and inspiring to this Commission. Each has worked to achieve the best possible organization of the educational and cultural services of the State. The adoption of the proposed plan will give New Jersey an educational framework at the State level which will equal those of the very few states now recognized as having the best educational systems in the country.

Respectfully submitted,

CHARLES R. ERDMAN, JR., Chairman

C. WESLEY ARMSTRONG, JR.

ALFRED E. DRISCOLL

CHARLES A. EATON, JR.

WALTER JONES

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### PART III

#### Memorandum on the Bills Establishing a State Department of Education

Under present laws the agencies now charged with the supervision and control of the educational services of the state are;

- (1) The State Board of Education with ten members charged with the control and supervision of elementary and secondary public schools; the provision of teacher training institutions and the making of policies therefor; the licensing of all private schools; and the authorization of colleges to confer degrees.
- (2) The State Commissioner of Education, appointed like the State Board of Education, by the Governor with the advice and consent of the Senate. He is the secretary and chief executive of the State Board but also possesses certain legally conferred powers independent of that Board.
- (3) The State Board of Regents with seven members charged with the determination of the State's needs for higher education and with the power to contract with higher institutions of learning for services to meet those needs.
- (4) The Board of Visitors composed of twenty-one members, one from each county, appointed by the Governor with the advice and consent of the Senate and charged with the visitorial powers in connection with the State Agricultural College, being the Rutgers Scientific School.
- (5) The Board of Managers, composed of the Board of Visitors and three ex-officio members, the Governor, the President of Rutgers and the Professor of Agriculture, charged with the direction and management of the New Jersey Agricultural Experiment Station.
- (6) The State Library Commission whose membership is ex-officio. This Commission selects the State Librarian and operates a law library and general reference library.
- (7) The Public Library Commission which conducts an extension service, loans books to county and municipal libraries and encourages the establishment of new public libraries through grants in aid.
- (8) The State Museum which is now in the State Department of Conservation and Development.

The charging of so many boards and commissions, as well as the commissioner of education, with independent duties and powers results in a lack of co-ordination and of unity of purpose which is inefficient and not conducive to the sound development of educational policy for all the citizens of the State.

Furthermore, there has been a failure to clarify the relationship between the State of New Jersey and Rutgers through a recognition in legal form of facts long apparent; namely, the closely intertwined educational and property interests of the State and of the Trustees of Rutgers College. This has not been done although the Legislature for more than fifty years has chosen to make use of the facilities afforded by Rutgers to a major degree in providing services of higher education for the younger citizens of the State.

The proposed bills accompanying this report will provide a unified and well integrated State Department of Education charged with the responsibility of planning and directing all the educational services of the State. The program presented herewith recognizes the long and historic relationship between Rutgers and the State and designates the entire institution as the State University of New Jersey. This is done, however, without altering the present relationship between the State and the various schools of industrial education now receiving State funds or precluding the possibility of the selection of other institutions of higher education in New Jersey for use in any broadened program in the post-war period.

The State under the proposed legislation will actively participate in the management of the State University of New Jersey (Rutgers). This will be effected by the addition of ex-officio Trustees and by the appointment by the Governor with the advice and consent of the Senate of five Public Trustees so that approximately one-third of the total membership of the Trustees will represent the State Government and the public.

Moreover, the annual budget of the State University will be presented to the State Board of Education and requests for legislative appropriations will be made upon joint recommendation of the Board and the Trustees. Within such appropriations the Board of Education, like the present Board of Regents, will then contract in behalf of the State with the Trustees for educational services. The Board will also have the power and authority to audit any of the accounts of the University to determine that the terms of the contract purchasing educational services for the people of the State are being carried out and to exercise the visitorial powers of the Board of Visitors, which Board will be abolished.

At present only the employees of the Agricultural College, of the New Jersey College for Women and of the two Agricultural Experiment Stations may become members of the State Employees Retirement System. Under the provisions of Section 10, of bill "c", all employees of the State University of New Jersey will be eligible to join this system.

The estimated cost, if all remaining employees take advantage of this privilege, will be \$75,000 per annum. While the Commission recognizes that this proposal is not an integral part of its reorganization plan, it recommends its inclusion. The Commission believes that a sound retirement system for employees improves the quality of the work performed. Accordingly, this would benefit the cause of higher education in New Jersey.

\* \* \* \*

## SUMMARY OF BILLS

The proposed bills will:

- I. Consolidate the following State agencies:
  1. State Board of Education
  2. State Board of Regents
  3. Board of Visitors
  4. Commissioner of Education
  5. State Library
  6. Public Library Commission
  7. State Museum
- II. Create a State Department of Education headed by a Board of twelve members appointed by the Governor with the advice and consent of the Senate for a twelve year term. The Board will appoint the Commissioner of Education with the approval of the Governor. The Commissioner will serve at the pleasure of the Board and receive a salary of \$15,000. He will be the chief administrative and executive officer of the Board.
- III. Establish a Division of the State Library and Museum within the Department. The Director of this Division will be appointed by the Commissioner with the approval of the Board and will be a "career man" under civil service. Bureaus will be established within the Division so that the various library and museum services now being rendered will receive adequate direction to provide for their increasing usefulness to the citizens of the State. Representation of those especially interested in library and in museum services will be provided through an Advisory Council of ten members appointed by the Governor with the advice and consent of the Senate.
- IV. Designate collectively as the State University of New Jersey the:
  - (a) State Agricultural College
  - (b) Agricultural Experiment Station
  - (c) The New Jersey Agricultural Experiment Station
  - (d) All other departments of Rutgers College
- V. Add to the Board of Trustees of Rutgers College four ex-officio and five appointed trustees representing the State Government and the public.
- VI. Provide for the utilization of the educational facilities of the State University by appropriation and by contract in amounts to be determined by the Legislature.
- VII. Amplify the powers and duties of the State Board of Education so that it may establish standards of higher education, as well as vest it with the powers and duties of the Board of Regents and of the Board of Visitors.
- VIII. Continue the Board of Managers who will be appointed by the Trustees of the State University.

\* \* \*

Bill "A"

AN ACT to establish in this State a State Department of Education and amending sections 18:2-1, 18:2-4, 18:2-9, 18:3-1, 18:3-2, 18:3-3, 18:3-4, 18:3-6 and 18:3-9, repealing sections 18:22-1 to 18:22-14, inclusive, and supplementing Title 18 of the Revised Statutes.

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

1. Section 18:2-1 of the Revised Statutes is amended to read as follows:

18:2-1. There hereby is established a State Department of Education, which shall consist of a State Board of Education and a Commissioner of Education, with such divisions, bureaus, branches, committees, officers and employees as are specifically referred to in this Title and as may be constituted or employed by virtue of the authority conferred by this Title and by any other law.

[The State Board of Education created and established by an act entitled "A supplement to an act entitled 'An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof,' approved October nineteenth, one thousand nine hundred and three," approved April twenty-seventh, one thousand nine hundred and eleven (L.1911, c.231, p.506), as amended and supplemented is continued.]

The terms of office of all of the present members of the present State Board of Education shall expire, on the thirtieth day of June, one thousand nine hundred and forty-four.

[The general supervision and control of public instruction shall be vested in the State Board.]

The State Board of Education established hereby shall consist of [ten] twelve members, [ not ~~more~~ <sup>less</sup> than two of whom shall be women, ] not more than [five of whom shall be members of the same political party, and not more than] one of whom shall be a resident of any one county.

The members shall be citizens of this State who have resided within the State for not less than five years immediately preceding their appointment.

The members shall be appointed by the Governor by and with the advice and consent of the Senate [for a term of eight years] for terms of twelve years except that the first members shall be appointed for terms which shall commence on the first day of July nineteen hundred and forty-four, and shall continue one for one year, one for two years, one for three years, one for four years, one for five years, one for six years, one for seven years, one for eight years, one for nine years, one for ten years, one for eleven years and one for twelve years.

Vacancies in said Board occurring from any cause shall be filled in like manner but for the unexpired term only. All members shall continue in office after the expiration of their respective terms until their respective successors are appointed and qualified.

[Vacancies shall be filled for the unexpired term.]

The general supervision and control of public instruction in this State and of the State Department of Education shall be vested in the State Board.

2. Section 18:2-4 of the Revised Statutes is amended to read as follows;
- 18:2-4. The state board may:
- a. Frame and modify by-laws for its own government, and elect its president and other officers;



- b. Prescribe and enforce rules and regulations necessary to carry into effect the school laws of this state;
- c. Prescribe rules and regulations for holding teachers' Institutes and teachers meetings called by the commissioner;
- d. Decide appeals from the decisions of the commissioner [ ; ] , prescribe and enforce rules and regulations for the conduct and hearing of such appeals and refer the conduct and hearing of such appeals to a committee of not less than three in number of its members, which committee shall, after consideration, report thereon and recommend its conclusions to the board, and the board may thereupon decide such appeal by resolution in open meeting or order further argument before such board, as such board shall determine; and
- e. Make and enforce rules and regulations for the examination of teachers, and the granting of certificates or licenses to teach, for each of which certificates a fee of not less than five dollars shall be charged.

In addition to the other powers conferred by law upon the state board, it shall:

- f. Prescribe a uniform and simple system of bookkeeping for use in all school districts, and compel all school districts to use the same;
- [g. Appoint, upon application, a supervisor principal over schools in two or more districts whenever in its opinion it is advisable so to do, and apportion the expense equitably among the districts;]
- [h] g. Withhold or withdraw its approval of any secondary school whenever in its opinion its academic work, location or enrollment and per capita cost of maintenance shall not warrant its establishment or continuance;

- [i] h. Except as provided by [ section ] sections 18:14-5 and 18:14-7 of this title, fix rates to be paid by a district for the tuition of children sent from it to the schools of other districts, when the districts cannot agree among themselves as to the proper rates, and require any districts having the necessary accommodations to receive pupils from other districts at rates agreed upon or which it may fix in the event of disagreement;
- [j] i. Compel the production at such time and place within the state as it may designate of any and all books, papers and vouchers in any way relating to schools or to the receipt or disbursement of school moneys; compel the attendance before it or before any of its committees or before the commissioner or one of his assistants at such time and place as it may designate of any member of a board of education or of any person in the employ of a board of education, and suspend from office any person refusing to attend or to submit such books, papers and vouchers as he may have been directed to produce;
- [k] j. Issue subpoenas signed by its president and secretary compelling the attendance of witnesses and the production of books and papers in any part of the state before it or before any of its committees or before the commissioner or one of his assistants [.] ;
- k. Establish standards of higher education;
- l. License institutions of higher education as authorized by sections 18:20-5, 18:20-6, and 18:20-7;

- m. Approve the basis or conditions for conferring degrees as authorized by sections 18:20-8, 18:20-9, and 18:20-10;
- n. Develop the coordination of all institutions of higher education in the state and their articulation with the elementary and secondary schools;
- o. Advance the education of people of all ages;
- p. Require from institutions of higher education such reports as may be necessary to enable the state board to perform the duties imposed upon it by statute;
- q. Survey the needs for higher education and the facilities available therefor and recommend to the legislature procedures and facilities to meet such needs;
- r. Advise with the State University of New Jersey regarding its annual budget and make with the State University joint recommendations to the Governor and the legislature in support of such budget, and make with the State University contracts in behalf of the state in accordance with legislative appropriations;
- s. Make to the legislature such recommendations as the state board deems necessary with regard to appropriations that may be required for services to be furnished by other institutions of higher education and make contracts in behalf of the state with such institutions in accordance with legislative appropriations; provided, that no disbursement of moneys so appropriated shall be made to any such institution or institutions utilized by the state for the purpose of public higher education, except on recommendation of the state board; and the state board shall see to the application of the money for such purposes;

t. Exercise visitorial general powers of supervision and control over such institutions of higher education as may be utilized by the state. Its visitorial general powers of supervision and control are hereby defined as visiting such institutions of higher education to examine into their manner of conducting their affairs and to enforce an observance of their laws and regulations and the laws of the state;

u. The state board shall have all other powers requisite to the performance of its duties.

3. Section 18:2-9 of the Revised Statutes is amended to read as follows:

18:2-9. The state board shall, through the commissioner, have control and management of the New Jersey [ school for the deaf ] School for the Deaf and the [ manual training and industrial school for colored youth ] Manual Training and Industrial School for Colored Youth.

4. No disbursement of the moneys appropriated by the state for the purposes of public higher education shall be made to any institution wholly or in part under the control of a religious denomination or in which a denominational tenet or doctrine is taught.

5. Section 18:3-1 of the Revised Statutes is amended to read as follows:

18:3-1. The [ A ] commissioner of education shall be appointed by [ the governor, by and with the advice and consent of the Senate, for a term of five years, commencing July first, and until his successor is appointed. ] the state board subject to the approval of the Governor and shall hold office at the pleasure of the state board.

The commissioner shall be selected without regard to residence within or without this state.

He shall receive a salary of Fifteen Thousand Dollars (\$15,000.00) per annum, payable in equal semi-monthly installments.

The term of office of the present commissioner of education shall expire on June thirtieth, one thousand nine hundred and forty-four, but he shall continue in office until a new commissioner is appointed as hereinbefore provided and qualified.

6. Section 18:3-2 of the Revised Statutes is amended to read as follows:

18:3-2. The commissioner [with the advice and consent] subject to the approval of the state board shall appoint [five] six assistant commissioners of education, each at an annual salary of seven thousand dollars, and designate one of them to act in his place during his absence. Of such [five] six assistants the commissioner shall designate:

- [a. One to act as supervisor of secondary education, and define his duties, and cause him to devote his entire time to the duties of his office;
- b. One to act as supervisor of elementary education, and define his duties;
- c. One to act as supervisor of industrial education, including agriculture, and define his duties;
- d. One to hear all controversies and disputes which may arise under the school laws, or the rules and regulations of the state board, or of the commissioner, subject, however, to a right of appeal to the state board; and
- e. One to supervise and direct business matters, and define his duties.]

- a. One to act as supervisor of elementary education;
- b. One to act as supervisor of secondary education;
- c. One to act as supervisor of higher education;
- d. One to act as supervisor of industrial and vocational education, including agriculture and home economics;
- e. One to hear all controversies and disputes which may arise under the school laws, or the rules and regulations of the state board, or of the commissioner, subject, however, to the right of appeal to the state board; and
- f. One to supervise and direct business matters.

7. Section 18:3-3 of the Revised Statutes is amended to read as follows:

18:3-3. The commissioner[ with the advice and consent] subject to the approval of the state board shall [;]

- [a. Appoint an inspector of buildings who shall devote his entire time to the duties of his office. The commissioner may likewise appoint one or more assistants as may be necessary; and
- b. Appoint an inspector of accounts who shall devote his entire time to the duties of his office.]

appoint and fix the compensation of directors, inspectors, and assistants to perform the following services:

- a. Inspection of buildings
- b. Inspection of accounts
- c. Research
- d. Supervision of health education
- e. Secretary of the state board of examiners

- f. Issuance of academic qualifying certificates
- g. Supervision of adult education
- h. Supervision of teacher training
- i. Supervision of special classes for subnormal, blind, deaf, and physically handicapped children; and
- j. Such other special services as the state board may deem necessary.

The commissioner, subject to the approval of the state board, may combine the duties of two or more special service departments under one head, and may assign to an assistant commissioner the duties of one or more of the directors of special services, inspectors, or assistants. The commissioner in his capacity as chief executive of the state board, shall be authorized, within the provisions of the state law, to assign duties to the assistant commissioners, the directors of special service departments, the secretary of the state board of examiners, the inspectors, and other assistants and employees

8. Section 18:3-4 of the Revised Statutes is amended to read as follows:

18:3-4. The commissioner shall be considered the "head" of the department within the contemplation of Title 11 Civil Service and may employ such clerks and other employees as he may deem necessary and fix their compensation subject to the provisions of said Title [11, Civil Service], except where otherwise provided by statutes. The compensation of clerks and other employees employed as authorized in this section shall be payable semi-monthly on the certificate of the commissioner, and shall not exceed in the aggregate the sum annually appropriated therefor by the legislature.

9. Section 18:3-5 of the Revised Statutes is amended to read as follows:

18:3-5. The commissioner with the advice and consent of the state board shall designate one of the clerks in the department [of public instruction] to act as secretary of the state board and to perform such services as it may require.

10. Section 18:3-6 of the Revised Statutes is amended to read as follows;

18:3-6. A suitable office to be known as the State Department of Education [ department of public instruction ] shall be provided [ for the commissioner ] in Trenton.

The necessary expenses incurred in the department shall be paid in the manner provided by law.

11. The commissioner shall continue, subject to the general direction and control of the state board, to have, exercise, and perform the functions, powers, and duties now conferred or imposed by statute upon the commissioner; except that, notwithstanding any provisions of law to the contrary, any powers, duties, or functions heretofore conferred or imposed upon the commissioner to determine policies and to make regulations shall hereafter be exercised subject to the approval of the state board, and the duty and power to execute such policies and to administer such regulations shall be conferred and imposed upon the commissioner; and notwithstanding any provisions of law to the contrary, any power, duty or authority to make appointments, except the appointment of the commissioner, and to fix compensation heretofore conferred upon the state board or the commissioner shall hereafter be conferred upon the commissioner and exercised by him subject to the approval of the state board and subject to the provisions of Title 11, relating to civil service, where civil service applies, except where otherwise provided by law.

12. The commissioner shall be the chief executive and administrative officer of the department and the official agent of the State Board for all purposes. He shall likewise be the budget officer, and, unless some other official be designated by the state board for the purpose, he shall be its fiscal officer. He shall have general charge and supervision of the work of the department.



13. The commissioner may issue subpoenas compelling the attendance of witnesses and the production of books and papers in any part of the state before him or one of his assistants.

14. Section 18:3-9 of the Revised Statutes is amended to read as follows:

18:3-9. The commissioner shall keep a record of all his official acts and preserve copies of all of his acts, orders and decisions, and of all papers deposited or filed in the department [ of public instruction ] . Copies so authenticated shall be evidence equally with and in like manner as the originals.

15. All officers and employees of the State Board of Regents, of the present State Board of Education, department of public instruction or commissioner of education shall as of the first day of July, one thousand nine hundred and forty-four, be transferred to the State Department of Education, there to perform duties as nearly similar as possible to those performed by them for the State Board of Regents, the present State Board of Education, department of public instruction and commissioner of education as the case may be but without diminution in salary or change in civil service status.

16. The appropriations for the fiscal year 1944-1945 made to the State Board of Regents, for administrative purposes and for the Newark Technical School and Newark College of Engineering, to the present Commissioner of Education and to the present State Board of Education and to or for any officer, bureau, institution or fund under the control or supervision of the present State Board of Education or the present Commissioner of Education, are transferred to the state board of education to be used for the purposes for which the appropriations were made.

17. Sections 18:22-1 to 18:22-14, inclusive of the Revised Statutes are repealed.

18. This act shall take effect the first day of July, one thousand nine hundred and forty-four.

#### STATEMENT

The object of this bill is to reorganize the State Department of Education. The present ten-member State Board of Education is abolished. A new board of twelve members is constituted to be appointed by the Governor by and with the advice and consent of the Senate. The State Board will appoint the Commissioner of Education with the approval of the Governor, and will exercise general supervision over the schools, determine policies, and make regulations. The commissioner will be the chief administrative and executive officer of the board and will, under the direction of the state board, carry out its policies and administer its regulations.

The Board of Regents is abolished and its functions will hereafter be performed by the Board of Education.

Bill "B"

AN ACT to create a division of the State Library and Museum in the State Department of Education and repealing sections 13:1-1, 47:2-1, 47:2-2, 47:2-9, 52:26-1, 52:26-4, 52:26-6, 52:26-7, 52:26-14 to 52:26-20, inclusive, of the Revised Statutes.

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

1. There is hereby created in the state department of education a division of the State Library and Museum consisting of a director and an advisory council, hereinafter referred to as the "division".

2. The Director of the division shall be known as the State Librarian. He shall be appointed by, and his salary shall be fixed by, the Commissioner of Education with the approval of the Board of Education.

He shall be in the classified service of the civil service of the State and shall prior to his appointment have had at least one year of training in an accredited school of library science and at least four years of library experience in a responsible administrative capacity.

The State Librarian may serve, without additional compensation, as the head of one or more bureaus within the Division.

3. There shall be established within the Division the following bureaus:

- a. The Law Library which shall include the Legislative Reference Bureau.
- b. The General Reference Library.

- c. The Public Record Office.
- d. The Public Library Services Bureau which shall include the interloan service, the traveling library service, the library extension service and the library advisory service.
- e. The State Museum.

4. The director shall head the division and shall, under the supervision of the commissioner of education, direct and administer the work of the division, organize the bureaus within the division, prescribe their powers and duties, appoint bureau heads and other employees and fix their compensation except as may be otherwise provided by law.

The director, under the supervision of the commissioner, may prescribe such rules and regulations, not inconsistent with law, as may be necessary to affectuate his powers and duties under this act.

5. The head of the bureau of the law library shall be a graduate of an accredited law school, and shall have had at least one year of training in an accredited school of library science. The heads of the bureaus of general reference library and of public library services shall prior to their respective appointments, have had at least one year of training in an accredited school of library science and at least two years of library experience in a responsible administrative capacity.

6. The head of the bureau of the state museum shall be the curator of its collections and exhibits.

The curator shall prior to his appointment have had general museum experience in a responsible administrative capacity.

7. The present state museum, including all its collections and exhibits, is hereby transferred to, and shall hereafter be under the control and management of the division.

8. The curator, under the direction and supervision of the director, shall:

- a. collect and preserve relics, antiques and mementos pertaining to the establishment of the State;
- b. acquire and arrange items, collections and exhibits indicative of the early life and growth of the State;
- c. acquire and arrange items, collections and exhibits of the natural, industrial and economic resources of the State.

9. The advisory council of the division shall consist of ten members appointed by the Governor with the advice and consent of the Senate, each for a term of five years and until his successor has been appointed and qualified, except that of those first appointed one shall be appointed for a term of one year, one for two years, one for three years, one for four years and one for five years, and the persons in office upon the effective date of this act as appointed members of the public library commission shall continue in office, for the remainder of their respective terms, as members of the advisory council.

The advisory council may divide itself into two committees consisting of five members each, one to advise in the performance of the library function of the division and the other to advise in the performance of the museum function of the division. Such division shall be made by agreement between the members and in case of disagreement by the Commissioner of Education.

10. Members of the advisory council shall serve without compensation but shall be reimbursed for necessary expenses incurred in the performance of their duties under this act.

11. The advisory council, in addition to such other powers and duties as may be vested in it by law, shall:

- a. upon recommendation of the director, adopt, amend and rescind, and from time to time revise, rules not inconsistent with this or any other act, for the regulation of the public use of the facilities operated by the division;
- b. advise and consult with the director with respect to the functions of the division;
- c. develop criteria for the selection and acquisition of educational, literary and scientific items and collections;
- d. study and evaluate the public services rendered by the division and recommend to the director appropriate items for addition to the division's collections, or for discard.

12. The council may establish reasonable fines and penalties to be imposed for violations of rules and regulations prescribed under this act. All such fines and penalties shall be recoverable by the Attorney-General in any court of competent jurisdiction.

13. The functions, powers and duties, records and property of the board of commissioners governing the State Library, of the present State Librarian, of the Public Library Commission, of the Board of Commissioners governing the Public Record Office, of the Director of the Public Record Office and of the Board of Conservation and Development, exercised and used in the control and management of the State Museum, hereby are transferred to and vested in the State Librarian established under this Act to be exercised by him pursuant to the provisions of this Act.

14. The employees of the Board of Commissioners governing the State Library, of the present State Librarian, of the Public Library Commission, of the Board of Commissioners governing the Public Record Office and of the Board of Conservation and Development, who are assigned to the State Museum, hereby are transferred to the Division of State Library and Museum without diminution in salary or change in civil service status.

15. All appropriations made or to become available to the Board of Commissioners governing the State Library, the present State Librarian, the Public Library Commission, the Board of Commissioners governing the Public Record Office, and the Board of Conservation and Development, for the management and maintenance of the State Museum, hereby are transferred to the Division of State Library and Museum.

16. Sections 13:11-1; 47:2-1, 47:2-2, 47:2-9; 52:26-1, 52:26-4, 52:26-6, 52:26-7; 52:26-14 to 52:26-20 inclusive, of the Revised Statutes are repealed.

17. This act shall take effect the first day of July one thousand nine hundred and forty-four.

BILL "C"

AN ACT designating the State College for the Benefit of Agriculture and the Mechanic Arts, the Agricultural Experiment Station, The New Jersey Agricultural Experiment Station and the other departments of higher education maintained by The Trustees of Rutgers College in New Jersey collectively as the State University of New Jersey, providing for participation by the State of New Jersey in the management of the State University of New Jersey through ex-officio Trustees and through Public Trustees and for the utilization of its educational facilities for public higher education by the State of New Jersey by appropriation and by contract, extending the visitorial powers of the Board of Visitors and transferring its powers to the State Board of Education, providing for the planning of the development of public higher education by the State Board of Education and the State University of New Jersey, and permitting membership by employees of the State University of New Jersey in the State Employees Retirement System.

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Whereas, the Trustees of Queen's College in New Jersey was created a body corporate and politic by royal charter granted November 10, 1766, which was amended by a royal charter granted March 20, 1770, which also established a college called "Queen's College"; and

Whereas, the said charter was altered, amended and confirmed by the Council and General Assembly of this State by an Act adopted June 5, 1781 and again by an Act adopted May 31, 1799; and

Whereas, the name of Queen's College was changed to "Rutgers College" and the name of the Trustees of Queen's College in New Jersey was changed to



"The Trustees of Rutgers College in New Jersey" by an Act of the Legislature of this State adopted November 30, 1825; and

Whereas, the United States of America by an Act approved July 2, 1862, known as the "First Morrill Act," granted public lands and land scrip to the several states for "the endowment, support and maintenance of at least one college" by each State "where the leading object shall be, without excluding other scientific and classical studies, and including military tactics, to teach such branches of learning as are related to agriculture and the mechanic arts, in such manner as the Legislatures of the States may respectively prescribe, in order to promote the liberal and practical education of the industrial classes in the several pursuits and professions in life," the Colleges so endowed, supported and maintained in the several States being known as "Land Grant Colleges"; and

Whereas, it was provided by the First Morrill Act that no State should be entitled to the benefits thereof unless it should express its acceptance thereof by its Legislature within two years from the date of its approval by the President; and

Whereas, the State of New Jersey, by an Act approved March 21, 1863, accepted the grant of land and land scrip under the First Morrill Act and appointed Commissioners to receive from the Secretary of the Interior of the United States the land scrip to which the State was entitled and, by an Act approved April 4, 1864, directed that the Commissioners semi-annually pay over to The Trustees of Rutgers College in New Jersey the interest of the fund which might result from the sale of said scrip to be devoted "wholly and exclusively to the maintenance in that Department of Rutgers College known as Rutgers Scientific School, of such courses of instruction as (including the courses of instruction already established by said Trustees) shall carry out the intent of said Act of Congress in the manner specifically

prescribed" by the First Morrill Act, thereby designating Rutgers Scientific School, a Department of Rutgers College maintained by The Trustees of Rutgers College in New Jersey, the Land Grant College in New Jersey, with the direction that The Trustees of Rutgers College in New Jersey should "furnish gratuitous education in said courses of instruction to pupils of said school in such manner as the Legislature shall prescribe" provided that The Trustees of Rutgers College in New Jersey should obligate itself "to erect additional and adequate buildings as soon as the same may become necessary without charge to or upon the State, and in like manner to furnish and provide a suitable tract of land conveniently located for an experimental farm"; and

Whereas, the State of New Jersey, by an Act approved April 4, 1864, provided for the appointment by the Governor with the advice and consent of the Senate of a Board of Visitors "to visit the said school at least twice in each year, and to make report thereon to the Legislature" \*\*\* "with general powers of supervision and control"; and

Whereas, The Trustees of Rutgers College in New Jersey, by resolution dated April 13, 1864, accepted the grant made by the first Morrill Act and the Act of the Legislature approved April 4, 1864 and has since fulfilled and complied with the provisions thereof; and

Whereas, the Commissioners for the sale of the land scrip donated to the State by the United States and for the investment of the proceeds thereof were designated "The Commissioners of the Agricultural College Fund" by an Act approved April 13, 1864; and

Whereas, the United States of America, by an Act approved August 30, 1890, known as the "Second Morrill Act", made additional appropriations for "the more complete endowment and maintenance" of Land Grant Colleges established under the act approved July 2, 1862 for "instruction in agriculture, the mechanic arts, the English language and the various branches of mathe-

mathematical, physical, natural and economic science with special reference to their applications in the industries of life, and to the facilities for such instruction", which was accepted by the State of New Jersey by an Act of the Legislature approved February 10, 1891 by which it was directed that moneys received and to be received under the Second Morrill Act should be paid over "to the Treasurer of Rutgers College, for the more complete endowment and maintenance of the Agricultural College or Agricultural Department of the College established" in accordance with the First and Second Morrill Acts; and

Whereas, the United States of America, by an Act of Congress approved March 4, 1907 known as the "Nelson Amendment", made additional appropriations for the endowment and maintenance of Land Grant Colleges; and

Whereas, the State of New Jersey, by an Act approved June 13, 1895 transferred the proceeds of the sale of the land scrip received under the First Morrill Act to the sinking fund of the State and provided for the payment of the income conformably to the First Morrill Act; and

Whereas, the Charter of March 20, 1770 provided that the Governor, the President of the Council, the Chief Justice and the Attorney General of the Province of New Jersey, for the time being, should be Trustees of Queen's College and the number of ex-officio Trustees was increased by an amendment of the Charter adopted February 18, 1927 and filed with the Secretary of State February 21, 1927 so as to include the Chancellor, the President of the Senate, the President of the State Board of Education and the Commissioner of Education during the terms of their respective offices; and

Whereas, the Charter originally provided that the Governor of the Province of New Jersey should be President of the Trustees at their first and every meeting and the Charter was amended by Acts of the Legislature adopted June 5, 1781 and May 31, 1799 so as to provide that the Governor of

this State, for the time being, shall, when attending, be President of the Trustees at their meetings; and

Whereas, the State of New Jersey by an Act approved March 10, 1880 established the New Jersey Agricultural Experiment Station "for the benefit of practical and scientific agriculture, and for the development of our unimproved lands" under the direction and management of a Board of Managers consisting of the Governor of the State, the Board of Visitors of the State Agricultural College, together with the President and the Professor of Agriculture of that College, which was located on the experimental farm acquired by The Trustees of Rutgers College in New Jersey pursuant to the Act of the Legislature approved April 4, 1864 designating the department of Rutgers College known as Rutgers Scientific School as the Land Grant College of New Jersey under the First Morrill Act; and

Whereas, the United States of America, by an Act approved March 2, 1887, known as the "Hatch Act", established in each Land Grant College established under the First and Second Morrill Acts, and appropriated funds therefor, a department to be known and designated as an "Agricultural Experiment Station" "to aid in acquiring and diffusing among the people of the United States useful and practical information on subjects connected with agriculture, and to promote scientific investigation and experiment respecting the principles and applications of agricultural science," which was accepted by the State of New Jersey by an Act approved March 15, 1887 pursuant to which the State by an Act approved March 5, 1888 designated that department of Rutgers College known as "Rutgers Scientific School, being said State Agricultural College of New Jersey maintained by the Trustees of Rutgers College in New Jersey", and at which the State Agricultural Experiment Station is established and located," as the College to receive the benefit of the Hatch Act; and

Whereas, the United States of America increased the appropriations for agricultural experiment stations established by the Hatch Act by an Act approved March 16, 1906 known as the "Adams Act", which was accepted by the State of New Jersey by an Act approved May 3, 1906, and by an act approved February 24, 1925, known as the "Purnell Act", which was accepted by the State of New Jersey by an Act approved March 18, 1925; and

Whereas, it was recited in the Act of the State of New Jersey approved March 5, 1888 that the State Agricultural Experiment Station created and established by the Act of the State of New Jersey approved March 10, 1880 had been located by the Board of Managers thereof, "by the authority given them in the law, \*\*\* at the said State Agricultural College as a part of the agricultural educational system of the State"; and

Whereas, the State of New Jersey subsequently established at the New Jersey Agricultural Experiment Station specific research activities in oyster propagation, sewage disposal and poultry husbandry and has charged it with the analysis of milk, butter and other farm products for the Department of Health of the State of New Jersey; and

Whereas, the United States of America, by an Act approved May 8, 1914 known as the "Smith-Lever Act", provided for cooperative extension work in agriculture and home economics by Land Grant Colleges established by the First and Second Morrill Acts "to persons not attending or resident in said colleges" which was accepted by the State of New Jersey by an Act approved April 6, 1915 by which it was provided that the extension work should "be carried on in connection with the State College for the Benefit of Agriculture and Mechanic Arts of Rutgers College" and which was further developed by the United States of America by an Act approved May 22, 1928 known as the "Capper-Ketcham Act" which was accepted by the State of New Jersey by an Act approved April 2, 1929 by which The Trustees of Rutgers College in New Jersey

was authorized and empowered to receive the grants of money appropriated thereby and "to organize and conduct Extension Work in Agriculture and Home Economics in connection with the New Jersey State College of Agriculture, in accordance with the terms and conditions" thereof; and

Whereas, the United States of America by an Act approved June 29, 1935, known as the "Bankhead-Jones Act," provided additional support for the instructional work established by the First Morrill Act and supplementary legislation, for the research program established by the Hatch Act and supplementary legislation, and for the cooperative extension work established by the "Smith-Lever Act" and supplementary legislation, which was accepted by the State of New Jersey by Assembly Concurrent Resolution No. 2 of the Session of 1936; and

Whereas, the State of New Jersey has established at the State Agricultural College of New Jersey by legislative enactment a Department of Ceramics and short courses in agriculture and has provided in whole or in part buildings or equipment for courses of study in engineering, chemistry, physics, biology, agricultural science, home economics and other subjects; and

Whereas, the State of New Jersey provided by the Act approved April 4, 1864 that pupils gratuitously received into the Rutgers Scientific School pursuant to the First Morrill Act should "be citizens of this State" and should "be admitted into said school upon the same terms, and subject to the same rules and discipline which shall apply to all other pupils of said school, with the single exception that they shall not be required to pay anything for their instruction" and the State of New Jersey has by legislative enactment from time to time since 1866 provided free scholarships at the State Agricultural College in order to increase the efficiency of the public school system of the State and has from time to time purchased scholarships

from The Trustees of Rutgers College in New Jersey; and

Whereas, the Land Grant College maintained by The Trustees of Rutgers College in New Jersey and under the general supervision and control of the Board of Visitors to the Agricultural College of New Jersey pursuant to the First and Second Morrill Acts and the acceptance thereof by the State of New Jersey has been variously referred to by the State in legislative enactments as "that Department of Rutgers College known as Rutgers Scientific School", "The Agricultural College", "The Agricultural College of New Jersey", "State Agricultural College", "State Agricultural College of New Jersey", "The State College for the Benefit of Agriculture and the Mechanic Arts", and "the State College for the Benefit of Agriculture and the Mechanic Arts of Rutgers College"; and

Whereas, the State of New Jersey by an Act approved March 15, 1917 designated the Rutgers Scientific School, "being the State Agricultural College, the State College for the benefit of agriculture and the mechanic arts, maintained by the 'Trustees of Rutgers College in New Jersey' and under the general powers of supervision and control of the Board of Visitors of the State Agricultural College", the State University of New Jersey, "under the same general powers of supervision and control of the same board of visitors"; and

Whereas the Trustees of Rutgers College in New Jersey established the New Jersey College for Women as a Department of the State University of New Jersey maintained by the Trustees under the general powers of the Board of Visitors by resolutions adopted April 12, 1918 and October 10, 1919 respectively; and

Whereas, the State of New Jersey by an Act approved March 19, 1920 established a course of study in aeronautical engineering at the State University of New Jersey; and

Whereas, the New Jersey College of Pharmacy was made an integral part of Rutgers University and the State University of New Jersey, coordinate with other Colleges of the University and responsibility for its government and management was accepted by The Trustees of Rutgers College in New Jersey by a resolution adopted January 14, 1927; and

Whereas, the functions of the Land Grant College maintained by The Trustees of Rutgers College in New Jersey and under the general supervision and control of the Board of Visitors of the State Agricultural College pursuant to the laws of the United States of America and the laws of the State of New Jersey above referred to and the functions of the Agricultural Experiment Station maintained by The Trustees of Rutgers College in New Jersey pursuant to the laws of the United States of America and of the State of New Jersey above referred to and the functions of the New Jersey Agricultural Experiment Station established by the Act of the State of New Jersey above referred to, have been and are performed in buildings erected upon lands and with equipment owned in part by The Trustees of Rutgers College in New Jersey and in part by the State of New Jersey and the Trustees of Rutgers College in New Jersey maintains other essential departments of higher education in buildings erected upon lands and with equipment owned by it; and

Whereas, The Trustees of Rutgers College in New Jersey owns and maintains administration buildings and offices, Chapels, libraries, dormitories and dining halls, gymnasiums, athletic buildings and grounds, student recreation buildings, infirmaries and other administrative and general service facilities, which serve and are utilized by the Land Grant College, the Agricultural Experiment Station, the New Jersey Agricultural Experiment Station and the educational departments maintained by The Trustees of Rutgers College in New Jersey; and



Whereas, the Land Grant College is maintained by The Trustees of Rutgers College in New Jersey under the general supervision and control of the Board of Visitors of the State Agricultural College, the Agricultural Experiment Station is maintained by the Trustees of Rutgers College in New Jersey, the New Jersey Agricultural Experiment Station is under the direction and management of a Board of Managers consisting of the Governor of the State, the Board of Visitors of the State Agricultural College and the President and Professor of Agriculture of that College, and other departments of higher education are maintained by The Trustees of Rutgers College in New Jersey and the administrative and general service departments and property are owned by and maintained by it; and

Whereas, in view of this long and fruitful association of the State of New Jersey and The Trustees of Rutgers College in New Jersey in the development of public higher education, it is desirable and in the public interest that the historic relationship between the State of New Jersey and The Trustees of Rutgers College in New Jersey be perpetuated and extended for the improvement and strengthening of public higher education and to increase the efficiency of the public school system of the State;

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey, that

1. The State College for the Benefit of Agriculture and the Mechanic Arts maintained by the Trustees of Rutgers College in New Jersey and under the general supervision and control of the Board of Visitors of the State Agricultural College,

the Agricultural Experiment Station maintained by the Trustees of Rutgers College in New Jersey,

the New Jersey Agricultural Experiment Station managed and directed by the Board of Managers,

and the other departments of higher education maintained by The Trustees of Rutgers College in New Jersey

be collectively designated as the State University of New Jersey to be utilized as an instrumentality of the State for providing public higher education and thereby to increase the efficiency of the public school system of the State.

2. The Trustees of Rutgers College in New Jersey recognizes and declares by its acceptance of this Act as hereinafter provided that its property and educational facilities are impressed with a public trust for higher education of the people of the State.

3. The Charter of The Trustees of Rutgers College in New Jersey shall be amended by it by adding to the Trustees, by virtue of their respective offices and during the terms thereof, the Speaker of the House of Assembly, the State Comptroller, the State Treasurer, and the State Commissioner of Taxation and Finance.

4. The Charter of The Trustees of Rutgers College in New Jersey shall be amended by it by adding to the Trustees five Public Trustees to be appointed by the Governor with the advice and consent of the Senate for terms of five years each. One member shall be appointed for a term of five years, one for a term of four years, one for a term of three years, one for a term of two years, and one for a term of one year commencing on the first day of July 1944. Commencing in the year 1945, and annually thereafter, one appointment shall be made for the term commencing on the first day of July and ending on the thirtieth day of June in the fifth year thereafter. Any vacancy in the office of Public Trustee shall be filled by the Governor with the advice and consent of the Senate for the balance of the unexpired term only. Public

Trustees shall be residents of the State. They shall receive no compensation for their services but shall be reimbursed for actual expenditures incurred in the performance of their duties.

The functions, powers and duties of the Board of Managers of the New Jersey Agricultural Experiment Station are transferred to The Trustees of Rutgers College in New Jersey which shall appoint a Board of Managers to act as its agent in managing and directing the New Jersey Agricultural Experiment Station. The Board of Managers shall consist of the President of the State University of New Jersey, the Director of the New Jersey Agricultural Experiment Station and the Secretary of Agriculture, by virtue of their respective offices and during the terms thereof, and of one member appointed from and resident in each county in the State who shall be appointed by The Trustees of Rutgers College in New Jersey. The appointed members shall be selected, so far as practicable, so that the various agricultural and other interests served by the New Jersey Agricultural Experiment Station shall be represented in its membership. The terms of the appointed members shall be three years. Seven members shall be appointed for terms of three years, seven members for terms of two years and seven members for terms of one year commencing on the first day of July 1944. Commencing in the year 1945, and annually thereafter, seven appointments shall be made for terms commencing on the first day of July and ending on the thirtieth day of June in the third year thereafter. Any vacancy in the office of an appointed member shall be filled by The Trustees of Rutgers College in New Jersey for the unexpired term only. Members of the Board of Managers shall receive no compensation for their services but shall be reimbursed for actual expenditures incurred in the performance of their duties.

6. The State of New Jersey and The Trustees of Rutgers College in New Jersey covenant and agree, the agreement of the Trustees of Rutgers College

in New Jersey to be declared as hereinafter provided, that the educational facilities of the Trustees of Rutgers College in New Jersey may be utilized by the State of New Jersey as an instrumentality of public higher education and thereby to increase the efficiency of the public school system of the State and the State will appropriate such just and reasonable sums as may be necessary to enable The Trustees of Rutgers College in New Jersey to maintain and to render the educational services heretofore or hereafter required by the State and will compensate The Trustees of Rutgers College in New Jersey justly and reasonably for the utilization of its educational facilities required by the State and for educational services purchased by the State from The Trustees of Rutgers College in New Jersey. The nature and extent of the services to be rendered from year to year by The Trustees of Rutgers College in New Jersey and the nature and extent of the utilization of its facilities by the State for public higher education and thereby to increase the efficiency of the public school system of the State and the just and reasonable compensation to be paid for such services and the amount necessary to enable it to maintain and render services so required shall be agreed upon and determined and fixed annually in and by any act making appropriations therefor. Appropriations for the maintenance of the New Jersey Agricultural Experiment Station and for the utilization of its services shall be separately made by line items as heretofore. A written contract shall be executed by the State Board of Education in behalf of the State of New Jersey, and the Trustees of Rutgers College in New Jersey, in accordance with any act making appropriations therefor.

7. The State may by agreement with the Trustees of Rutgers College in New Jersey erect and equip buildings and provide facilities at the State University of New Jersey hereby established for carrying on its work and

for the performance by it of its contractual obligations hereunder upon such just and reasonable terms and conditions as shall be prescribed by law.

8. The general powers of supervision and control of the Board of Visitors are hereby transferred to the State Board of Education and are extended to the State University of New Jersey as hereinbefore designated. The visitorial general powers of supervision and control are hereby defined as visiting the State University of New Jersey to examine into its manner of conducting its affairs and to enforce an observance of its laws and regulations and the laws of the State.

9. The State Board of Education shall advise with the officers of the State University of New Jersey, hereinbefore designated, to the end that the State University of New Jersey shall be so coordinated with the public school system as more effectively to increase the efficiency of the public school system and to provide higher education for the people of the State. The State Board of Education is charged with the duty of planning and recommending respecting the unified, continuous and efficient development of public higher education in cooperation with the State University of New Jersey. The State Board of Education shall investigate and recommend respecting the needs for facilities and services of the State University of New Jersey as an instrumentality of the State for providing public higher education and thereby to increase the efficiency of the public school system of the State, and, in cooperation with the State University of New Jersey, shall make recommendations to the Governor and to the Legislature for the advancing of the development of public higher education in the State.

10. Employees of the State University of New Jersey who are now members of the State Employees' Retirement System of New Jersey may continue their memberships and other employees of the State University of New Jersey, as to service after the effective date of this Act, shall be eligible to

membership in the State Employees' Retirement System of New Jersey upon the same terms and conditions as employees of the State.

11. Appropriations to the State Board of Regents unexpended at the effective date of this act and for the fiscal year 1944-1945 for Rutgers University (State Agricultural College), purchase of scholarships at Rutgers University including the New Jersey College for Women, and the College for Women, are hereby transferred to The Trustees of Rutgers College in New Jersey for the benefit of the corresponding departments of the State University of New Jersey upon the execution of the contract pursuant to paragraph six of this act by the State Board of Education, in behalf of the State, and The Trustees of Rutgers College in New Jersey.

12. Each employee of the State University of New Jersey shall be paid the same war adjustment under chapter -- P.L. 1944 as if he were a State employee and his compensation were paid wholly from State funds, subject to such conditions as may be imposed by the State Treasurer and the State Comptroller, which conditions shall be as nearly like the conditions applying to State employees as the circumstances of the case will permit.

13. This act shall take effect upon the adoption by The Trustees of Rutgers College in New Jersey of a resolution accepting the benefits and obligations hereof and the filing of such resolution in the office of the Secretary of State and upon the adoption by The Trustees of Rutgers College in New Jersey of a resolution amending its charter so as to conform to the provisions of paragraphs 3 and 4 hereof and the filing thereof in the office of the Secretary of State pursuant to the Statute in such case made and provided; provided that if such resolutions shall not be adopted and filed within three months after the approval of this act, it shall thereupon become void and of no effect.

## STATEMENT

The purpose of the bill is to develop and strengthen public higher education in New Jersey, by designating as the State University of New Jersey the New Jersey Agricultural Experiment Station and the entire educational institution known as "Rutgers University" including the New Jersey College for Women, the New Jersey College of Pharmacy, etc., and by making provision for increased State participation in the management of the University. Two of the principal departments maintained by the corporation known as "The Trustees of Rutgers College in New Jersey" were designated as The State University of New Jersey by Chapter 32 of the Laws of 1917, viz., the State College for the Benefit of Agriculture and the Mechanic Arts (the Land Grant College) and the Agricultural Experiment Station (established 1888 by the Federal Hatch Act). The proposed designation adds also all of the other schools, colleges, and divisions of higher education maintained by Rutgers University and the New Jersey Agricultural Experiment Station, established 1880 by a New Jersey Act, located at the "Land Grant College" and elsewhere, and managed and directed by a Board of Managers representing the State, its agricultural interests, and the University, thus integrating them all into one strong state university.

The preamble sets forth the long and historic relationship between Rutgers University and the State and the intertwined educational and property interests of the State and of the corporate body, "The Trustees of Rutgers College in New Jersey". The bill would, in effect, perpetuate and extend this mutually beneficial community of interests by designating the entire institution the State University of New Jersey, by providing for increased State participation in its management and by providing for the utilization of the institution for public higher education by appropriation and by pur-

chase of educational services.

The State would participate in the management of the State University of New Jersey by the addition of ex-officio Trustees and by the appointment of Public Trustees to the Board of Trustees of the University.

All of the property and educational facilities of the institution would be recognized as impressed with a public trust for higher education for the people of the State.

The State would agree to appropriate such sums as might be necessary to maintain and to render the educational services required by the State, to provide and maintain facilities necessary to render such service, and to make compensation for educational services purchased by the State. The nature and extent of the services to be rendered, of the facilities to be provided, and of the utilization of existing educational facilities from year to year would be agreed upon annually in and by the Appropriation Act.

The powers of the Board of Visitors of the State Agricultural College would be transferred to the State Board of Education and extended to the entire State University of New Jersey.

Employees of the State University who are not now members would be eligible as to future service for membership in the State Employees' Retirement System.

The State Board of Education would be charged with the duty of planning and recommending the unified, continuous and efficient development of public higher education in cooperation with the University and with coordinating the University with the public school system.