

# REGULATION

## NEW DISTRICT BOARD OF EDUCATION

PROGRAM  
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Special Education/Receiving Schools –  
Appropriately Certified and Licensed Staff  
M

**[Required for Approved Private Schools for Students with Disabilities, Educational Services Commissions, Jointure Commissions, Regional Day Schools, and County Special Services School Districts]**

R 2461.06 SPECIAL EDUCATION/RECEIVING SCHOOLS –  
APPROPRIATELY CERTIFIED AND LICENSED STAFF

- A. The receiving school will comply with the requirements that all personnel serving students with disabilities are appropriately certified and licensed, where a license is required, in accordance with the State and Federal Law. Additionally, the receiving school shall ensure that all personnel serving students with disabilities are assigned to teach only the classes for which they hold appropriate certification.
1. The receiving school shall provide a list of professional staff who will provide services to the County Office of Education.
    - a. The list shall verify staff certification and license, if one is required, the function they will perform, and documentation of a completed criminal history review pursuant to N.J.S.A. 18A:6-7.1.

First Reading: 20 June 2022

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Special Education/Receiving Schools – Statewide  
and District-Wide Assessment Programs  
M



[Required for Approved Private Schools for Students with Disabilities, Educational Services Commissions, Jointure Commissions, Regional Day Schools, and County Special Services School Districts]

R 2461.09 SPECIAL EDUCATION/RECEIVING SCHOOLS – STATEWIDE  
AND DISTRICT-WIDE ASSESSMENT PROGRAMS

- A. The receiving school will comply with the requirements for Statewide and district-wide assessments in accordance with the provisions as outlined in N.J.A.C. 6A:14-4.10. All students with disabilities will participate in Statewide assessments or the alternate assessment, in grades three, four, five, six, seven, eight, and eleven in accordance with their assigned grade level.
1. The receiving school shall ensure that Statewide assessments and alternate assessments (NJSLA, DLM) are provided to students with disabilities onsite at the receiving school and that Statewide assessments are administered by receiving school staff members. Students shall not be sent back to their home districts to take any assessment.

First Reading: 20 June 2022

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Special Education/Receiving Schools –  
Full Educational Opportunity  
M



[Required for Approved Private Schools for Students with Disabilities, Educational Services Commissions, Jointure Commissions, Regional Day Schools, and County Special Services School Districts]

R 2461.10 SPECIAL EDUCATION/RECEIVING SCHOOLS –  
FULL EDUCATIONAL OPPORTUNITY

The receiving school will comply with the requirements for full educational opportunity to all students with disabilities including courses and classes that will enable students with disabilities to meet requirements needed to receive a State-endorsed diploma, as appropriate. The receiving school shall maintain documentation of the curriculum and materials currently utilized by the school, including a description of how the New Jersey State Learning Standards will be implemented.

- A. The receiving school shall ensure the following:
1. The receiving school shall review and update annually the curriculum initially approved by the New Jersey Department of Education. The receiving school shall get approval from the County Office of Education before the receiving school makes any changes to the curriculum or adopts any new curriculum.
  2. In accordance with N.J.A.C. 6A:14-3.7(e)9, students with disabilities will not be exempt from graduation requirements unless the receiving school provides a description of the alternate proficiency to be achieved.
  3. The receiving school shall have a plan in effect, in accordance with N.J.A.C. 6A:14-1.2(b)19, to establish stability in special education programming.
    - a. The receiving school's plan shall take into account the consistency of the location, curriculum, and staffing in the provision of special education services.
    - b. The receiving school's plan shall also include the mechanism used to evaluate student progress in the general education curriculum and program efficacy.

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Special Education/Receiving Schools – Length of  
School Day and Academic Year  
M



**[Required for Approved Private Schools for Students with Disabilities, Educational Services Commissions, Jointure Commissions, Regional Day Schools, and County Special Services School Districts]**

R 2461.12 SPECIAL EDUCATION/RECEIVING SCHOOLS – LENGTH OF  
SCHOOL DAY AND ACADEMIC YEAR

The receiving school will ensure that the length of the school day and academic year shall be as long as that established for nondisabled students in accordance with N.J.A.C. 6A:14-4.1(c) and must include at least four hours of actual school work instruction in accordance with N.J.A.C. 6A:14-7.6(i).

- A. Procedures To Ensure The Length Of The School Day And Academic Year Are As Long As That Established For Nondisabled Students
1. The receiving school shall ensure that the length of a school day and academic year is consistent with a sample daily schedule and school calendar from one of their sending school districts and must reflect the appropriate age/grade level for those students who attend the receiving school (e.g. elementary, middle, and/or high school).
  2. The receiving school will maintain documentation of the school calendar of the sending school district, along with the receiving school's calendar, to ensure compliance.
  3. The receiving school will maintain documentation of a sample student daily schedule from a sending school district, along with a sample receiving school's daily schedule, to ensure compliance.
  4. The receiving school will not include shortened school days in its daily schedule or calendar unless such days are reflected in the sending school sample daily schedule and/or school calendar.
  5. Any shortened school days for an individual student will be implemented, as needed on an individual basis, and must be reflected in each student's Individualized Education Program (IEP).

First Reading: 20 June 2022

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Special Education/Receiving Schools – Amending  
Policies, Procedures, the Services Provided, or  
the Location of Facilities



**[Required for Approved Private Schools for Students with Disabilities, Educational Services Commissions, Jointure Commissions, Regional Day Schools, and County Special Services School Districts]**

**R 2461.14 SPECIAL EDUCATION/RECEIVING SCHOOLS – AMENDING  
POLICIES, PROCEDURES, THE SERVICES PROVIDED, OR  
THE LOCATION OF FACILITIES**

The receiving school shall follow all requirements set forth in N.J.A.C. 6A:14-7.3 for amending the policies, procedures/regulations, the services provided, or the location of facilities.

The receiving school shall submit all required documentation and obtain approval from the New Jersey Department of Education, through the County Offices of Education, prior to amending policies and procedures, changing the nature and scope of services provided, and increasing or reducing the services provided, including the number of classes operated.

The receiving school shall submit all required documentation and obtain approval from the New Jersey Department of Education, through the County Offices of Education, prior to changing locations or opening a program at an additional location.

First Reading: 20 June 2022

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Special Education/Receiving Schools – Operation  
of an Extended Academic Year Program  
M



[Required for Approved Private Schools for Students with Disabilities, Educational Services Commissions, Jointure Commissions, Regional Day Schools, and County Special Services School Districts]

R 2461.15 SPECIAL EDUCATION/RECEIVING SCHOOLS – OPERATION  
OF AN EXTENDED ACADEMIC YEAR PROGRAM

The receiving school shall follow the requirements set forth in N.J.A.C. 6A:14-7.6(h) to operate an extended academic year program. Prior to providing an extended academic year program, the receiving school shall submit all required documentation and obtain approval from the New Jersey Department of Education, through the County Offices of Education.

First Reading: 20 June 2022

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Special Education/Receiving Schools – Behavior  
Modification Program  
M



[Required for Approved Private Schools for Students with Disabilities, Educational Services Commissions, Jointure Commissions, Regional Day Schools, and County Special Services School Districts]

R 2461.19 SPECIAL EDUCATION/RECEIVING SCHOOLS – BEHAVIOR  
MODIFICATION PROGRAM

The receiving school shall follow the requirements set forth in N.J.A.C. 6A:23A-18.22 regarding behavior modification programs and shall adopt a policy that defines the procedures, evidence-based strategies, techniques, and approaches used in the behavior modification program.

- A. Behavior modification shall not include:
1. Cash or checks;
  2. The replacement of meals or components of meals on a regular basis; or
  3. High-dollar value items such as personal electronics.

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Maintenance and Repair  
M



## R 7410 MAINTENANCE AND REPAIR

### A. Inspection

1. The Principal or designee and the appropriate custodial staff member shall inspect the facility daily for proper functioning and cleanliness.
2. The Principal or designee with the appropriate custodial staff member shall make a regular inspection of the school building, support facilities, and grounds to identify any required repairs or replacements.

### B. Reports

1. Reports of each inspection required in A. above will be made on a form and forwarded to the Superintendent or designee.
2. The Director of Facilities and Operations will report to the Business Administrator those repairs or improvements that can be completed by district staff and those improvements or repairs that require the services of an outside contractor.

### C. Repairs by District Staff

1. Any staff member may prepare, on the prescribed form, a work order request for repairs, improvements, and/or maintenance. All work order requests will be submitted the Director of Facilities and Operations.
2. The Director of Facilities and Operations will assign a priority to those work orders to be performed by district staff. The priority code will be:
  - a. Emergency, for work that must be done immediately;
  - b. High Priority, for work that affects health or safety;
  - c. Normal Priority, for work that affects neither health nor safety; and
  - d. Low Priority, for work that can be completed during the summer months or whenever staff is available.





3. Work scheduled to be performed by the school district staff shall be entered on a work order form unless an emergency exists in which case the form may be filed after the repair has been made.
4. The work order form shall include, at a minimum, the following information:
  - a. Name of the person making the request;
  - b. Date of request;
  - c. Location of repair;
  - d. A description of the work to be performed;
  - e. Scheduled date of completion; and
  - f. Signature of approval by the Director of Facilities and Operations.

#### D. Repairs by Outside Contractors

1. When it appears to be necessary to utilize outside contracting services to complete a repair, improvement, or maintenance item, the Principal; appropriate custodial or maintenance staff member; the School Business Administrator/Board Secretary; and any other staff member designated by the Superintendent or School Business Administrator/Board Secretary will confer in the preparation of a project specification.
2. The School Business Administrator/Board Secretary or designee will prepare the required documents in the event the project requires to be bid or quoted in accordance with law or if it is determined the district wants to obtain quotes for the work even if quotes are not required by law.
3. In the event the project does not need to be bid or quoted, the Director of Facilities and Operations shall prepare a purchase order requisition that indicates:
  - a. The recommended vendor(s);
  - b. A description of the work required and its location; and
  - c. The actual cost of the project.

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Maintenance and Repair



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4. The staff member designated by the Superintendent shall be responsible for supervising the conduct of the work.
- E. Replacements and Improvements
1. The Superintendent and School Business Administrator/Board Secretary and others designated by the Superintendent will prepare a replacement schedule that lists all district equipment. Annual recommendations will be made in the budget to maintain the schedule of replacements.
  2. Replacements required, but not scheduled, shall be submitted to the Superintendent, School Business Administrator/Board Secretary, and Principal for a school building level need, by the end of September on a budget request form for consideration in the next annual budget.
  3. A comprehensive district maintenance plan shall be prepared in accordance with N.J.A.C. 6A:26-20.5 in order to meet facility needs and comply with law.

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Facilities Maintenance, Repair Scheduling, and



## R 7410.01 FACILITIES MAINTENANCE, REPAIR SCHEDULING, AND ACCOUNTING

A school district, like Sayreville, with three or more district buildings shall have an automated work order system for prioritizing, performing, and recording all maintenance and repair requests for all district buildings and grounds in accordance with the provisions of N.J.A.C. 6A:23A-6.9.

- A. Standard Operating Procedure (SOP) For Work Order System
1. The Superintendent or designee shall establish Standard Operating Procedures (SOP) for the approval and prioritization of work order requests which take into account the health and safety of building occupants, priorities and objectives established annually to carryout the district Strategic Plan, the need for the work requested, and other factors the district deems appropriate.
  2. Except in an emergency where the work is necessary to correct a situation that poses an imminent threat to the health or safety of students and/or staff, the work order system shall include the following information for a request for work before work begins:
    - a. The name of the person making the request;
    - b. The date of the request;
    - c. The appropriate approval(s) as established by SOP;
    - d. The date of approval(s);
    - e. The location of work requested;
    - f. The priority level (for example, urgent, high, average, low);
    - g. The scheduled date(s) of service;
    - h. The trade(s) needed such as general maintenance worker; custodian; carpenter; plumber; electrician; heating, ventilation, and air conditioning (HVAC); grounds; roofer; masonry; glazer; other;

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Facilities Maintenance, Repair Scheduling, and



- i. A description of the work requested;
  - j. A projection of the materials and supplies needed for the work;
  - k. The estimated labor hours needed to complete task;
  - l. The name of the work order assigner; and
  - m. The name of the employee(s) working on the order.
3. The work order system shall include the following close-out information for each request for work:
  - a. The actual hours worked by date for each assigned staff member;
  - b. The actual hourly rate paid, both regular and over-time, for each assigned staff member;
  - c. The aggregate cost of labor by regular, over-time, and total;
  - d. The actual materials and supplies needed to complete the work order;
  - e. Actual cost of materials and supplies; and
  - f. The name of the employee responsible for attesting that the job was completed satisfactorily.
4. Except when prohibited by a collective bargaining agreement, the SOP shall require for any work, which cannot be completed during regular working hours by the needed completion date, an assessment of the cost-benefit of outsourcing any such work in excess of the quote threshold as determined under N.J.S.A. 18A:18A-37.
5. If, according to the assessment, the cost of outsourcing work is less than the in-house estimated cost of labor, at over-time rates, and materials for the same work, the work shall be outsourced provided the work can be contracted in accordance with N.J.S.A. 18A:18A-1 et seq., completed by the projected completion date contained in the prioritized work order system and does not violate the terms of a collective bargaining agreement for maintenance workers and/or custodians.

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Accounting

6. The School Business Administrator/Board Secretary, in consultation with the supervisor responsible for this work, shall conduct an analysis of the information in the work order system no later than February 1 of the prebudget year for consideration during budget preparation. The analysis should include productivity of staff as a whole and individually, significant variations between estimated labor time and materials and actual labor time and materials, unusual trends for like projects and other factors that will improve productivity and efficiency.

First Reading: 20 June 2022

COMMUNITY  
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Cooperation with Law Enforcement Agencies



## R 9320 COOPERATION WITH LAW ENFORCEMENT AGENCIES

- A. Policy 9320 and this Regulation shall be in accordance with the provisions of N.J.A.C. 6A:16-6.2, the Memorandum of Agreement between Education and Law Enforcement Officials (MOA), and shall be:
1. Developed, implemented, and revised, as necessary, in consultation with the county prosecutor and other law enforcement officials as may be designated by the county prosecutor;
  2. Reviewed and approved by the Executive County Superintendent;
  3. Made available annually to all school district staff, students, and parents;
  4. Consistent with reporting, notification, and examination procedures of students suspected of being under the influence of alcohol and other drugs pursuant to N.J.A.C. 6A:16-4.3; and
  5. Consistent with N.J.A.C. 6A:16-7, as appropriate.
- B. The school district's policies and procedures for cooperation with law enforcement agencies shall include the following components:
1. The Superintendent has designated school district staff as liaisons to law enforcement agencies in accordance with the MOA. The MOA includes a description of the liaisons' roles and responsibilities;
  2. Specific procedures for and responsibilities of school district staff in summoning appropriate law enforcement authorities onto school grounds, for the purpose of conducting law enforcement investigations, searches, seizures, or arrests shall be in accordance with the MOA;
  3. Specific procedures and responsibilities of school district staff for notifying parents in instances of law enforcement interviews involving their children shall be consistent with the MOA and the following:
    - a. School officials shall not notify the student's parent(s) in instances of suspected child abuse or neglect;



- b. School officials shall notify the student's parent(s) when the student is the target of the law enforcement investigation; and
  - c. In all other instances, school authorities shall permit law enforcement authorities to determine whether or when a student's parent should be contacted;
4. Specific procedures for and responsibilities of school district staff in cooperating with arrests made by law enforcement authorities on school grounds shall be in accordance with the MOA;
5. Specific procedures for and responsibilities of school district staff in initiating or conducting searches and seizures of students, their property, and their personal effects shall be in accordance with the MOA and the following:
  - a. All searches and seizures conducted by school district staff shall comply with the standards prescribed by the United States Supreme Court in *New Jersey v. T.L.O.*, 469 U.S. 325 (1985).
  - b. Questions concerning searches conducted by school officials shall be directed to the appropriate county prosecutor.
  - c. School officials may request that law enforcement authorities assume responsibility for conducting a search or seizure.
  - d. No school district staff member shall impede a law enforcement officer engaged in a lawful search, seizure, or arrest whether pursuant to a warrant or otherwise.
  - e. School district staff shall permit law enforcement authorities, upon their arrival, to assume responsibility for conducting a search or seizure.
  - f. All inspections of lockers, desks, or other objects or personal property on school grounds involving the use of law enforcement drug-detection canines may be undertaken with only the express permission of the county prosecutor or the Director of the Division of Criminal Justice or the Director's designee in the New Jersey Department of Law and Public Safety.







8. The procedures for and responsibilities of school district staff concerning the safe and proper handling of a seized controlled dangerous substance, including anabolic steroids, drug paraphernalia, or a firearm or other deadly weapon, and the prompt delivery of the items to appropriate law enforcement authorities shall be in accordance with N.J.A.C. 6A:16-6.2, Policy and Regulation 5530, and the MOA;
9. The procedures for and responsibilities of school district staff in notifying authorities of a suspected violation of laws prohibiting the possession; sale or other distribution of a controlled dangerous substance, including anabolic steroids; drug paraphernalia; or a firearm or other deadly weapon shall be in accordance with Policy and Regulation 5530 and the MOA;
10. Provisions for requesting uniformed police attendance at extracurricular school events shall be in accordance with the MOA;
11. Provisions for notifying parents as soon as possible whenever a student is arrested for violating a law prohibiting the possession; sale or other distribution of a controlled dangerous substance, including anabolic steroids; drug paraphernalia; or a firearm or other deadly weapon shall be in accordance with Policy and Regulation 5530;
12. Provisions for in-service training of school district staff concerning policies and procedures established in this subchapter, and the exchange of information regarding the practices of the school district and law enforcement agencies shall be in accordance with the MOA;
13. A MOA with appropriate law enforcement authorities in accordance with N.J.A.C. 6A:16-6, Policy 9320, and this Regulation;
14. An annual process for the Superintendent and appropriate law enforcement officials to discuss the implementation and need for revising the MOA, and to review the effectiveness of policies and procedures implemented pursuant to N.J.A.C. 6A:16-6.2 and the MOA;
15. Provisions for contacting the Chief Executive Officer of the involved law enforcement agency, county prosecutor, and/or Division of Criminal Justice, as necessary, to resolve disputes concerning law enforcement activities occurring on school grounds shall be in accordance with the MOA; and



16. Provisions for directing inquiries or complaints received by school district staff regarding interviews, investigations, arrests, or other operations conducted by sworn law enforcement officers to the appropriate law enforcement agency shall be in accordance with the MOA.

## C. Mandatory Reporting

1. There are seven offenses that must be reported to law enforcement if they qualify as mandatory reports, as set forth and explained in further detail in the MOA. These mandatory reports include:
  - a. Whenever any school district staff has reason to believe a student is in possession of a controlled dangerous substance or related paraphernalia, or is involved or implicated in distribution activities regarding controlled dangerous substances, pursuant to N.J.A.C. 6A:16-6.3;
  - b. Whenever any school district staff in the course of their employment develops reason to believe that a firearm or other dangerous weapon has unlawfully been possessed on or off school grounds, a weapon was used in an assault against a student or other school personnel, or that any student or other person has committed an offense with, or while in possession of, a firearm, whether or not such offense was committed on school grounds or during school operating hours, pursuant to N.J.A.C. 6A:16-5.5, 5.6(d)4 and 6.3(b);
  - c. Whenever any school district staff in the course of their employment develops reason to believe that anyone has threatened, is planning, or otherwise intends to cause death, serious bodily injury, or significant bodily injury to another person under circumstances in which a reasonable person would believe that the person genuinely intends at some time in the future to commit the violent act or to carry out the threat, pursuant to N.J.A.C. 6A:16-6.3(c) through (e);
  - d. Whenever any school district staff in the course of their employment develops reason to believe that a crime involving sexual penetration or criminal sexual contact has been committed on school grounds, or by or against a student during school operating hours or during school-related functions or activities, pursuant to N.J.A.C. 6A:16-6.3(d);



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- e. Whenever any school district staff in the course of their employment develops reason to believe that an assault upon a teacher, administrator, other school Board employee, or district Board of Education member has been committed, with or without a weapon, pursuant to N.J.A.C. 6A:16-5.7(d)5;
  - f. Whenever any school district staff in the course of their employment develops reason to believe a “bias-related act” has been committed or is about to be committed on or off school grounds, pursuant to N.J.A.C. 6A:16-6.3(e); and
  - g. Whenever any school employee in the course of their employment develops reason to believe a student is potentially missing, abused, or neglected, pursuant to N.J.A.C. 6A:16-11.1(a)3i. through iii.
- D. Nothing in the policies and procedures required under N.J.A.C. 6A:16-6 and Policy 9320 and this Regulation shall be construed to prohibit school district staff from disclosing information, pursuant to N.J.A.C. 6A:32-7.2 and 7.5(f), if necessary, to protect the immediate health or safety of a student or other persons.
- E. The Superintendent or designee shall annually review Policy 9320 and this Regulation as adopted by the Board to ensure each are in accordance with the requirements outlined in the MOA.

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