

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

**July 13, 2016**

**Presiding:** Mark Biedron, President

**Secretary:** David C. Hespe, Commissioner

**PRESENT CONSTITUTING A QUORUM**

Mr. Joseph Fisicaro  
Mr. Jack Fornaro  
Dr. Ernest Lepore - via teleconference  
Mr. Andrew Mulvihill - via teleconference  
Mr. Peter Simon  
Dr. Dorothy Strickland

**ABSENT**

Mr. Arcelio Aponte  
Dr. Ronald Butcher  
Ms. Edithe Fulton

**CONVENING**

State Board of Education President Mark Biedron 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 July 13, 2016, was called to order.

**ADJOURN TO EXECUTIVE SESSION**

President Biedron 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 Education will now adjourn to executive session to discuss personnel and legal issues. The State Board immediately adjourned to executive session on July 13, 2016.

**RECONVENING**

President Biedron reconvened the open meeting at 10 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.

### **ELECTION OF STATE BOARD OFFICERS**

Commissioner David C. Hespe, secretary to the State Board, conducted the annual election of State Board officers. Peter Simon, chair, State Board Nominating Committee, presented the slate of officers. On motions duly seconded and carried, the State Board members elected Mark Biedron as State Board President and Joseph Fisicaro as State Board Vice President. Both were elected for a one-year term.

President Biedron and Vice President expressed their gratitude to the members of the State Board for electing them to their leadership positions.

### **PLEDGE OF ALLEGIANCE**

### **RECOGNITION OF DR. PAUL B. WINKLER**

Commissioner Hespe asked for a moment of silence to remember Dr. Paul B. Winkler who passed away on July 12, 2016. Dr. Winkler recently retired from the Department of Education after serving as Executive Director of the New Jersey Holocaust Commission. Dr. Winkler built a 58-year career in education, with 42 of those years devoted to Holocaust / genocide education.

### **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 June 1, 2016.

### **PRESIDENT'S REPORT**

#### **Public Testimony**

President Biedron stated public testimony would not be held at 2 pm following the July 13, 2016 meeting as no one registered to speak. He also stated that the topic scheduled was the Monmouth-Ocean Educational Services Commission's request to enlarge its purpose.

President Biedron stated public testimony would be held at 2 pm following the August 3, 2016, State Board meeting. He also stated that the topic for the August public testimony session is the amendments to the Student Transportation regulations. He further stated that registration for the August 3, 2016 public testimony session would open on Thursday, July 14, 2016 and close on Thursday, July 28, 2016.

President Biedron stated that anyone interested in speaking at or also attending the public testimony session must register so the State Board staff can make proper arrangements for space. He also stated that members of the public should contact the State Board office at 609-984-6024 or check the following website <http://education.state.nj.us/sboe/reg.php> for updates.

#### **Permanent Student Representative**

President Biedron welcomed Ava Rybicki the 2016-2017 permanent student representative to the State Board of Education. Ava Rybicki is a junior from Williamstown High School in Gloucester County. President Biedron also introduced Ava's advisor, Mr. David Zane. Ava introduced herself to the State Board members and expressed her excitement at being the new student representative.

**COMMISSIONER’S REPORTS**

**School Security Update Presentation**

Ben Castillo, Director, Office of School Preparedness and Emergency Planning and Jeff Gale, Investigator, provided an overview of the school safety and security initiatives underway to increase the protection of students, staff and facilities throughout the state.

**ESSA Overview**

Diana Pasculli, Deputy Chief of External Affairs and Jill Hulnick, Deputy Chief Talent Officer provided an overview and timeline for implementation. The presentation also included the work completed by the Department and the approach being used to engage stakeholders in the process.

**ITEMS FOR CONSIDERATION:**

*\*Items scheduled for a vote are marked with an asterisk.*

**\*A. Appointment(s)**

- 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.

<b>Certified School District</b>	<b>County</b>
Absecon	Atlantic
Galloway Township	Atlantic
Ridgefield	Bergen
Somerville	Somerset
Vernon Township	Sussex

**\*C. Passaic County Educational Services Commission Name Change Request**

- Adopted the following resolution approving the recommendation pertaining to the request from the Passaic County Educational Services Commission for a name change, pursuant to N.J.S.A. 18A:6-61.

**RESOLUTION  
REQUESTING A NAME CHANGE FOR THE PASSAIC COUNTY EDUCATIONAL SERVICES  
COMMISSION**

**WHEREAS**, the State Board of Education approved the establishment of the Passaic County Educational Services Commission in or about December 1977, pursuant to N.J.S.A. 18A:6-52, to provide educational and administrative services and programs to member school district boards of education; and;

**WHEREAS**, the educational services provided to school districts in Passaic County include, without limitation, Supplemental Educational Services, Extended School Year Program, Summer School Program, Alternative Education/Special Needs High Schools, Professional Services (Physical,

Occupational, and/or Speech Therapy; Home Instruction; and Financial/Clerical Office Staffing), Substitute Registry, One-to-One Aides, Non-Public Nursing, Technology, and Transportation; and

**WHEREAS**, the Passaic County Educational Services Commission also delivers various of the aforementioned services to a number of northern New Jersey school districts located outside of Passaic County and, more specifically, in Bergen County, Morris County, Hudson County, and Sussex County; and therefore requested and received approval from the State Board of Education on August 5, 2015 to expand its areas of service beyond those identified in its original petition to better identify and authorize the scope of services it now provides to its clientele; and

**WHEREAS**, those services provided by the Passaic County Educational Services Commission will continue to supplement and not supplant services offered by other Educational Services Commissions; and

**WHEREAS**, the Passaic County Educational Services Commission has agreed to expand its membership, in accordance with N.J.S.A. 18A:6-53 to include representation that reflects the programmatic depth and geographic reach of the approved purpose; and

**WHEREAS**, and the Passaic County Educational Services Commission is requesting that the State Board of Education approve a name change to The Northern Region Educational Services Commission of New Jersey, to more accurately reflect the clientele served by the Commission; now therefore be it

**RESOLVED** that, pursuant to N.J.S.A. 18A:6-61, the State Board of Education grants approval to the Passaic County Educational Services Commission to change its name to The Northern Region Educational Services Commission of New Jersey.

**\*D. School Ethics Commission**

- Adopted the re adoption without amendments of the School Ethics regulations proposed at N.J.A.C. 6A:28, School Ethics Commission, pursuant to N.J.S.A. 18A:4-15 and 18A:12-34.

**\*E. Educator Effectiveness**

- Approved for publication in the *New Jersey Register* the amendments pertaining to educator evaluation proposed at N.J.A.C. 6A: 9C Professional Development and N.J.A.C 6A:10, Educator Effectiveness pursuant to N.J.S.A. N.J.S.A. 18A:1-1, 18A:4-15, 18A:6-34 and 38, 18A:26-2.7 and 10, and P.L. 2012, c. 11., and N.J.S.A. 18A:4-15.

**\*F. Programs to Support Student Development**

- Approved for publication in the *New Jersey Register*, the amendments to Chapter 16 pertaining to anti-bullying pursuant to N.J.S.A. 18A:4-15 and 18A:37-15 and 21 and N.J.A.C. 6A:32-7.

**\*G. Educational Facilities**

- Adopted amendments to Chapter 26 pertaining to lead testing of drinking water, pursuant to P.L. 2016, c.10. and N.J.S.A. 18A:4-15.

**H. Student Transportation**

- Discussed amendments to the regulations pertaining to school buses at N.J.A.C. 6A:27, Student Transportation, pursuant to N.J.S.A. 18A:39-21.

**WORK SESSION**

There was no work session.

**NEW BUSINESS**

State Board vice President Joseph Fisicaro stated that he recently visited the Atlantic County and Gloucester County Special Services School Districts. He expressed his appreciation for their hospitality and hard work. He also stated that he also visited Freehold Borough School District and that he would like to visit some special services school districts in the northern region of the state this year.

**ADJOURNMENT**

On a motion duly seconded and carried, the State Board of Education adjourned its July 13, 2016, public meeting at 11:45 a.m.

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David C. Hespe, Commissioner  
Secretary, State Board of Education