

THE CITY OF PROVIDENCE  
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

# RESOLUTION OF THE CITY COUNCIL

No. 238


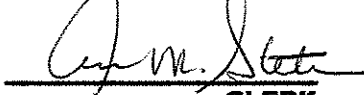
*Approved* April 13, 2011

RESOLVED, That the Members of the Providence City Council  
hereby Endorse and Urge Passage by the General Assembly of Senate Bill 2011-H  
522, Entitled: An Act Relating to Education – Health and Safety of Pupils.  
(Local Communities Bill of Rights)

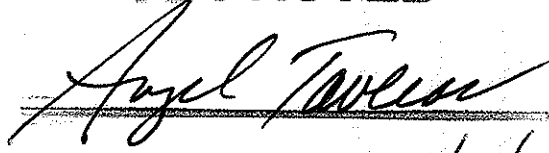
IN CITY COUNCIL

APR - 7 2011

READ AND PASSED

  
PRES.  
  
CLERK

APPROVED

  
MAYOR 4/13/11

2011 -- S 0522

LC01806**STATE OF RHODE ISLAND**

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2011

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**A N A C T**  
**RELATING TO EDUCATION - HEALTH AND SAFETY OF PUPILS****Introduced By:** Senator Harold M. Metts**Date Introduced:** March 10, 2011**Referred To:** Senate Education

It is enacted by the General Assembly as follows:

- 1-1 SECTION 1. Chapter 16-21 of the General Laws entitled "Health and Safety of Pupils" is  
1-2 hereby amended by adding thereto the following sections:
- 1-3 **16-21-33. Findings of fact. -- The general assembly makes the following findings of**  
1-4 **fact:**
- 1-5 **(1) The present financial resources of cities, towns and the state are stretched to their**  
1-6 **limit with regard to providing adequate funding for education, yet the need to fund public**  
1-7 **education at its present level remains unabated.**
- 1-8 **(2) School districts, school departments, boards of directors, and school committees are**  
1-9 **limited in their ability to seek alternative sources of funding for budgetary items outside of the**  
1-10 **annual appropriation of state aid to education and municipal tax levies.**
- 1-11 **(3) That certain requirements imposed by state law on local cities and towns to provide**  
1-12 **certain educationally-related items and services to private, parochial, and/or sectarian schools,**  
1-13 **impose additional hardships upon municipalities which said municipalities can no longer bear to**  
1-14 **fund.**
- 1-15 **16-21-34. Relief from certain state educationally-related mandates. -- (a)**  
1-16 **Recognizing the financial burdens on municipalities as identified in section 16-2-33, the general**  
1-17 **assembly authorizes municipalities to establish ordinances which shall permit the municipality to**

- 1-18 relieve itself from the following:
- 1-19 (1) Any obligation pursuant to section 16-23-2 ("Loan of Textbooks") to provide
- 2-1 textbooks to students from the municipality who attend private schools;
- 2-2 (2) Any obligation pursuant to chapter 16-21 ("Health and Safety of Pupils") to provide
- 2-3 transportation for students who attend private schools;
- 2-4 (3) Any obligation pursuant to chapter 16-21 to provide the services of certified nurses or
- 2-5 nurse teachers to any private schools; and
- 2-6 (4) Such other mandates or obligations which a municipality petitions the general
- 2-7 assembly for exemption from, and for which approval is given by the general assembly.
- 2-8 (b) Provided, that this section shall not apply to parochial or sectarian schools. Any
- 2-9 obligations imposed by section 16-23-2 and/or chapter 16-21 in regard to parochial or sectarian
- 2-10 schools shall remain in effect, and no ordinance or petition under the provisions of this section
- 2-11 shall be deemed to remove any municipality's obligation under these laws to a parochial or
- 2-12 sectarian school.
- 2-13 SECTION 2. This act shall take effect upon passage.

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**EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF**

**A N A C T  
RELATING TO EDUCATION - HEALTH AND SAFETY OF PUPILS**

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- 3-1 This act would allow a municipality to establish ordinances that would permit a
- 3-2 municipality to relieve itself from payment for certain services and products for students who
- 3-3 attend private schools, but would not apply to parochial, and/or sectarian schools.
- 3-4 This act would take effect upon passage.

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