

**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 5, 2013

Presiding: Arcelio Aponte, President

Secretary: Christopher D. Cerf, Commissioner

PRESENT CONSTITUTING A QUORUM

Dr. Ronald Butcher
Mr. Mark Beidron
Ms. Claire Chamberlain—via teleconference
Mr. Joseph Fiscaro
Mr. Jack Fornaro
Ms. Edithe Fulton
Mr. Robert Haney—via teleconference
Dr. Ernest Lepore
Mr. Ilan Plawker-via teleconference
Mr. Peter Simon
Dr. Dorothy Strickland

ABSENT

Mr. Andrew Mulvihill

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 June 5, 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 June 5, 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 ALLEGIANCE

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 May 1, 2013. State Board members Claire Chamberlain, Edythe Fulton and Ernest Lepore abstained. On a motion duly seconded and carried, the State Board members approved the minutes of the public meeting conducted on May 20, 2013.

INTRODUCTIONS

Commissioner Cerf recognized Dr. Gerald Vernotica, Interim Executive County Superintendent of Schools (Hunterdon County) who represented the county superintendents.

PRESIDENT'S REPORT

Report of the State Board Nominating Committee

Mark Biedron, chair of the Nominating Committee, presented the slate of candidates as: Arcelio Aponte for president and Ilan Plawker for vice president. The vote will occur next month. State Board members Edythe Fulton and Jack Fornaro were also on the committee.

Public Testimony

President Aponte stated that public testimony would be held following today's monthly public business meeting. He also stated that in addition to Open Topic the following topics are scheduled for the public testimony session: Educational Facilities, Programs to Support Student Development and the Student Residency regulations.

President Aponte stated that the following topics are scheduled for the July 10, 2013 public testimony: Regulatory Equivalency and Waiver, Managing for Equality and Equity, Adult Education, TEACH NJ, Standards and Assessment, and the Professional Licensure and Standards (Teacher Preparation) regulations.

President Aponte 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.

Resolution to Honor Kenny Patrone

The State Board members approved a resolution congratulating and thanking Kenny Patrone, a senior at Washington Township High School (Gloucester County) and permanent student representative for the 2012-2013 school year for his service.

On a motion duly seconded and carried, the State Board approved the following resolution read by State Board member Ilan Plawker:

RESOLUTION FOR KENNY PATRONE

WHEREAS, Kenny Patrone, a student at Washington Township High School in Gloucester County, has served with distinction as the student representative to the New Jersey State Board of Education from July 2012 to June 2013; and

WHEREAS, Kenny has ably executed his responsibilities as a representative of both the New Jersey Association of Student Councils and Washington Township High School; and

WHEREAS, Kenny served as the State Board liaison to the student community; and

WHEREAS, Kenny participated in State Board meetings by making presentations which were a benefit to the State Board members; and

WHEREAS, Kenny's school career demonstrates that he has many and varied interests and is an accomplished student and an asset to the school community and others; now therefore be it

RESOLVED, that the members of the New Jersey State Board of Education and the Commissioner of Education, Christopher D. Cerf, extend their sincere congratulations and appreciation to Kenny Patrone for a job well done; and be it further

RESOLVED, that the New Jersey State Board of Education and the Commissioner of Education wish to acknowledge Kenny's commitment of time and energy as the State Board Student Representative, and that they wish him continued success in his future endeavors.

COMMISSIONER'S REPORTS

Measuring Effective Teaching through Student Growth

Dr. Jonah Rockoff, an Associate Professor of Business at the Columbia Graduate School of Business, and a Research Associate at the National Bureau of Economic Research provided a presentation on how Student Growth Percentile measures are constructed, and why they are appropriate to consider in educator evaluations. Dr. Rockoff has published several studies that examine the reliability and validity of student growth measures in measuring effective teaching.

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**

- Certified for a period of three years, the following school districts recommended by the Commissioner, pursuant to N.J.S.A. 18A:7A-14a and b.

Certified School District	County
Atlantic Co. Special Services	Atlantic
Linwood	Atlantic
East Rutherford	Bergen
Burlington Township	Burlington
Northern Burlington Co. Reg.	Burlington
Tabernacle Township	Burlington
Audubon	Camden
Collingswood	Camden
Haddon Heights	Camden
Voorhees Township	Camden
Holmdel	Monmouth
Ocean Township	Monmouth
Red Bank Regional H.S.	Monmouth
Chester	Morris
Madison	Morris
Mendham Township	Morris
Bernards Township	Somerset
Manville	Somerset
Somerset County Vocational	Somerset
Somerset Hills Regional	Somerset
Walkkill Valley Regional	Sussex
Clark	Union
Kenilworth	Union
Union County Vocational	Union

***C. In the Matter of the State Intervention of the Camden School District**

- Adopted the following administrative order placing the Camden City School District under full State intervention:

ADMINISTRATIVE ORDER OF THE STATE BOARD OF EDUCATION

WHEREAS, the Department of Education (“Department”), by letter dated February 6, 2012, issued an evaluation of the Camden City School District (“District”) finding that the District failed to satisfy at least 50% of the quality performance indicators in the key component areas of Instruction and Program, Operations Management, Personnel and Governance; and

WHEREAS, the District, by letter dated February 9, 2012, requested that the Department reconsider the QSAC scores in Instruction and Program, Personnel, Operations and Governance pursuant to N.J.A.C. 6A:30-4.1(f); and

WHEREAS, the Department, after thoroughly reviewing and considering documentation submitted by the District in support of its request for reconsideration, concluded that the District still failed to satisfy at least 50% of the quality performance indicators in the key component areas of Instruction and Program, Operations Management, Personnel and Governance; and

WHEREAS, the District has been under the direct oversight of a State fiscal monitor appointed by the Commissioner since December 2006 due to a determination that the District met the criteria for the intervention as set forth in N.J.S.A. 18A:7A-55; and

WHEREAS, the Commissioner authorized an in-depth evaluation (“IDE”) of the District’s performance and capacity which commenced on February 14, 2012; and

WHEREAS, on August 9, 2012, the Department issued the IDE which confirmed severe deficiencies in the District’s educational program; and

WHEREAS, on March 25, 2013, the Commissioner of Education, pursuant to N.J.S.A. 18A:7A-15 and N.J.A.C. 6A:30-6.6(a), issued the Camden City Board of Education (“Board”) an Order to Show Cause why an Administrative Order placing the District under full State intervention not be implemented based on the existence of circumstances detailed in the Order to Show Cause; and

WHEREAS, on March 25, 2013, at the time of service of the Order to Show Cause, the Commissioner, pursuant to N.J.A.C. 6A:30-6.6(b), served upon the Board a full intervention plan containing his proposals for an administrative order for full intervention which is attached hereto and incorporated herein by reference; and

WHEREAS, the full intervention plan provides for the appointment of a State district superintendent for an initial term not to exceed three years, and the costs of his or her salary to be an expense of the District; and

WHEREAS, the full intervention plan provides for the appointment of a highly skilled professional pursuant to N.J.S.A. 18A:7A-14 to provide direct oversight in the District in the area of personnel; and

WHEREAS, the full intervention plan provides for the continuation of a highly skilled professional previously appointed pursuant to N.J.S.A. 18A:7A-14(c)(2) in the District in the area of governance; and

WHEREAS, the full intervention plan provides for the appointment of a highly skilled professional pursuant to N.J.S.A. 18A:7A-14 to provide direct oversight of the District's special education office and special education services provided by the District; and

WHEREAS, the full intervention plan provides that the costs of the highly skilled professionals will be divided equally between the State and the District; and

WHEREAS, the full intervention plan provides for the continuation of the State Monitor appointed pursuant to N.J.S.A. 18A:7A-55; and

WHEREAS, the full intervention plan provides for the abolition of the District's chief school administrator and those executive administrators responsible for curriculum, business and finance, and personnel, including: Deputy Superintendent, Assistant Superintendent for Administration and Support Services, Assistant Superintendents for Curriculum and Instruction, Director of Human Resources, and Business Administrator; and

WHEREAS, the full intervention plan provides that a new organizational structure will be instituted upon State intervention; and

WHEREAS, the full intervention plan provides for the establishment of a Capital Project Control Board in the District, with the functions and powers set forth in N.J.S.A. 18A:7A-46 et seq.; and

WHEREAS, the full intervention plan provides for the appointment of up to three additional members of the Camden Advisory Board; and

WHEREAS, the full intervention plan incorporated the Amended NJQSAC District Improvement Plan; and

WHEREAS, pursuant to N.J.A.C. 6A:3-1.5(a), the Board was required to file a response to the Order to Show Cause by April 15, 2013; and

WHEREAS, on April 8, 2013, the Board requested a 20-day extension to file a response to the Order to Show Cause; and

WHEREAS, the Bureau of Controversies and Disputes granted the Board's request for a 20-day extension to file a response to the Order to Show Cause; and

WHEREAS, by Consent Order dated April 30, 2013, the Board acknowledged that the Department's administrative order proposals were not arbitrary, unreasonable or capricious; and

WHEREAS, the Board, while not admitting any specific allegations set forth in the Order to Show Cause, agreed that an administrative order placing the District under full State intervention should be implemented; and

WHEREAS, the Board waived its right to a plenary hearing pursuant to N.J.S.A. 18A:7A-15 before a judge of the Office of Administrative Law; and

WHEREAS, the Commissioner recommended to the State Board of Education ("State Board") that it issue an order placing the District under full State intervention; and

WHEREAS, the State Board having determined that the District is not providing a thorough and efficient system of education; **NOW THEREFORE**,

It is on this 5th day of June, 2013,

ORDERED that the Camden City Board of Education be placed under full State intervention pursuant to N.J.S.A. 18A:7A-15, N.J.S.A. 18A:7A-15.1, and N.J.S.A. 18A:7A-34, effective June 25, 2013, or the day after the last day of school for teachers in the 2012-2013 academic year, whichever is the later date; and it is further

ORDERED that the Board of Education in place on the effective date of full State intervention shall have only those rights, powers and privileges of an advisory board; and it is further

ORDERED that the Commissioner of Education is authorized to exercise any and all authority granted to him under N.J.S.A. 18A:7A-10 et seq. to implement full intervention in the District; and it is further

ORDERED that the Commissioner of Education is authorized to appoint up to three additional members to the advisory Board of Education pursuant to N.J.S.A. 18A:7A-15.1 and N.J.S.A. 18A:7A-47; and it is further

ORDERED that the Commissioner recommend an individual qualified by training and experience for appointment by the State Board of Education as State district superintendent of schools pursuant to N.J.S.A. 18A:7A-15 and N.J.S.A. 18A:7A-15.1 to direct all operations of the District; and it is further

ORDERED that the Commissioner is authorized to direct any and all relief set forth in the full intervention plan attached hereto; and it is further

ORDERED that this Administrative Order shall remain in effect until modified by the State Board of Education upon recommendation of the Commissioner of Education pursuant to N.J.S.A. 18A:7A-49.

***D. Resolution to Accept Donated Funds**

- Adopted the following resolution approving the acceptance of \$75,000 in donated funds.

APPROVAL OF DONATED FUNDS

WHEREAS, it is the shared goal of the New Jersey Department of Education (“Department”) and the New Jersey State Board of Education to ensure that all children, regardless of life circumstances, graduate from high school college and career ready; and

WHEREAS, the Department is responsible for implementing the Common Core State Standards in math and English language arts, as approved by the State Board of Education, in grades K through 12; and

WHEREAS, in accordance with the TEACHNJ Act, P.L.2012, c.26, the Department is implementing a new educator evaluation system across the state beginning in the 2013-14 school year; and

WHEREAS, the Department, along with 11 other states, has joined the Cross State Learning Collaborative (“CSLC”), a coalition of state and district leaders from across the country that has formed to discuss the experiences of implementing the Common Core State Standards and educator evaluation systems; and

WHEREAS, the Department is represented in the CSLC by two Department staff members and a current New Jersey Superintendent, principal, and teacher; and

WHEREAS, a foundation known as the New Venture Fund has agreed to provide a grant in the amount of \$75,000 to the Department to support the Department’s efforts to share what it learns through its participation in the CSLC with educators across the state through the dissemination of tools, resources, and information pursuant to the terms expressed in the Grant Agreement between the New Venture Fund and the Department attached hereto as “Exhibit A”; and

WHEREAS, N.J.S.A. 18A:4-26 requires State Board of Education approval for the Commissioner of Education to accept such donated funds; now therefore be it

RESOLVED, that the New Jersey State Board of Education hereby approves the acceptance of the donated funds in the amount of \$75,000 consistent with the terms of the Grant Agreement attached hereto as “Exhibit A.”

***E. State Board Calendar of Meeting Dates Resolution**

- Adopted the following resolution establishing the annual calendar of 2013-2014 meeting dates of the State Board of Education set forth in N.J.A.C. 6A:1-2.2, pursuant to N.J.S.A. 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 2013-2014 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/WORK SESSION MEETINGS 2013-2014:

July 10	November 6	March 5
August 7	December 4	April 2
September 11	January 8	May 7
October 2	February 5	June 4

PUBLIC HEARING SESSIONS 2013-2014:

July 10	November 6	March 5
August 7	December 4	April 2
September 11*	January 8*	May 7*
October 2	February 5	June 4

*Open Topic Sessions

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

F. New PRAXIS Tests and Qualifying Scores for Teachers Resolution

- Discussed the following resolution to adopt new tests and the initial qualifying scores for the Praxis II to be used to obtain the Middle School Mathematics and PreK-12 Mathematics endorsements and the Middle School Language Arts and PreK-12 Language Arts endorsement pursuant to N.J.A.C. 6A:9-8.1, and further discussed the new tests and initial qualifying scores for the PRAXIS Core Academic Skills tests to be used to obtain standard certification for experience-based Career and Technical Education endorsements pursuant to N.J.A.C. 6A:9-11.2(c)5i.

**RESOLUTION TO
ADOPT NEW PRAXIS II TESTS AND QUALIFYING SCORES FOR MIDDLE
SCHOOL MATHEMATICS, PRE-K THROUGH GRADE 12 MATHEMATICS,
MIDDLE SCHOOL LANGUAGE ARTS, PRE-K THROUGH GRADE 12
LANGUAGE ARTS, AND PRAXIS I BASIC SKILLS TESTS IN READING,
WRITING, AND MATHEMATICS**

WHEREAS, the State Board of Education has required that teacher certification candidates pass tests in specified disciplines in accordance with N.J.A.C. 6A:9-8.1, effective January 5, 2009 and in basic reading, writing, and mathematics skills in accordance with N.J.A.C. 6A:9-11.2(c)5i, effective January 5, 2009; and

WHEREAS, the State Board of Education has required tests for the endorsements for Middle School Mathematics, Pre-K Through Grade 12 Mathematics, Middle School Language Arts, and Pre-K Through Grade 12 Language Arts in accordance with N.J.A.C. 6A:9-8.1; and

WHEREAS, State Board of Education has also required the Praxis Core Academic Skills tests (previously titled the Praxis I tests) in Reading, Writing, and Mathematics for the Career and Technical Education endorsements in accordance with N.J.A.C. 6A:9-11.2(c)5i; and

WHEREAS, the Educational Testing Service (ETS) has recently established new Praxis II tests for the endorsements listed above and has also recently established new Praxis Core Academic Skills tests to replace the current tests that are in use by the department; and

WHEREAS, the department has participated in and accepts the national standard-setting studies for all aforementioned tests except the Middle School Language Arts test to determine the validity of and the theoretically appropriate qualifying scores for the tests; and

WHEREAS, the department has also reviewed and accepted the bases for the new ETS Middle School Language Arts test as stated in the national standard-setting study for that test and accepts the validity of the recommended qualifying score for that test; and

WHEREAS, the State Board of Education approves the department's selection of these respective Praxis II tests and the Praxis Core Academic Skills tests and the initial qualifying scores for the each test; and

WHEREAS, the department will monitor the impact of these tests and qualifying scores on the passing rates for each subject area and will report any problems with the 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 this Praxis II Subject Assessment tests and the Praxis Core Academic Skills 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 for each test effective September 1, 2013:

Praxis II Tests	Proposed Qualifying Score
Middle School Mathematics	165
Pre-K to Grade 12 Mathematics	160
Middle School Language Arts	164
Pre-K to Grade 12 Language Arts	167
Praxis Core Basic Skills Tests	
Reading	156
Writing	162
Mathematics	150

***G. Professional Licensure and Standards**

- Adopted the regulations pertaining to teacher licensure and standards proposed at N.J.A.C. 6A:9, Professional Licensure and Standards pursuant to N.J.S.A. 18A:1-1, 18A:4-15, 18A:6-34, 18A:6-38, 18A:36-10 and 18A:26-2.7.

H. Professional Licensure and Standards

- Discussed the regulations pertaining to teacher preparation proposed at N.J.A.C. 6A:9, Professional Licensure and Standards pursuant to N.J.S.A. 18A:1-1, 18A:4-15, 18A:6-34, 18A:6-38, 18A:36-10 and 18A:26-2.7

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 June 5, 2013, public meeting at 12:50 pm.

Susana Guerrero, Acting Commissioner
Acting Secretary, State Board of Education