

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

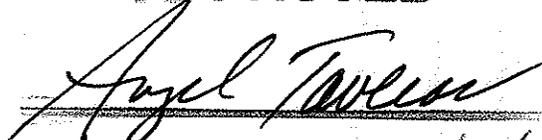
APR - 7 2011

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

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.

LC01806

**EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF**

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

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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