

**CHAPTER 27**  
**STUDENT TRANSPORTATION**

**Authority**

N.J.S.A. 18A:1-1, 18A:4-15, 18A:39-21 and 18A:70-18.

**Source and Effective Date**

R.2005 d.259, effective July 8, 2005.  
37 N.J.R. 851(a), 37 N.J.R. 2865(b).

**Chapter Expiration Date**

Chapter 27, Student Transportation, expires on July 8, 2010.

**Chapter Historical Note**

Chapter 27, Student Transportation, was adopted by R.2001 d.17, effective January 2, 2001. See: 32 N.J.R. 3695(a), 33 N.J.R. 31(a).

Chapter 27, Student Transportation, was readopted as R.2005 d.259, effective July 8, 2005. See: Source and Effective Date. See, also, section annotations.

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## SUBCHAPTER 1. GENERAL PROVISIONS

**6A:27-1.1 Authority**

(a) As used in this chapter, the term "district board(s) of education" shall refer to both district boards of education and coordinated transportation services agencies (CTSA).

(b) District boards of education shall provide transportation pursuant to N.J.S.A. 18A:39-1 et seq. and shall adopt policies and procedures governing the transportation of students to and from school and school related activities.

(c) Suspension of the operation of transportation services due to inclement weather or other conditions shall be the responsibility of the district board of education providing the transportation services.

Amended by R.2002 d.303, effective September 16, 2002.

See: 34 N.J.R. 1887(a), 34 N.J.R. 3205(a).

In (a), inserted "(CTSA)" following "agencies".

**6A:27-1.2 Students who shall be transported**

(a) Transportation shall be provided to public school students who reside remote from their assigned school of attendance, nonpublic school students who reside remote from their school of attendance and meet the eligibility criteria of N.J.A.C. 6A:27-2.2, and special education students who reside remote from their assigned school or who require transportation services in accordance with their Individualized Education Program (IEP).

1. The words "remote from the school of attendance" shall mean beyond two and one-half miles for high school students (grades nine through 12) and beyond two miles for elementary school students (grades preschool through eight).

2. For the purpose of determining eligibility for student transportation, measurement shall be made by the shortest route along public roadways or public walkways between the entrance of the student's residence nearest such public roadway or public walkway and the nearest public entrance of the school which the student attends.

Amended by R.2002 d.303, effective September 16, 2002.

See: 34 N.J.R. 1887(a), 34 N.J.R. 3205(a).

Amended by R.2005 d.259, effective August 1, 2005.

See: 37 N.J.R. 851(a), 37 N.J.R. 2865(b).

In (a)2, substituted "between" for "from," and substituted "and" for "to".

**6A:27-1.3 Students who may be transported**

(a) District boards of education may provide for the transportation of students who reside less than remote from their school in accordance with their local policies and at their own expense.

1. District boards of education may elect to charge the parent or legal guardian for all or part of the cost of this service in accordance with N.J.S.A. 18A:39-1.3.

(b) District boards of education who provide for the transportation of students pursuant to N.J.S.A. 18A:39-1 or a cooperative transportation services agency may provide for the transportation of resident and nonresident students who are not otherwise eligible for transportation services by any other law and charge the parent or legal guardian for all or part of the cost of this transportation in accordance with N.J.S.A. 18A:39-1.3.

1. The parent or legal guardian of a nonpublic school student who receives aid in lieu of transportation from their resident district board of education may purchase transportation services from another district board of education or coordinated transportation services agency (CTSA).

(c) When the parent or legal guardian elects to have transportation provided for their child pursuant to this section, the district board of education and a CTSA may elect to charge the parent or legal guardian for all or part of the cost of this service. However, the cost of the transportation paid by the parent or legal guardian shall be no more than the per student cost of the route and shall be paid at the time and in the manner determined by the district board of education or CTSA.

(d) Municipal governments may elect to pay the cost of transportation for students who live less than remote from their school through an interlocal agreement with the district board of education in accordance with N.J.S.A. 18A:39-1.2. Municipalities may elect to charge the parent or legal guardian for all or part of the cost of this service.

(e) Students may not be excluded from receiving services described under this section who are unable to pay because of financial hardship. The criteria used to determine financial hardship shall be the same as the Statewide eligibility standards established for free and reduced price meals under the State school lunch program.

(f) District boards of education shall notify the Department of Education, on the form prescribed by the Commissioner, when transportation is provided for students pursuant to this section.

Amended by R.2002 d.303, effective September 16, 2002.

See: 34 N.J.R. 1887(a), 34 N.J.R. 3205(a).

Rewrote the section.

**6A:27-1.4 Passengers**

A district board of education shall ensure that only enrolled eligible public school students, eligible private school students, adults serving as chaperons or authorized school personnel are transported.

**6A:27-1.5 Insurance**

(a) Anyone providing for the transportation of students to and from school or school related activities shall furnish automobile liability insurance for bodily injury and property