

PUBLIC NOTICE

EDUCATION

STATE BOARD OF EDUCATION

Notice of Action on Petition for Rulemaking

**Administration of the Armed Services Vocational Aptitude Battery Career Exploration
Program (ASVAB-CEP) Standardized Test**

N.J.A.C. 6A:32

Petitioner: Penny M. Venetis, Clinical Professor of Law, on behalf of The Rutgers Constitutional

Rights Clinic, Rutgers School of Law-Newark.

Take notice that on December 30, 2013, the New Jersey State Board of Education received a petition for rulemaking from the above petitioner requesting that the Department create a new administrative rule requiring school districts utilizing the Department of Defense, Armed Services Vocational Aptitude Battery Career Exploration Program (ASVAB-CEP) to obtain permission from a parent or legal guardian before administering the examination to students. Petitioner also requests that the Department create a new administrative rule requiring that, when administering the ASVAB-CEP, school guidance counselors must select “Option 8,” which prevents the results from automatically being released to the Department of Defense.

A notice acknowledging receipt of the petition was published in the February 18, 2014, New Jersey Register at 46 N.J.R. 400(a). In accordance with applicable law, the Department reviewed the petition and has determined that additional time is needed to deliberate about this petition. Time is needed to further evaluate how school districts administer the ASVAB-CEP Statewide, as well as the disclosure methods used for the assessment results.

Accordingly, pursuant to N.J.A.C. 1:30-4.2(a)3 and 6A:6-4.2(b)3, this matter will be referred for further deliberation for a period not to exceed 90 days.

A copy of this public notice is being mailed to the petitioners.