

**New Jersey State Board of Education
Minutes of the Special Meeting
in the Conference Room on the Fourth Floor via telephone conference call
100 River View Executive Plaza
Trenton, NJ**

April 11, 2011

Presiding: Arcelio Aponte, President

Secretary: Christopher D. Cerf, Acting Commissioner

PRESENT CONSTITUTING A QUORUM

Ms. Claire Eckert
Mr. Jack Fornaro
Mr. Andrew Mulvihill
Mr. Ilan Plawker
Mr. Peter Simon
Dr. Dorothy Strickland

ABSENT

Dr. Ronald Butcher
Ms. Edithe Fulton
Mr. Robert Haney
Dr. Ernest Lepore

CONVENING

Arcelio Aponte, President, State Board of Education, convened the public meeting with the reading of the statement pertaining to the public session of the State Board meeting as it complies with the Open Public Meetings Act.

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.

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.

And seeing there was a quorum the meeting of April 11, 2011 was called to order.

ITEMS FOR CONSIDERATION:

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

- *A. **Resolution Requesting an Extension of the Expiration Dates of N.J.A.C. 6:30, 6A:14, 6A:16, 6A:19, 6A:26 and 6A:26A**
- Approved the resolution requesting that Governor Christie continue in effect *NJAC* 6:30, 6A:14, 6A:16, 6A:19, 6A:26, and 6A:26A until March 31, 2012, pursuant to *NJSA* 52:14B-5.1(d).

RESOLUTION
REQUESTING AN EXTENSION OF THE EXPIRATION OF
N.J.A.C. 6:30, 6A:14, 6A:16, 6A:19, 6A:26, and 6A:26A

WHEREAS, the State Board of Education sets rules necessary to carry out state education law including rules for the supervision and governance of the state’s 2,500 public schools serving 1.38 million students; and

WHEREAS, the State Board of Education recognizes that N.J.A.C. 6A:14, Special Education, N.J.A.C. 6:30, Adult Education Programs, N.J.A.C. 6A:16, Programs to Support Student Development, N.J.A.C. 6A:19, Career-Technical Education Programs and Standards, N.J.A.C. 6A:26, Educational Facilities, and N.J.A.C. 6A:26A, Comprehensive Maintenance Plans, that establish requirements for school districts and district boards of education regarding the daily operations of their schools, are scheduled to expire during the next 12 months according to the below schedule; and

Regulation	Sunset Date	Chapter Title
6A:14	August 4, 2011	Special Education
6:30	August 30, 2011	Adult Education Programs
6A:16	September 15, 2011	Programs to Support Student Development
6A:19	December 7, 2011	Career-Technical Education Programs and Standards
6A:26	February 9, 2012	Educational Facilities
6A:26A	February 9, 2012	Comprehensive Maintenance Plans

WHEREAS, Executive Order 58 establishes a Task Force charged with completing an extensive review of these and all current administrative regulations that affect public education to determine whether revisions are necessary; and

WHEREAS, the Task Force will issue its initial report no later than August 15, 2011; and

WHEREAS, proceeding with the extension of the expiration of N.J.A.C. 6:30, 6A:14, 6A:16, 6A:19, 6A:26, and 6A:26A would ensure that there would be no regulatory lapse until a comprehensive review of the current policies pertaining to these regulations can be resolved; and

WHEREAS, N.J.S.A. 52:14B-5.1(d) provides that the Governor may continue in effect an expiring rule for a period to be specified by the Governor; now therefore be it

RESOLVED that the State Board of Education respectfully requests Governor Christie continue in effect N.J.A.C. 6:30, 6A:14, 6A:16, 6A:19, 6A:26, and 6A:26A until March 31, 2012.

NEW BUSINESS

There was no new business.

ADJOURNMENT

On a motion duly seconded and carried the State Board of Education adjourned its April 11, 2011 public meeting at 4:10 p.m.

Christopher Cerf, Acting Commissioner
Acting Secretary, State Board of Education