

section of the statutes. We have had a half a dozen families every year that needed some mechanism to transfer from one district to another because of the special needs of their child were not met, because of distance problems, because of a number of other things, and we have tried to address another problem and that is the transfer of property that is done for tax purposes as opposed to the best educative interest of the child and that has been a problem in this area. And the amount of land that can be transferred, whether a person should really have the right to pick the size of the chunk of land that can be transferred, and there are probably six or seven other different problems in this area that we have attempted to deal with in this bill in a comprehensive manner, all problems that are nagging, reoccurring problems. I think that even if you are not happy with all of the different solutions in this bill that you are going to be happy by and large with most of them and so I want to encourage you very strongly to pass the bill on to Select File and to come to Senator Koch or to myself with the portions that bother you and let's try to work those out or maybe even cut them out of the bill but keep the bill going because it really does address in an intelligent manner, I think, several of the freeholder problems that keep coming back to the Education Committee and, of course, then keep coming back to you. So that would be my plea. Thank you.

SENATOR CLARK: Senator Cope.

SENATOR COPE: Mr. President, members, a question of Senator Koch.

SENATOR CLARK: Senator Koch.

SENATOR COPE: Senator Koch, just a quick example, assume that I have a section of land, I want the children transferred into another district across the road. I realize that the minimum is 160 acres, that is if the home is on that, but let's also assume, and I don't know how important it is but I would assume quite important, the mill levy is less across the road in the district in which I want to be transferred. Naturally I am going to transfer the whole section. Now that could hurt the district in which I am leaving. Does that district have any right to hold back part of that or the whole bit has to be transferred?

SENATOR KOCH: The courts have said "no" on your question. You cannot do it for a tax advantage. You have got to prove a special need for educational purposes, not for a tax advantage.