

theretofore issued (and not redeemed) less sinking funds held for the payment of the same (which shall be known as the net debt), shall exceed six per centum of the average of the last three assessed valuations of real property (including improvements) of the municipality or municipalities included in the school district as shown by the last three published abstracts of ratables of such municipality or municipalities, except that a school district which has or may hereafter have an approved high school may bond not to exceed eight per centum of the assessed valuations. In any district in which there is not a high school, such eight per centum limitation shall apply to such district for the construction of a high school building. The limitations imposed in this section shall not affect or apply to bonds heretofore or hereafter issued by any regional board of education. Nothing contained in this article shall apply to or affect or limit the issuance of bonds by any board of education for the purpose of refunding outstanding bonds heretofore or hereafter issued by such board of education.

Amount.

In case of high schools.

Refunding bonds excepted.

2. This act shall take effect immediately.  
Approved June 14, 1938.

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#### CHAPTER 336

AN ACT concerning municipalities and counties, and amending section 40:11-4 of the Revised Statutes.

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

Section amended.

1. Section 40:11-4 of the Revised Statutes is hereby amended to read as follows:

No age discrimination.

40:11-4. Discrimination by reason of age prohibited; exception. No person forty years of age or over, applying for employment in the service of

any county or municipality, shall be discriminated against by reason of age; nor shall any county or municipality make any rules or regulations designed to bar any such person from any position or employment in the service of any county or municipality.

This section shall not apply to policemen and firemen of any county or municipality, to guards employed in the service of any penal institution of any county or municipality, or to court attendants in first class counties whose duties require the custody and handling of prisoners.

Certain exceptions.

2. This act shall take effect immediately.

Approved June 14, 1938.

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## CHAPTER 337

AN ACT for the punishment of crimes, and supplementing Title 2, chapter one hundred forty-nine, of the Revised Statutes.

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

1. Title 2, chapter one hundred forty-nine, of the Revised Statutes is hereby supplemented by adding the following section to be known as section 2:149-7, which shall read as follows:

Section added.

2:149-7. Any person who shall purchase, use or possess any hydrocyanic acid gas for fumigating premises wherein people reside without a permit first had and obtained from the police department of the municipality wherein such hydrocyanic acid gas is to be used shall be guilty of a misdemeanor and punished as provided in section 2:103-6 of the Revised Statutes.

Use of hydrocyanic acid gas.

2. This act shall take effect immediately.

Approved June 14, 1938.