



New Jersey School Discipline Sources Cited

Excerpted from New Jersey Compilation of
School Discipline Laws and Regulations

Prepared: March 31, 2023

New Jersey State Codes Cited

New Jersey Revised Laws

Title 2A. Administration of Civil and Criminal Justice

- 2A:4A-22. General definitions
- 2A:4A-71.1. Diversionary programs for certain juveniles

Title 2C. The New Jersey Code of Criminal Justice

- 2C:39-1. Definitions
- 2C:39-5. Unlawful possession of weapons
- 2C:40-3. Hazing

Title 9. Children - Juvenile and Domestic Relations Courts

- 9:10-2. Incurrable, insubordinate and disorderly children and habitual truants

Title 18A. Education

- 18A:6-1. Corporal punishment of pupils
- 18A:6-4.1. Security officers of public and nonprofit educational institutions; training courses
- 18A:6-4.2. Policemen; appointment by governing body of institution of learning
- 18A:6-4.3. Application by policeman; approval; issuance to commission
- 18A:6-4.4. Police training course
- 18A:6-4.5. Police powers
- 18A:6-4.10. Construction of act
- 18A:6-4.11. Severability
- 18A:6-4.12. Educational institution reimbursement
- 18A:6-112. Instruction in suicide prevention for public school teaching staff
- 18A:6-135. Development, establishment of Response to Intervention framework
- 18A:7E-3. Report card information
- 18A:11-7. Findings, declarations relative to school dress codes
- 18A:11-9. Prohibition of gang-related apparel
- 18A:12-33. Training program; requirements
- 18A:17-42. Preamble; purpose of article
- 18A:17-43. Employment of law enforcement officers
- 18A:17-43.1. Training course required for service as safe schools resource officer, liaison to law enforcement
- 18A:17-43.2. New Jersey School Safety Specialist Academy, Certification programs
- 18A:17-43.3. Designation of school safety specialist
- 18A:17-43.4. Threat assessment team, establishment, policy; school district, charter school, renaissance school project.
- 18A:17-43.5. Alignment of threat assessment team policy.
- 18A:17-43.6. Guidelines developed; training provided.
- 18A:17-46. Reporting of certain acts by school employee; report; public hearing
- 18A:17-48. Annual report to Legislature
- 18A:26-8.2. "School leader" defined; training as part of professional development
- 18A:35-4.26. Instruction in gang violence prevention; required for elementary students
- 18A:35-4.27. Instruction on responsible use of social media
- 18A:35-4.31. Recess period required; exceptions
- 18A:35-30. Definitions relative to alternative education programs
- 18A:35-31. Operation of alternative education program permitted

18A:35-4.23.	Domestic violence, child abuse, instruction on those problems
18A:35-4.23a.	Dating violence education incorporated into health education curriculum
18A:36-5.1.	"School Violence Awareness Week"; designated
18A:36-19.2.	School locker inspection
18A:36-25.2.	Investigation, reporting of certain pupil absences, transfers
18A:36-41.	Development, distribution of guidelines concerning transgender students
18A:37-2.	Causes for suspension, expulsion of pupils
18A:37-2a.	Conditions for suspension, expulsion of certain students
18A:37-2b.	Early detection and prevention program
18A:37-2c.	Meeting relative to suspension, expulsion of student
18A:37-2.1.	Suspension, expulsion of pupil for assault, appeal; report
18A:37-2.2.	Offense by pupil involving assault, removal from school's regular education program
18A:37-2.3.	Responsibility for removal, report
18A:37-2.4.	Hearing
18A:37-2.5.	Determination of pupil's preparedness to return
18A:37-4.	Suspension of pupils by teacher or principal
18A:37-5.	Continuation of suspension; reinstatement or expulsion
18A:37-6.	Rules and regulations
18A:37-6.1.	Strip, body cavity searches of pupil prohibited
18A:37-7.	Short title
18A:37-8.	Offense by pupil involving firearm, removal from school's regular education program
18A:37-9.	Responsibility for removal, report
18A:37-10.	Hearing
18A:37-11.	Determination of pupil's preparedness to return
18A:37-12.	Non-applicability of act
18A:37-13.	Findings, declarations relative to adoption of harassment and bullying prevention policies
18A:37-13.1.	Findings, declarations relative to school bullying
18A:37-13.2.	Short title
18A:37-14.	Definitions relative to adoption of harassment and bullying prevention policies
18A:37-15.	Adoption of policy concerning harassment, intimidating or bullying by each school district
18A:37-15.1.	"Electronic communication" included in school districts' harassment and bullying prevention policy
18A:37-15.2.	Actions required relative to bullying policy
18A:37-15.3.	Policy to include certain incidents occurring off school grounds
18A:37-16.	Reprisal, retaliation, false accusation prohibited
18A:37-16.1.	Immunity for reporting harassment, intimidation, or bullying at certain private schools
18A:37-17.	Establishment of bullying prevention programs or approaches
18A:37-18.	Other remedies unaffected
18A:37-19.	Application by school district for reimbursement
18A:37-20.	Appointment of school anti-bullying specialists, coordinator
18A:37-21.	School safety teams
18A:37-22.	Program required for teaching certification
18A:37-23.	Program required for administrative and supervisory certification
18A:37-24.	Development of guidance document
18A:37-25.	Establishment of formal protocol for investigating a complaint
18A:37-26.	In-service workshops, training programs
18A:37-27.	Development of online tutorial, test
18A:37-28.	"Bullying Prevention Fund"
18A:37-29.	"Week of Respect"; designated
18A:37-30.	Construction of act
18A:37-31.	Compliance by nonpublic schools encouraged

18A:37-32.	Inapplicability to certain situations
18A:37-32.1.	Rules, regulations
18A:37-32.2	Policy against hazing for district with high school, middle school
18A:37-32.3	Program for enforcement of policy against hazing
18A:37-33.	Findings, declarations relative to dating violence policy and education
18A:37-34.	Definitions relative to dating violence policy and education
18A:37-35.	Task force to develop policy
18A:37-36.	Educational resources, recommendation, posting on website
18A:37-38.	Definitions relative to restorative justice
18A:37-39.	"Restorative Justice in Education Pilot Program"
18A:37-40.	Application for participation by school district
18A:37-41.	Selection of districts
18A:37-42.	Limitation of number, duration of student expulsions, suspensions
18A:37-43.	Ongoing professional development for teachers, staff
18A:37-44.	Application for grant, aid
18A:37-45.	Report
18A:37-46.	"Restorative Justice Education Fund" 18A:37-47. Report to Governor, Legislature
18A:38-25.	Attendance required of children between six and 16; exceptions
18A:38.25.1.	"Chronically absent" students, corrective action plan
18A:38-26.	Days when attendance required; exceptions
18A:38-27.	Truancy and juvenile delinquency defined
18A:38-28.	Truants; return to parents or school
18A:38-29.	Warning and arrest of vagrants or habitual truants
18A:38-30.	Assistance of sheriffs, police officers, etc.
18A:40A-2.	Curriculum guidelines; annual review and updating; minimum requirements
18A:40A-3.	Initial in-service training programs; curriculum; availability
18A:40A-4.	Preservice training
18A:40A-5.	Loan of educational materials (<i>to nonpublic schools</i>)
18A:40A-6.	Evaluation (<i>of instructional programs</i>)
18A:40A-7.1.	Confidentiality of certain information provided by pupil; exceptions
18A:40A-7.2.	Violations, penalties
18A:40A-8.	Findings, declarations
18A:40A-9.	Definitions
18A:40A-10.	Referral program in schools
18A:40A-11.	Policies for evaluations, referral, discipline
18A:40A-12.	Reporting of pupils under influence; examination; report; return home; evaluation of possible need for treatment; referral for treatment
18A:40A-15.	In-service training
18A:40A-16.	Guidelines, materials for program
18A:40A-17.	Outreach program
18A:40A-18.	Employment of student assistance coordinators in certain school districts
18A:40A-19.	Pilot programs
18A:40A-20.	Annual report
18A:40A-22.	Findings, declarations relative to substance abuse testing policies in public school districts
18A:40A-23.	Adoption of policy for random testing of certain students
18A:41-9.	Access to school surveillance equipment by law enforcement authorities
18A:46-13.4.	Definitions relative to use of physical restraint, seclusion techniques on students with disabilities
18A:46-13.5.	Use of physical restraint on students with disabilities
18A:46-13.6.	Use of seclusion techniques on students with disabilities
18A:46-13.7.	Guidelines, review process
18A:58-37.10.	Provision of security services

- 18A:58-37.11. Annual conference
18A:58-37.14. Rules pursuant to the "Administrative Procedure Act"

Title 26. Health and Vital Statistics

- 26:2BB-7. Alliance to prevent alcoholism and drug abuse

Title 36. Legal Holidays

- 36:2-224. "Teen Dating Violence Awareness and Prevention Month," February;
designated
36:2-225. Annual observance

Title 40A. Municipalities and Counties

- 40A:14-146.8. Short title
40A:14-146.9. Definitions
40A:14-146.10. Special law enforcement officers
40A:14-146.11. Training; classifications
40A:14-146.12. Uniforms
40A:14-146.13. Fees
40A:14-146.14. Special law enforcement officers, appointment, terms, regulations
40A:14-146.15. Powers
40A:14-146.16. Limitation on hours
40A:14-146.17. Limitations on number, categories

Title 52. State Government, Departments and Officers

- 52:17B-4.7. Gang education seminars for school administrators
52:17B-71.8. Training course for safe schools resource officers, liaisons to law enforcement

New Jersey Regulations

The State of New Jersey contracts with LexisNexis to provide free public access to the New Jersey Regulations (<http://www.lexisnexis.com/hottopics/njcode>). Users must agree to terms and conditions prior to use of the site. All listed statutes are searchable by title and chapter number or by using key search terms.

Title 6A. Education

Chapter 9C. Professional Development

Subchapter 4. District-Level, School-Level, and Individual Professional Development Requirements

- 6A:9C-4.3. Requirements for and implementation of school leaders' individual professional development plans

Chapter 16. Programs to Support Student Development

Subchapter 1. General Provisions

- 6A:16-1.1. Purpose
6A:16-1.3. Definitions

Subchapter 3. Comprehensive Alcohol, Tobacco, and Other Drug Abuse Programs

- 6A:16-3.1. Establishment of comprehensive alcohol, tobacco and other drug abuse programs
6A:16-3.2. Confidentiality of student alcohol and other drug information

Subchapter 4. Procedures for Alcohol and Other Drug Abuse Intervention

- 6A:16-4.1. Adoption of policies and procedures for the intervention of student alcohol and other drug abuse

- 6A:16-4.2. Review and availability of policies and procedures for the intervention of student alcohol or other drug abuse
- 6A:16-4.3. Reporting, notification, and examination procedures for students suspected of being under the influence of alcohol or other drugs
- 6A:16-4.4. Voluntary policy for random testing of student alcohol or other drug use

Subchapter 5. School Safety and Security

- 6A:16-5.3. Incident reporting of violence, vandalism and alcohol and other drug abuse
- 6A:16-5.5. Removal of students for firearms offenses
- 6A:16-5.6. Removal of students for assaults with weapons offenses
- 6A:16-5.7. Assaults on district board of education members or employees

Subchapter 6. Law Enforcement Operations for Alcohol, Other Drugs, Weapons and Safety

- 6A:16-6.1. Adoption of policies and procedures
- 6A:16-6.2. Development and implementation of policies and procedures
- 6A:16-6.3. Reporting students or staff members to law enforcement authorities
- 6A:16-6.4. Handling of alcohol or other drugs, firearms and other items
- 6A:16-6.5. Confidentiality of student or staff member involvement in alcohol or other drug abuse intervention and treatment programs

Subchapter 7. Student Conduct

- 6A:16-7.1. Code of student conduct
- 6A:16-7.2. Short-term suspensions
- 6A:16-7.3. Long-term suspensions
- 6A:16-7.4. Expulsion
- 6A:16-7.5. Conduct away from school grounds
- 6A:16-7.6. Attendance
- 6A:16-7.7. Harassment, intimidation, and bullying
- 6A:16-7.8. Harassment, intimidation, and bullying in approved private schools for students with disabilities (APSSDs)

Subchapter 8. Intervention and Referral Services

- 6A:16-8.1. Establishment of intervention and referral services
- 6A:16-8.2. Functions of intervention and referral services

Subchapter 9. Alternative Education Programs

- 6A:16-9.1. Establishment of alternative education programs
- 6A:16-9.2. Program criteria
- 6A:16-9.3. Student placements

Title 8. Health

Chapter 6. Smoke-Free Air

Subchapter 7. School Building and Grounds

- 8:6-7.1. Purpose
- 8:6-7.2. Smoking prohibited in school buildings and on school grounds