

**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**

April 3, 2013

Presiding: Arcelio Aponte, President

Secretary: Christopher D. Cerf, Commissioner

PRESENT CONSTITUTING A QUORUM

Dr. Ronald Butcher
Mr. Mark Beidron
Mr. Joseph Fisicaro
Mr. Jack Fornaro
Ms. Edithe Fulton
Mr. Robert Haney
Dr. Ernest Lepore
Mr. Andrew Mulvihill
Mr. Ilan Plawker
Mr. Peter Simon
Dr. Dorothy Strickland

ABSENT

Ms. Claire Chamberlain

CONVENING

State Board of Education President Arcelio Aponte 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 New Jersey Open Public Meetings Act.

The 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 3, 2013, was called to order.

ADJOURN TO EXECUTIVE SESSION

President Aponte then read the resolution pertaining to the executive session of the State Board meeting as it complies with the Open Public Meetings Act.

WHEREAS, in order to protect the personal privacy and to avoid situations wherein the public interest might be disserved, the Open Public Meetings Act permits public bodies to exclude the public from that portion of a meeting at which certain matters are discussed, now therefore be it

RESOLVED, that consistent with the provision of *N.J.S.A. 10:4-12(b)*, the State Board of Education will now adjourn to executive session to discuss personnel and legal issues. The State Board immediately adjourned to executive session on April 3, 2013.

RECONVENING

President Aponte reconvened the open meeting at 10:00 a.m. with the reading of the resolution pertaining to the resumption of the public session of the State Board meeting as it complies with the Open Public Meetings Act.

WHEREAS, consistent with the provision of *N.J.S.A. 10:4-12(b)*, the State Board will now adjourn from executive session to resume the open session of this meeting.

PLEDGE OF ALLEGANCE

APPROVAL OF MINUTES OF THE MEETINGS

On a motion duly seconded and carried, the State Board members approved the minutes of the public meeting conducted on March 6, 2013.

INTRODUCTIONS

Commissioner Cerf recognized Dr. Rosalie Lamonte, Interim Executive County Superintendent of Schools (Morris, Sussex and Warren Counties) who represented the county superintendents.

PRESIDENT'S REPORT

Permanent Student Representative Remarks

President Aponte introduced Kenny Patrone the permanent student representative to the State Board for the 2012-2013 school year. Kenny presented a variety of views from students, administrators and staff about whether school districts should use electronic or bound textbooks.

Public Testimony

President Aponte stated that a public testimony session would be held today following the board meeting. He also stated that the following topics are scheduled for today's public testimony session: Regulatory Equivalency and Waiver, Managing for Equality and Equity, Adult Education, TEACH NJ, Bilingual Education, School District Operations, Career and Technical Education Programs and Standards and Student Transportation regulations.

President Aponte also stated that public testimony would not be held following the May 1 monthly public business meeting and that the Open Topic Session scheduled for May 1, 2013 is rescheduled to June 5, 2013.

President Aponte further stated that members of the public should contact the State Board office at 609-984-6024 or through the following website <http://education.state.nj.us/sboe/reg.php> for updates.

Creating Pathways to Prosperity Conference

President Aponte stated that he attended the *Creating Pathways to Prosperity Conference* in Cambridge MA on March 18 and 19, 2013 with Marie Barry, director, Office of Career and Technical Education Programs and Standards and Melanie Willoughby, Senior Vice President, New Jersey Business and Industry Association. He stated that the goal of the conference was to continue discussions and work around developing more robust systems of school-to-career pathways especially for those who choose not to attend four-year colleges.

Closing the Achievement Gap Task Force

President Aponte stated that a subcommittee of the Closing the Achievement Gap Task Force has met a number of times over the past few months to discuss recommendations to close the achievement gap. He also stated that a draft report is targeted to be released in May. He further stated that released, the Task Force would receive testimony from the public on the report at three regional hearings that are tentatively scheduled for late May and early June.

Resolution to Recognize April 2013 as School Library Month

President Aponte presented a resolution to recognize April 2012 as School Library Month. On a motion duly seconded and carried, the State Board approved the following resolution read by State Board Vice President Ilan Plawker:

Resolution to Recognize April 2013 as School Library Month

WHEREAS, school library programs promote student learning based on a 21st Century curriculum which fosters innovation, critical thinking, problem solving, communication and collaboration; and

WHEREAS, school library programs extend and enrich student learning on 21st Century themes such as global and environmental awareness, and financial, economic and entrepreneurial literacy;

WHEREAS, school library programs teach the skills of locating and using information through traditional resources and new technologies to provide literature appreciation activities and to guide and encourage informational and recreational reading to every student; and

WHEREAS, the school library program contributes to the individual growth and development of all students, while fostering both excellence and equity in education; and

WHEREAS, school librarians create and promote engaging interactive learning opportunities that include information and media literacies, life and career skills, and digital citizenship in the use of social media; and

WHEREAS, school librarians teach students to inquire, think critically, draw conclusions, make informed decisions, and create and share knowledge in preparation for college and the workplace; and

WHEREAS, it is both fitting and proper that special recognition be given to school library programs and the role of certified school librarians in education throughout the state of New Jersey; now, therefore, be it

RESOLVED, that the New Jersey State Board of Education and the Commissioner of Education recognize April 2013 as School Library Month in New Jersey.

COMMISSIONER’S REPORTS

Common Core State Standards (CCSS) and Partnership for Assessment of Readiness for College and Careers (PARCC)

Tracey Severns, Chief Academic Officer and Bari Erlichson, Chief Performance Officer provided an overview of the history and evolution of the Common Core State Standards and the Partnership for Assessment of Readiness for College and Careers.

School Performance Report Update

Bari Erlichson, Chief Performance Officer provided an update on the data collection for and release of the School Performance Report.

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 School Districts**

- There were no districts recommended for certification.

***C. Educational Facilities**

- Approved for publication in the *New Jersey Register* the amendments to the regulations pertaining to school facilities proposed at N.J.A.C. 6A:26 and 26A, pursuant to N.J.S.A. 18A:7G-5k, N.J.S.A. 18A:7G-13, 18A:7G-26 and P.L. 2000, c. 72, P.L. 2007, c.137, and P.L. 2008, c. 39.

***D. Student Residency**

- Approved for publication in the *New Jersey Register* the amendments to the rules pertaining to student residency proposed at N.J.A.C. 6A:22, Student Residency, pursuant to N.J.S.A. 18A:38-1.

***E. Programs to Support Student Development**

- Approved for publication in the *New Jersey Register* the proposed readoption with amendments pertaining to student services proposed at N.J.A.C. 6A:16, pursuant to N.J.S.A. 2A:4A; N.J.S.A. 2A:170; N.J.S.A. 2C:12; N.J.S.A. 2C:33; N.J.S.A. 2C:35; N.J.S.A. 2C:36; N.J.S.A. 2C:39; N.J.S.A. 9:6; N.J.S.A. 9:16; N.J.S.A. 18A:4; N.J.S.A. 18A:6; N.J.S.A. 18A:17; N.J.S.A. 18A:23; N.J.S.A. 18A:25; N.J.S.A. 18A:36; N.J.S.A. 18A:37; N.J.S.A. 18A:38; N.J.S.A. 18A:40; N.J.S.A. 18A:40A; N.J.S.A. 18A:46; N.J.S.A. 24:21; IDEA; Section 504; N.J.A.C. 8:57.

***F. Special Education**

- Approved for publication in the *New Jersey Register* the proposed readoption with amendments pertaining to special education proposed at N.J.A.C. 6A:14, pursuant to N.J.S.A. 18A:4-15, 18A:7A-1 et seq., 18A:7B-1 et seq., 18A:7C-1 et seq., 18A:39:1-1, 18A:40-4, 18A:46-1 et seq., 18A:46A-1 et seq., U.S.P.L. 93-112, Sec. 504, 94-142, 99-457 101-476, 105-17, and 108-446

***G. Standards and Assessment**

- Approved for publication in the *New Jersey Register* the amendments to the regulations pertaining to standards and assessment proposed at N.J.A.C. 6A:8, Standards and Assessment, pursuant to N.J.S.A. 18A:7A-49; 18A:7C; 18A:7E-2 through 5; 18A:35-4.2; 18A:54; 18A:59-5.

***H Adult Education**

- Discussed the readoption and recodification with amendments pertaining to adult education proposed at N.J.A.C. 6A:20, pursuant to N.J.S.A. 18A:1-1, 18A:4-15, 18A:7C-1 et seq., 18A:27-2, 18A:48-1, 18A:49-1 through 8, 18A:50-12, 13, and 14, and the Adult Education Act, 20 U.S.C. §§ 1201 et seq.

I. TEACH NJ

- Discussed the repeal of N.J.A.C. 6A:32-4.6 and amendments pertaining to educator evaluation and tenure charges proposed at N.J.A.C. 6A:10 and N.J.A.C. 6A:3-5, pursuant to N.J.S.A. 18A:4-15 and P.L. 2012, c. 26.

J. Managing for Equality and Equity in Education

- Discussed the repeal and recodification with amendments of the regulations pertaining to educational equity proposed at N.J.A.C. 6A:32, pursuant to N.J.S.A. 10:15-1 et seq. and 18A:36-20.

K. Regulatory Equivalency & Waiver

- Discussed the amendments to the Regulatory Equivalency and Waiver regulations at N.J.A.C. 6A:5, pursuant to N.J.S.A. 18A:36-1 et seq., specifically 18A:36A-18.

L. Charter Schools—Motion to Vacate the Adoption of Regulations

- Vacated the March 6, 2013 adoption of the proposed new regulations pertaining to nonpublic charter school conversion set forth at N.J.A.C. 6A:11, pursuant to N.J.S.A. 18A:36A-4.1.

***M. Charter Schools - Adoption**

- Adopted the proposed new regulations pertaining to nonpublic charter school conversion set forth at N.J.A.C. 6A:11, pursuant to N.J.S.A. 18A:36A-4.1.

***N. Charter Schools - Amended Notice of Adoption**

- Approved the amended notice of adoption pertaining to amendments and new rules set forth at N.J.A.C. 6A:11, pursuant to N.J.S.A. 18A:36A-1 et seq., specifically N.J.S.A. 18A:36A-18 for publication in the *New Jersey Register*.

WORK SESSION

There was no work session.

NEW BUSINESS

There was no new business.

ADJOURNMENT

On a motion duly seconded and carried, the State Board of Education adjourned its April 3, 2013, public meeting at 12:47 pm.

Christopher D. Cerf, Commissioner
Secretary, State Board of Education