

18A:6-33.7 et al

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LEGISLATIVE HISTORY CHECKLIST

**NJSA:** 18A:6-33.7 et al "Effective schools Program"

**LAWS OF:** 1985 **CHAPTER:** 372

**BILL NO:** S419

**Sponsor(s):** Stockman

**Date Introduced:** Pre-filed

**Committee: Assembly:** Revenue, Finance and Appropriations  
**Senate:** Education; Revenue, Finance and Appropriations

**Amended during passage:** Yes Substituted for A1860 (not attached according to Governor's recommendations since identical to S419).

**Date of Passage:** **Assembly:** May 13, 1985 Re-enacted 11-18-85  
**Senate:** November 29, 1984 Re-enacted 9-12-85

**Date of Approval:** November 26, 1985

**Following statements are attached if available:**

**Sponsor statement:** Yes Attached: Senate amendments, adopted 10-18-84 (with statement)

**Committee statement:** **Assembly** Yes  
**Senate** Yes 5-21-84 and 6-28-84

**Fiscal Note:** No

**Veto Message:** Yes

**Message on Signing:** No

**Following were printed:**

**Reports:** No

**Hearings:** No

See article--attached:  
"Two-day conference heralds effective schools initiative," New Jersey Education Bulletin (November, 1985), pp. 1, 4.

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11-26-85

[FIFTH OFFICIAL COPY REPRINT]

## SENATE, No. 419

## STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1984 SESSION

By Senator STOCKMAN

AN ACT establishing an effective schools program, supplementing Title 18A of the New Jersey Statutes, and making an appropriation.

1 BE IT ENACTED *by the Senate and General Assembly of the State*  
2 *of New Jersey:*

1 1. This act shall be known and may be cited as the "Effective  
2 Schools Program Act."

1 2. The Legislature finds and declares that:

2 a. It is the policy of the State of New Jersey to provide a thor-  
3 ough and efficient education to all students. Other factors notwith-  
4 standing, the quality of schools makes a difference in student  
5 achievement and all our schools can improve.

6 b. A growing body of research suggests means by which we can  
7 make our schools and classrooms more effective. While specific  
8 tactics may vary from school to school, the general strategy rests  
9 on collaborative planning and collegial efforts to affect the quantity  
10 and quality of academic work, expectations and standards estab-  
11 lished for students, the monitoring of academic progress and the  
12 recognition of superior achievement and performance by staff and  
13 students.

14 c. Efforts to improve the effectiveness of schools and class-  
15 rooms require the commitment of the teachers, administrators,  
16 *\*support staff,\** and school board members. The State can and  
17 should provide financial and technical support, but success depends  
18 on that commitment.

1 3. As used in this act:

**EXPLANATION**—Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter printed in italics *thus* is new matter.

Matter enclosed in asterisks or stars has been adopted as follows:

\*—Senate committee amendments adopted May 21, 1984.

\*\*—Senate committee amendment adopted June 28, 1984.

\*\*\*—Senate amendments adopted October 18, 1984.

\*\*\*\*—Assembly committee amendment adopted February 4, 1985.

\*\*\*\*\*—Senate amendments adopted in accordance with Governor's recommendations June 27, 1985.

Senate concurred on June 17, 1985 on Assembly committee amendments of February 4, 1985.

2 a. "Commissioner" means the Commissioner of Education;

3 b. "Effective school plan" means the three-year plan designed  
4 to improve the performance of students in a school. Among the  
5 objectives which might be addressed in a typical plan are improve-  
6 ment of classroom and school environments, maximization and  
7 effective use of learning time, strengthening the sense of school  
8 community, increasing the rate of attendance, and the establish-  
9 ment of high expectations for student achievement;

10 c. "Effective schools research" means that professionally recog-  
11 nized body of educational research which seeks to identify explicitly  
12 the characteristics of schools and classrooms which positively  
13 affect student performance.

1 4. The commissioner shall establish a grant program to encour-  
2 age and facilitate the development and implementation of effective  
3 school plans by the administrative and teaching staffs of individual  
4 schools. The administrative and teaching staff of a school, with  
5 the approval of the board of education, may submit a proposal  
6 for funding under the program to the commissioner. Eligible pro-  
7 posals shall include *each of* the following *to be approved*:

8 a. An intention to use effective schools research in the develop-  
9 ment of an effective school plan;

10 b. A mechanism through which teachers and other educational  
11 personnel shall participate directly in the formulation, implemen-  
12 tation and revision of the effective school plan\*\*\*\*[\*, and pro-  
12A *viding for official concurrent in the plan by* \*\*\*[the]\*\*\* *a*\*\*\*  
12B *majority* \*\*\*[representative employee organization in the dis-  
12C *trict]*\*\*\* *vote of all the school's teaching staff members as de-*  
12D *finied in N. J. S. 18:1-1*\*\*\*\*];

13 c. Commitments by the board of education and the building  
14 principal to support the development and implementation of the  
15 effective school plan, as evidenced by the allocation of *fiscal and*  
16 *other* resources including a provision for inservice training as  
17 needed, a recognition that staff stability is necessary during the  
18 planning and implementation period, and a willingness to permit  
19 full participation by teachers and other educational personnel in  
20 the planning process \*\*\*\*[. *Nothing in this act shall be so con-*  
20A *strued as to diminish the managerial responsibility of a local board*  
20B *of education]*\*\*\*\*,\*

21 d. Commitments by teachers and other educational personnel  
22 to support the development and implementation of the effective  
23 school plan, as evidenced by a willingness to participate in the  
24 planning process *with or without additional remuneration*\*\*\*  
25 *[without additional remuneration]*.\*

1 5. An effective school plan developed pursuant to this act shall  
 2 provide mechanisms to encourage participation of parents and  
 3 community members in the educational process.

1 6. The commissioner shall select grant proposals from those  
 2 submitted for funding for a period not to exceed three years.  
 3 \*\*\*\*\*[During any school year, the grant to a school shall not ex-  
 4 ceed \$25.00 multiplied by the school's average daily attendance  
 5 during the preceding school year.]\*\*\*\*\* When selecting proposals  
 6 for funding, the commissioner shall consider the quality of the pro-  
 7 posal, the commitment of the board of education, building principal,  
 8 teachers and other educational personnel, and the relative need of  
 9 the school for the program.

1 7. There is appropriated \*\*[\$3,000,000.00]\*\*  
 2 \*\*\*[\*\*\$1,000,000.00\*\*]\*\*\* \*\*\*\*\*[\*\*\*\$500,000.00\*\*\*]\*\*\*\*\*  
 3 \*\*\*\*\*[\*\*\*\$1,000,000.00\*\*\*]\*\*\*\*\* \*\*\*\*\*\$500,000.00\*\*\*\*\* from the  
 4 General Fund to the Department of Education to effectuate the  
 5 purposes of this act.

1 8. Funds provided to a local school district under the provisions  
 2 of this act are not subject to the budget limitations established  
 3 under section 25 of P. L. 1975, c. 212 (C. 18A:7A-25).

1 9. The commissioner shall promulgate pursuant to the "Adminis-  
 2 trative Procedure Act," P. L. 1968, c. 410 (C. 52:14B-1 et seq.)  
 3 rules and regulations necessary to implement the provisions of  
 4 this act.

1 10. This act shall take effect immediately.

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5 the preceding school year. When selecting proposals for funding,  
6 the commissioner shall consider the quality of the proposal, the  
7 commitment of the board of education, building principal, teachers  
8 and other educational personnel, and the relative need of the school  
9 for the program.

1 7. There is appropriated \$3,000,000.00 from the General Fund  
2 to the Department of Education to effectuate the purposes of this  
3 act.

1 8. Funds provided to a local school district under the provisions  
2 of this act are not subject to the budget limitations established  
3 under section 25 of P. L. 1975, c. 212 (C. 18A:7A-25).

1 9. The commissioner shall promulgate pursuant to the "Adminis-  
2 trative Procedure Act," P. L. 1968, c. 410 (C. 52:14B-1 et seq.)  
3 rules and regulations necessary to implement the provisions of  
4 this act.

1 10. This act shall take effect immediately.

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#### STATEMENT

This bill creates an effective school program, providing grants to support improvement efforts undertaken in individual schools. To be eligible for funding, the administrative and teaching personnel of a school shall submit a proposal to the commissioner which indicates an intention to use effective schools research in the development of a plan to improve their school. Successful proposals shall evidence a commitment by all parties to work collaboratively in the planning and implementation of the improvement effort. Administrators shall afford teachers a significant role in the planning process and teachers shall be willing to participate without additional remuneration.

Proposals selected for funding by the commissioner will receive grants for one to three years, with the funding in any one year limited to the equivalent of \$25.00 per pupil in average daily attendance. Funds received under this program are exempt from the district's budget "cap." The bill appropriates \$3,000,000.00 to implement the program.

5419 (1981)

ASSEMBLY REVENUE, FINANCE AND APPROPRIATIONS  
COMMITTEE

STATEMENT TO

**SENATE, No. 419**

[THIRD OFFICIAL COPY REPRINT]

with Assembly committee amendments

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**STATE OF NEW JERSEY**

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DATED: FEBRUARY 4, 1985

**PROVISIONS:**

Senate Bill No. 419 (3rd OCR), as amended, creates an effective schools program which provides grants in support of improvement efforts undertaken in individual schools.

A school's administrative and teaching personnel shall submit a proposal to the Commissioner of Education after approval by the local board of education. The proposal shall indicate an intention to use effective schools research in the development of a plan to improve the school and commitment by all parties to work collaboratively in the planning and implementation of the improvement effort.

Proposals selected by the commissioner will receive grants for one to three years.

**FISCAL IMPACT:**

The bill appropriates \$1,000,000.00 from the General Fund to the Department of Education to implement the program. Funding in any one year is limited to the equivalent of \$25.00 per pupil in average daily attendance during the preceding school year. Funds received are to be exempt from the district's budget "cap."

**COMMITTEE AMENDMENTS:**

The committee amended the bill to increase the appropriation to \$1,000,000.00. The bill is identical to A-1860 Aca, as released by this committee.

The committee favorably reports this bill.

SENATE EDUCATION COMMITTEE

STATEMENT TO

**SENATE, No. 419**

with Senate committee amendments

**STATE OF NEW JERSEY**

DATED: MAY 21, 1984

This bill creates an effective school program, providing grants to support improvement efforts undertaken in individual schools. To be eligible for funding, the administrative and teaching personnel of a school shall submit a proposal to the commissioner which indicates an intention to use effective schools research in the development of a plan to improve their school. Successful proposals shall evidence a commitment by all parties to work collaboratively in the planning and implementation of the improvement effort. Administrators shall afford teachers a significant role in the planning process.

Proposals selected for funding by the commissioner will receive grants for one to three years, with the funding in any one year limited to the equivalent of \$25.00 per pupil in average daily attendance. Funds received under this program are exempt from the district's budget "cap." The bill appropriates \$3,000,000.00 to implement the program.

The committee amendments are technical and clarify the intent of the bill.

As amended, this bill is similar but not identical to Assembly Bill No. 1860.

SENATE REVENUE, FINANCE AND APPROPRIATIONS  
COMMITTEE

STATEMENT TO  
**SENATE, No. 419**

[OFFICIAL COPY REPRINT]  
with committee amendments

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**STATE OF NEW JERSEY**

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DATED: JUNE 28, 1984

This bill creates an effective school program, providing grants to support improvement efforts undertaken in individual schools. To be eligible for funding, the administrative and teaching personnel of a school shall submit a proposal to the commissioner which indicates an intention to use effective schools research in the development of a plan to improve their school. Successful proposals shall evidence a commitment by all parties to work collaboratively in the planning and implementation of the improvement effort. Administrators shall afford teachers a significant role in the planning process. All plans must provide mechanisms to encourage parental and community participation in the educational process.

Proposals selected for funding by the commissioner will receive grants for one to three years, with the funding in any one year limited to the equivalent of \$25.00 per pupil in average daily attendance. Funds received under this program are exempt from the district's budget "cap."

COMMITTEE AMENDMENTS

The committee amended the appropriation contained in the bill from \$3,000,000.00 to \$1,000,000.00 with the concurrence of the sponsor and the Department of Education.

COMMITTEE RECOMMENDATION

With the concurrence of the sponsor, the committee recommends that this bill, as reported, be returned to the Senate Education Committee for additional consideration of amendments originally adopted in that committee on May 21, 1984.



OCT 18 1984

Senate Amendments  
Proposed by Senator Stockman  
to

3RD  
Senate Bill No. 419 2nd-OCR

Sponsored by Senator Stockman

Amend:

Page	Sec.	Line	
2	4	12A	After "plan by" omit "the" insert "a"
2	4	12A-12B	After "majority" omit "representative employee organization in the district"  Insert "vote of all the school's teaching staff members as defined in N.J.S. 18A:1-1"
2	4	24	After "process" insert "with or without additional remuneration"
3	7	1	Omit "\$1,000,000.00"  Insert "\$500,000.00"

STATEMENT

These amendments eliminate the requirement that the majority representative employee organization concur in the plan. Instead, the school's teaching staff members would vote on the plan.

Also, the appropriation is reduced to \$500,000.00.

These amendments were reviewed and adopted by the Senate Education Committee on September 20, 1984

*Note to printer: These amendments were incorrectly adopted as committee amendments on 9/20/84. Therefore, please reprint the 3rd-OCR of S 419 as a corrected copy, changing the legend to read \*\*\* Senate amendments adopted October 18, 1984 rather than \*\*\* Senate committee amendments adopted September 20, 1984. Do not reinsert these amendments. They are correct as printed in the 3rd-OCR. Call me if you have any questions.*  
CP Lawler

SENATE BILL NO. 419 (4th OCR)

To the Senate:

Pursuant to Article V, Section I, Paragraph 14 of the Constitution, I herewith return Senate Bill No. 419 (4th OCR) with my recommendations for reconsideration.

This legislation, titled the open "Effective Schools Program Act," creates an effective school program and appropriates \$1 million to be distributed as grants to support improvement efforts undertaken in individual schools. To be eligible for this funding, the administrative and teaching personnel of the school shall submit a proposal to the Commissioner of Education which indicates an intention to use effective school research in the development of a plan to improve their schools.

I wholeheartedly endorse the concept of effective school research, which encourages all parties interested in education, such as teachers, board members, administrators, support staff, parents and community members, to work collaboratively in the planning and implementation of an improvement effort for their local school. However, I would like to propose several recommendations which I feel will make this bill even better. These proposals have been discussed with the Senate sponsor of this bill, who concurs with them.

One of the components of a successful effective school program is a close monitoring effort by the Department of Education. In order for the Department to effectively perform this function, the program must be manageable in terms of their resources. For this reason, I am recommending that the appropriation in this bill be reduced from \$1,000,000 to \$500,000 in order to better permit the Department of Education to fulfill this important responsibility.

Related to the funding issue is the formula provided by this legislation, which stipulates that no grant shall exceed \$25 multiplied by the school's average daily attendance during the preceding school year. While the intent of this provision is ostensibly to ensure that the available funds are widely distributed, this limitation may serve to deter the implementation of any significant programs. Furthermore, the concept of effective schools research is not dependent on the size of a particular school, as small schools may

STATE OF NEW JERSEY  
EXECUTIVE DEPARTMENT

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propose ambitious programs and large schools may initiate more narrowly focused ones.

Finally, I am proposing the elimination of some language which is inappropriate in legislation which establishes an educational program.

I am hopeful that the Legislature will concur in my recommendations immediately in order that this program may be implemented in the fall.

Therefore, I herewith return Senate Bill No. 419 (4th OCR) and recommend that it be amended as follows:

Page 2, Section 4, line 12: Delete ", and providing for".

Page 2, Section 4, lines 12A

through 12C: Delete in their entirety.

Page 2, Section 4, line 12D: Delete "N.J.S. 18A:1-1".

Page 2, Section 4, lines 20:

through 20B: After "process." delete in entirety.

Page 3, Section 6, lines 3

and 4: Delete in their entirety.

Page 3, Section 6, line 5: Delete "the preceding school year."

Page 3, Section 7, line 3: Delete "\$1,000,000.00" and insert "\$500,000.00".

Respectfully,

GOVERNOR

Attest:

Chief Counsel