

**New Jersey State Board of Education  
Minutes of the Regular Monthly Meeting  
in the Conference Room on the First Floor,  
100 River View Executive Plaza  
Trenton, NJ**

**June 2, 2004**

**Presiding:** Arnold G. Hyndman, Ph.D., President

**Secretary:** William L. Librera, Ed.D., Commissioner

**PRESENT CONSTITUTING A QUORUM:**

Dr. Ronald K. Butcher  
Ms. Margaret F. Bartlett  
Ms. Debra Casha  
Ms. Kathleen A. Dietz  
Mrs. Anne S. Dillman  
Mr. John A. Griffith  
Mr. Samuel J. Podietz  
Dr. Thelma Napoleon-Smith  
Mr. Edward M. Taylor  
Mrs. Roberta Van Anda

**ABSENT**

Ms. Maud Dahme  
Dr. Orlando Edreira

**CONVENING**

Arnold G. Hyndman, president, State Board of Education, convened the public meeting with the reading of the resolution pertaining to the public session of the State Board meeting as it complies with the Open Public Meetings Act.

**WHEREAS**, the New Jersey Open Public Meetings Act was enacted to insure the right of the public to have advance notice of and to attend the meeting of public bodies at which any business affecting their interest is discussed or acted upon, and

**WHEREAS**, in accordance with the provisions of this act, the State Board of Education has caused notice of this meeting to be published by having the date, time and place thereof posted in the Department of Education, Secretary of State's Office and notice also having been given to the State House Press Corps, the Governor's Office and the state board agenda subscribers, now therefore be it

**RESOLVED**, that by adopting this resolution the State Board of Education states its intention to convene a public meeting to conduct the state's business on June 2, 2004.

**STUDENT SPEAKERS**

Katie Wright, the 2004 State Board student representative and a junior from Shawnee High School (Burlington County), introduced the student guest speaker.

James Gant, a student from Manchester Township High School (Ocean County), spoke to the State Board about his service learning experience. James spoke about the experience he has gained by organizing the "Pennies for Patients" drive to benefit leukemia and lymphoma patients. He also

spoke about his involvement in the Community Action Program where he will volunteer his time in Congressman Chris Smith's office. James further stated that service learning fosters civic responsibility and allows students to learn and develop through involvement in the community.

Kelly Lopez, a student from Pleasantville High School (Atlantic County), spoke to the State Board about the importance of education. Kelly spoke about how many students today would rather dull their senses by using cheat sheets rather than using their minds by studying. She also spoke about how students spend too much time in front of the television rather than completing overdue book reports. Kelly further stated that it is time for students to challenge themselves and raise the bar rather than limboing beneath it.

President Hyndman, on behalf of the State Board, thanked the student speakers for their presentations.

### **INTRODUCTIONS**

Commissioner Librera recognized Daniel Mastrobuono, Camden County Superintendent of Schools, who represented the county superintendents. Dr. Mastrobuono has served in this position since January 1998.

### **STUDENT RECOGNITION**

The State Board recognized Christine Cairolì, a senior from Lindenwold High School (Camden County), as a part of its monthly recognition program designed to honor a student or a group of students who have made a significant contribution to school, community, family or other groups.

The State Board recognized Christine for her achievements in academic programs and her accomplishments in extra-curricular activities. She is ranked first in her class and is an exceptional athlete on the varsity wrestling team and cheerleading team. Christine is also in student government and in the National Honor Society.

On behalf of the State Board members, President Hyndman congratulated Christine for her accomplishments.

### **APPROVAL OF MINUTES OF THE MEETINGS**

On a motion duly seconded and carried, the State Board members approved the minutes of the meetings conducted on May 5, 2004 and May 19, 2004.

### **PRESIDENT'S REPORT**

#### **Nominating Committee Report**

Anne Dillman, chair of the State Board Nominating Committee, announced the nominations for the State Board officers for 2004-2005 on behalf of committee members Sam Podietz and John Griffith. The committee nominated Arnold G. Hyndman for President and Debra Casha for Vice President.

#### **Fed Challenge Title Winners from Rumson-Fair Haven Regional High School**

The Fed Challenge, a national economics competition in its ninth year, sponsored by participating Reserve Banks and the Board of Governors of the Federal Reserve System, challenges high school

students from around the country to prepare and present analyses of the economy and recommendations for monetary policy in a series of local , regional, and national competitions. The winners this year were a team of five students- Kimberly Gittleson, Kevin Johnson, Eric Roberts, Camilla Thees, and Amanda Tomney from Rumson-Fair Haven Regional High School. The students simulated a meeting of the San Francisco Federal Reserve Bank for the State Board members present in which they discussed important indicators economic activity and predicted when the FED should raise interest rates.

### **June Work Session and Public Testimony Session**

President Hyndman stated that the June work session will be held on June 16, 2004 at 1:00 p.m. at the Department of Education. The item for consideration will be the Request for Emergency Aid for Demarest School District in Bergen County and the item for discussion will be the Student Discipline Policy.

President Hyndman also stated that the June public testimony session will be held on June 16, 2004 at 2:30 p.m. He stated that the topics for consideration will be *NJAC* 6A:28, School Operations, *NJAC* 6A:12, Interdistrict Public School Choice and amendments to *NJAC* 6A:9, Professional Licensure and Standards (GPA/State Test).

### **COMMISSIONER'S REPORT**

#### **State Action for Education Leadership Project Grant II**

Commissioner Librera reported that New Jersey received a second State Action for Education Leadership Grant (SAELP II) in the amount of \$600,000 over the next three years. The grant comes from the Wallace Foundations and will be used to support the implementation of policies designed to strengthen school leaders and support effective instructional leadership in New Jersey.

### **ITEMS FOR CONSIDERATION:**

On motions duly seconded and carried, the State Board of Education took the following action:

#### **A. Appointments**

- There were no appointments.

#### **B. Certification of Districts**

- Certified for a period of seven years, the Buena Regional School District in Atlantic County and the West Deptford Township School District in Gloucester County pursuant to the Public School Education Act of 1975, N.J.A.C. 6A:30, Evaluation of the Performance of School Districts, and the *Manual for Evaluation of Local School Districts*.

C. **Annual Calendar of State Board Meeting Dates**

- Adopted the resolution for the annual calendar of the meeting dates of the State Board of Education 2004-2005 pertaining to *NJAC* 6A:1-2.2, pursuant to *NJSA* 18A:4-7 and 10:4-6 et seq.

**RESOLUTION**  
**ANNUAL CALENDAR OF STATE BOARD MEETING DATES**

**WHEREAS, N.J.S.A. 18A:4-7** states that, the State Board of Education shall hold public meetings at least once each month at such times as its rules may prescribe and at such other times and such places within the state as in its judgment may be necessary, but no meeting may commence later than 8:00 p.m.; and

**WHEREAS, N.J.A.C. 6A:1-2.2** requires that such meetings be held at such time, place, and on such dates as established by the State Board, pursuant to N.J.S.A. 10:4-6 et seq., Open Public Meetings Act, and notice of such meetings shall be made in a manner consistent with the law; now therefore be it

**RESOLVED,** that the State Board establishes the following dates for its monthly business meetings and public hearings for the 2004-2005 school year, and directs that a copy of the dates be sent to the Governor, the Secretary of State, the news media, the county superintendents, and the state board agenda subscribers.

**PUBLIC BUSINESS MEETINGS 2004-2005:**

July 7	November 3	March 2
August 4	December 1	April 6
September 1	January 5	May 4
October 6	February 2	June 1

**PUBLIC WORK SESSIONS 2004-2005:**

July 21	November 17	March 16
August 18	December 15	April 20
September 15	January 19	May 18
October 20	February 16	June 15

**PUBLIC HEARING SESSIONS 2004-2005:**

July 21	November 17	March 16
August 18	December 15	April 20
September 15*	January 19*	May 18*
October 20	February 16	June 15

**\*Open Topic Sessions**

Members of the public may reserve time to speak at public hearing sessions by calling the State Board of Education Office by noon on the Friday before the public hearing session at (609) 292-0739.

Notice of changes in the above will be made in compliance with the requirements of the Open Public Meetings Act.

**D. Qualifying PRAXIS II Scores for Teachers and Adoption of New Tests for School Administrators and Principals**

- Adopted raising the qualifying scores for the Praxis tests required for initial New Jersey teacher and educational services licensure pursuant to *NJAC* 6A:9-8.1(a)4 and 6A:9-13.6(b)2, and the adoption of new tests and establishing qualifying scores to be used to license new school administrators and principals pursuant to *NJAC* 6A:9-12.4(a)3 and 12.5(a)3.

**RESOLUTION  
ESTABLISHING QUALIFYING SCORES FOR PRAXIS II; AND  
ADOPTION OF NEW TESTS FOR SCHOOL ADMINISTRATORS AND PRINCIPALS**

**WHEREAS**, the State Board of Education has required that virtually all teacher certification candidates pass tests in specified disciplines in accordance with N.J.A.C. 6A:9-8.1, effective January 20, 2004; and

**WHEREAS**, the State Board of Education has required that school administrators pass a test of content knowledge directly related to the functions of school administrators in accordance with N.J.A.C. 6A:9-12.4, effective January 20, 2004; and

**WHEREAS**, the State Board of Education has required that principals pass a test of content knowledge directly related to the functions of principals in accordance with N.J.A.C. 6A:9-12.5, effective January 20, 2004; and

**WHEREAS**, Educational Testing Service (ETS) has developed The Praxis Series, Professional Assessments for Beginning Teachers, which includes Praxis II: Subject Assessment tests to assess content knowledge; and

**WHEREAS**, ETS has developed The School Leadership Series of tests, which include the School Leadership Licensure Assessment for entry-level principals and the School Superintendent Assessment for entry-level superintendents to assess knowledge respective to the job responsibilities; and

**WHEREAS**, the State Board of Education approved the department's selection of Praxis II: Subject Assessment tests and the establishment of initial cutoff scores. The initial cutoff scores were set lower than those theoretically appropriate levels with the specific intention of increasing qualifying scores over time based on consideration of a variety of factors; and

**WHEREAS**, the department has identified the School Leaders Licensure Assessment and the School Superintendent Assessment as the most appropriate and rigorous tests to assess a candidate's content knowledge respective to competent professional practice for New Jersey principals and school administrators; and

**WHEREAS**, the Department of Education has determined that the Praxis II Subject Assessment tests are valid and that the recommended increases in qualifying scores are fair and appropriate for beginning New Jersey teachers;

**WHEREAS**, the Department of Education has determined, through standard setting studies completed in conjunction with ETS and New Jersey principals and school administrators, that the School Leaders Licensure Assessment and the School Superintendent Assessment are valid and that the recommended initial qualifying scores are fair and appropriate for entry level New Jersey principals and superintendents; and

**WHEREAS**, the Department of Education will annually evaluate the impact of qualifying scores on the available pool of teachers, principals and superintendents and report same to the State Board of Education; now therefore be it

**RESOLVED**, that the State Board of Education hereby supports the department’s selection of the School Leaders Licensure Assessment and the School Superintendent Assessment for entry level principals and school administrators; and be it further

**RESOLVED**, that the State Board of Education hereby acknowledges and accepts the department’s establishment of the following qualifying scores:

Elementary Education: Content Knowledge (CK)	141
English Lang, Lit and Comp: CK	162
Mathematics: CK	137
Social Studies: CK	157
Physical Education: CK	148
Music: CK	153
Art: CK	150
French: CK	156
German: CK	157
Spanish: CK	159
Biology: CK Part 2	147
Chemistry: CK	134
Physics: CK	135
General Science: CK Part 1	152
General Science: CK Part 2	142
Marketing Education	630
Earth Science: CK	145
Health and Physical Education: CK	151
School Leaders Licensure Assessment	148
School Superintendent Assessment	151

**E. Qualifying PRAXIS II Scores and Adoption of New Tests for New Instructional Endorsements**

- Adopted establishment of the qualifying scores for new instruction endorsement pursuant to *NJAC*6A:9-8.1 and 13.6.

**RESOLUTION**  
**ESTABLISHING QUALIFYING SCORES FOR PRAXIS II; AND**  
**ADOPTION OF NEW TESTS FOR NEW INSTRUCTIONAL ENDORSEMENTS**

**WHEREAS**, the State Board of Education has required that virtually all teacher certification candidates pass tests in specified disciplines in accordance N.J.A.C. 6A:9-8.1, effective January 20, 2004; and

**WHEREAS**, the State Board of Education has created new endorsements that require tests; and

**WHEREAS**, these new endorsements include the Elementary School with Subject Matter Preparation, Technology Education, and Theatre; and

**WHEREAS**, the State Board of Education has required a test for the Speech-language Specialist endorsement in accordance with N.J.A.C. 6A:9-13.6; and

**WHEREAS**, the State Board of Education approved the department's selection of the Speech Language Pathology Specialty Area test for the Speech-language Specialist endorsement and the establishment of an initial cutoff score. The initial cutoff scores were set lower than those theoretically appropriate levels with the specific intention of increasing qualifying scores over time based on consideration of a variety of factors; and

**WHEREAS**, Educational Testing Service (ETS) has developed The Praxis Series, Professional Assessments for Beginning Teachers, which includes Praxis II: Subject Assessment and Specialty Area tests to assess content knowledge; and

**WHEREAS**, the Department of Education conducted standard setting studies to determine the validity and the theoretically appropriate qualifying scores for Praxis II Subject Assessments and Specialty Area tests and established committees to review the results of the standard setting studies;

**WHEREAS**, the Department of Education has determined that the Praxis II Subject Assessment and Specialty Area tests are valid and that the recommended increases in qualifying scores are fair and appropriate for beginning New Jersey teachers and Speech-language Specialists; and

**WHEREAS**, the Department of Education will annually evaluate the impact of qualifying scores on the available pool of teachers and report same to the State Board of Education; now therefore be it

**RESOLVED**, that the State Board of Education hereby supports the department's selection of the Praxis II Subject Assessment and Specialty Area tests; and be it further

**RESOLVED**, that the State Board of Education hereby acknowledges and accepts the department's establishment of the following qualifying scores:

Middle School English	156
Middle School Math	152
Middle School Science	145
Middle School Social Studies	158
Theatre Specialty Area	570
Speech Language Pathology Specialty Area	550
Technology Education Specialty Area	570

**F. Professional Licensure and Standards**

- Approved for publication in the *New Jersey Register* the amendments at *NJAC 6A:9-8.1, 11.1 and 11.2* pertaining to the appeals process for teacher certification eligibility requirements pursuant to *NJSA 18A:4-15*.

**G. Professional Licensure and Standards**

- Discussed the amendments at *NJAC 6A:9* pertaining to a new endorsement for office administration/office systems technology and grandfathering provisions pursuant to *NJSA 18A:4-15*.

**H. School Operations**

- Discussed the School Operations pertaining to *NJAC 6A:28*, pursuant to *NJSA 9:6-8.40, 10:4-12, 18A:1-1, 18A:4-15, 18A:6-9, 18A:7A-1, 18A:7F-1, 18A:8-24, 18A:9-2, 18A:10-6, 18A:12-21, 18A:13, 18A:16-2, 18A:17-20, 18A:26-2, 18A:27-3, 18A:28-12, 18A:29-9, 18A:36-19.1, 18A:46-14, 47:1A-2, 47:3-15*.

**I. Early Childhood Expectations**

- Discussed the resolution pertaining to the early childhood expectations pursuant to *NJAC 6A:8*.

**PRESCHOOL TEACHING AND LEARNING EXPECTATIONS:  
STANDARDS OF QUALITY**

**WHEREAS**, the State Board of Education supported the Commissioner of Education’s adoption on April 17, 2000 of the *Early Childhood Education Program Expectations: Standards of Quality* (“*Expectations*”) to serve as standards of quality for public school preschool programs in New Jersey; and

**WHEREAS**, pursuant to N.J.A.C. 6A:8-2.1(a)4, the State Board is authorized to initiate a review and re-adoption process of the *Expectations* every five years; and

**WHEREAS**, a task force was formed, comprised of Abbott district superintendents; Abbott district early childhood supervisors; curriculum content specialists; private preschool providers; school district administrators; parents; representatives from higher education; private industry; bilingual education programs and special education programs and other early childhood experts; and

**WHEREAS**, the task force obtained extensive public input through focus groups; mail and electronic mail; and

**WHEREAS**, the task force presented the revised *Expectations*, renamed *Preschool Teaching and Learning Expectations: Standards of Quality*, to the State Board of Education, the Commissioner and the public for review and consideration; now therefore, be it

**RESOLVED**, that the State Board of Education hereby adopts the *Preschool Teaching and Learning Expectations: Standards of Quality* to serve as standards of quality for public school preschool programs in New Jersey; and be it further

**RESOLVED**, that the State Board of Education commends the many participants who contributed to the revision of the *Expectations*; and be it further

**RESOLVED**, that the State Board of Education will initiate the review and re-adoption process of the *Preschool Teaching and Learning Expectations: Standards of Quality* beginning in July 2009.

**J. COMMISSIONER'S RECOGNITION OF AWARD WINNERS**

• **School Principals of the Year**

Commissioner Librera recognized three public school principals selected in a program designed to recognize exemplary school leadership. The principals were the fourth group chosen in the *New Jersey Principal of the Year Program: Rewarding Visionary Leadership*. This program is a partnership of the Department of Education with the New Jersey Principals and Supervisors Association, Geraldine R. Dodge Foundation, Washington Mutual and the Business Coalition for Educational Excellence. The three recipients represent all three levels of education: elementary, middle and secondary in the northern, central and southern regions of the state.

Each principal selected will receive two awards: a monetary award of \$5,000 to be utilized in their schools from the New Jersey Principals and Supervisors Association through their affiliation with Washington Mutual and a \$1,000 stipend for personal use.

Richard Ten Eyck introduced the following award recipients:

<b>Principal</b>	<b>School</b>	<b>County</b>
Ms. Gail Cropper	Washington Elementary School	Mercer
Dr. Joseph Ramos	Dr. Michael Conti Elementary School	Hudson
Mrs. Barbara Tedesco	Harrison Elementary School	Union

On behalf of the State Board of Education, President Hyndman congratulated the principals.

• **School Business Administrator of the Year**

Commissioner Librera presented Cindy Barr-Rague, the 2004 School Business Administrator of the Year. Ms. Barr-Rague, the business administrator for Marlboro Township Public Schools, received the award from the New Jersey Association of School

Business Officials (NJASBO). She had a front row seat in the implementation of Governmental Accounting Standards Board Statement No. 34 (GASB 34) and the institution of the Comprehensive Annual Financial Report (CAFRA). She compiled a CAFRA for her district a year before she was required to do so. In doing so, she acquired knowledge and skill that has made her NJASBO's expert.

A scholarship in the amount of \$1,500 will be given in Ms. Barr-Rague's name to a secondary school student in the district of her choice. President Hyndman and Commissioner Librera congratulated Ms. Barr-Rague on behalf of the State Board for being selected School Business Administrator of the Year.

## **NEW BUSINESS**

There was no new business.

## **LEGAL CASES**

On motions duly seconded and carried, decisions in the following cases were adopted by the board as presented by legal committee members Margaret F. Bartlett, Kathleen Dietz, John A. Griffith, Roberta Van Anda, and Debra Casha, chairperson.

J.B. and D.B., on behalf of minor child, A.B. V. BOARD OF EDUCATION OF THE BOROUGH OF PINE HILL, CAMDEN COUNTY, STATE BOARD DOCKET #51-03

The State Board of Education voted unanimously to affirm the decision of the Commissioner of Education to dismiss the petition in this matter, agreeing that the petitioners had failed to demonstrate that the district board's action in denying their son's application for the National Honor Society in his junior year was arbitrary or capricious.

E.C., on behalf of minor, D.B. V. BOARD OF EDUCATION OF THE TOWNSHIP OF UNION, UNION COUNTY, STATE BOARD DOCKET #15-04

The State Board of Education voted unanimously to dismiss the appeal in this matter for failure to perfect. N.J.A.C. 6A:4-1.12(a).

D.L. and Z.Y., on behalf of minor children, T.L. and K.L. V. BOARD OF EDUCATION OF PRINCETON REGIONAL SCHOOL DISTRICT, MERCER COUNTY, STATE BOARD DOCKET #40-02

Pursuant to a remand by the Appellate Division, the State Board of Education voted unanimously to remand this matter to the Commissioner of Education for such further proceedings as are necessary to determine the amount of tuition, if any, owed by the petitioners to the regional district for their children's attendance in the district for the period between January 2000 and February 29, 2000.

CAROL MAHER V. BOARD OF EDUCATION OF THE SHORE REGIONAL HIGH SCHOOL DISTRICT, MONMOUTH COUNTY, STATE BOARD DOCKET #10-04

The State Board of Education voted unanimously to affirm the decision of the Commissioner of Education to dismiss the petition filed in this matter, agreeing that the petitioner, a tenured teaching staff member, had not demonstrated that the regional board had violated her tenure rights when it

reduced her from a 4/5 position as a school social worker to a 1/5 position for the 2002-03 school year.

**JOHN SCOTT AND CHARLES YARNALL V. BOARD OF EDUCATION OF THE CITY OF TRENTON, MERCER COUNTY, AND BOARD OF EDUCATION OF THE MERCER COUNTY VOCATIONAL TECHNICAL SCHOOL DISTRICT, MERCER COUNTY and JAMES PUPALAIKIS, AUGUSTINE SPAGNOLA AND EDWARD SCHMIDT V. BOARD OF EDUCATION OF THE CITY OF TRENTON, MERCER COUNTY, AND BOARD OF EDUCATION OF THE MERCER COUNTY VOCATIONAL TECHNICAL SCHOOL DISTRICT, MERCER COUNTY, STATE BOARD DOCKET #41-02**

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The State Board of Education voted unanimously to affirm with modification the determination by the Commissioner of Education to award prejudgment interest to petitioners Yarnall and Pupalaikis pursuant to N.J.A.C. 6A:3-1.17. The State Board agreed with the Commissioner that whatever other issues may have remained in dispute among the parties, there was no dispute that the petitioners were entitled to at least that portion of their back pay not affected by an offset of unemployment compensation, and there appeared to be no reason why the district board could not have remitted those monies to them. However, the State Board modified the dates from which prejudgment interest was to be calculated, finding that interest should begin to run from the dates on which the district board conceded the petitioners' respective entitlement to back pay. Under the circumstances presented, the State Board concluded that the district board's failure to pay the petitioners that portion of their back pay which was undisputed and readily calculable after it acknowledged their entitlement thereto was tantamount to a refusal to pay. In addition, the State Board dismissed the cross-appeal filed by petitioners Yarnall and Pupalaikis for failure to perfect. N.J.A.C. 6A:4-1.12(a).

**IN THE MATTER OF THE DISTRIBUTION OF LIQUID ASSETS UPON DISSOLUTION OF THE UNION COUNTY REGIONAL HIGH SCHOOL DISTRICT NO. 1, UNION COUNTY, STATE BOARD DOCKET 14-04**

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The State Board of Education voted unanimously to deny the motion filed by the Berkeley Heights, Clark, Kenilworth and Springfield boards for a stay of the decision of the Commissioner of Education in this matter.

**ADJOURNMENT**

On a motion duly seconded and carried the State Board of Education adjourned its June 2, 2004 public meeting at 2:30 p.m.

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William L. Librera, Ed.D., Commissioner  
Secretary, NJ State Board of Education