

## CHAPTER 21

## MARIE H. KATZENBACH SCHOOL FOR THE DEAF

## Authority

N.J.S.A. 18A:1-1, 18A:4-15, 18A:6-10 et seq., 18A:39-1, 18A:46-1 et seq., 18A:60-2 through 3, and 18A:61-1 et seq.

## Source and Effective Date

R.2005 d.92, effective February 10, 2005.  
See: 36 N.J.R. 5050(a), 37 N.J.R. 886(b).

## Chapter Expiration Date

Pursuant to Executive Order No. 1(2010), the chapter expiration date is extended from February 10, 2010 until the completion of the review of administrative regulations and rules by the Red Tape Review Group, and until such time as the extended regulation or rule is readopted pursuant to the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq.

## Chapter Historical Note

Chapter 21, Marie H. Katzenbach School for the Deaf, was adopted as R.2000 d.191, effective May 1, 2000. See: 32 N.J.R. 407(a), 32 N.J.R. 1539(a).

Chapter 21, Marie H. Katzenbach School for the Deaf, was readopted as R.2005 d.92, effective February 10, 2005. See: Source and Effective Date. See, also, section annotations.

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## SUBCHAPTER 1. GENERAL PROVISIONS

## 6A:21-1.1 Purpose and scope of the Katzenbach School

(a) The purpose of this chapter is to provide rules regarding eligibility, admission, transportation, and graduation of students to the Marie H. Katzenbach School for the Deaf (Katzenbach School) in accordance with N.J.S.A. 18A:61. The rules also provide an appeals process if a student is refused admission to the Katzenbach School.

(b) The rules apply to public district boards of education that make application to the Department of Education (Department) to enroll students at the Katzenbach School.

## 6A:21-1.2 Definitions for the Katzenbach School

The following words and terms, as used in this chapter, shall have the following meaning, unless the content clearly indicates otherwise.

“Marie H. Katzenbach School for the Deaf” or “Katzenbach School” means the State-operated residential and day education facility which provides instruction for auditorily impaired children from birth through age 21 in the following areas: early intervention, preschool through high school, and vocational education. The Katzenbach School was established pursuant to N.J.S.A. 18A:61-1.1.

“Residential student” means a student who does not arrive at the Katzenbach School at the beginning of each school day and does not leave the Katzenbach School at the end of each school day.

“Sending district board of education” means a district board of education that makes application for or sends a student to the Katzenbach School.

## SUBCHAPTER 2. STUDENT REQUIREMENTS

## 6A:21-2.1 Eligibility for admission to the Katzenbach School

(a) An applicant shall be eligible to attend the Katzenbach School based on the following criteria:

1. All applicants, ages three through 21, shall be classified as auditorily impaired, preschool-disabled or multiply-disabled with an auditory deficit in accordance with N.J.S.A. 18A:46-8 and as defined in N.J.A.C. 6A:14-3.5.

2. Applicants shall have a residence other than the Katzenbach School on days when the school is not in operation, including weekends.

(b) No eligible New Jersey applicant shall be denied admission due to the enrollment of out-of-State students.

Amended by R.2005 d.92, effective March 21, 2005.  
See: 36 N.J.R. 5050(a), 37 N.J.R. 886(b).  
In (a), amended the N.J.S.A. reference in 1.

## 6A:21-2.2 Tuition for students attending the Katzenbach School

(a) The education provided at the Katzenbach School shall be provided at no expense to auditorily impaired children, their parents or guardians if:

1. The parents or guardians of such children reside in the State;

2. The student is domiciled within the State; or

3. The student resides in the home of another person domiciled within the State and is supported by such other person gratis as if he or she were such other person's own child, subject to compliance with the requirements of N.J.S.A. 18A:38-1(b).

(b) The Commissioner shall establish the tuition rate charged to out-of-State students.

### 6A:21-2.3 Graduation from the Katzenbach School

(a) An enrolled student who completes the high school program at the Katzenbach School shall be deemed to have met the high school graduation requirements according to N.J.A.C. 6A:8-5.1 and shall be eligible for a State-endorsed high school diploma.

1. The student shall have the choice of receiving the State-endorsed high school diploma of the Marie H. Katzenbach School for the Deaf or the State-endorsed high school diploma of the sending district board of education.

(b) An enrolled student who completes the high school program at the Katzenbach School, but who is exempted from meeting the high school graduation requirements as specified in the student's individualized education plan, shall qualify for a State-endorsed high school diploma.

1. The student shall have the choice of receiving the State-endorsed high school diploma of the Marie H. Katzenbach School for the Deaf or the State-endorsed high school diploma of the sending district board of education.

Amended by R.2005 d.92, effective March 21, 2005.

See: 36 N.J.R. 5050(a), 37 N.J.R. 886(b).

In (a), amended the N.J.A.C. reference in the introductory paragraph.

## SUBCHAPTER 3. SENDING DISTRICT BOARD OF EDUCATION REQUIREMENTS

### 6A:21-3.1 Admissions process for the Katzenbach School

(a) The sending district board of education shall apply for a student's admission to the Katzenbach School.

1. The sending district board of education shall submit a completed application form that includes:

i. Information regarding the student and the school district; and

ii. Copies of all assessments and reports as required by N.J.A.C. 6A:14-3.4, 3.5, 3.7 and 3.8.

(b) The superintendent of the Katzenbach School shall notify the parent/guardian and sending district board of education regarding the disposition of the student's application within 30 calendar days of receipt of the application.

### 6A:21-3.2 (Reserved)

Repealed by R.2001 d.17, effective January 2, 2001.

See: 32 N.J.R. 3695(a), 33 N.J.R. 31(a).

Section was "Transportation of students to the Katzenbach School".

## SUBCHAPTER 4. APPEALS

### 6A:21-4.1 Appeals process for the Katzenbach School

Appeals regarding the rules of this chapter shall be made in writing to the Commissioner of Education in accordance with N.J.A.C. 6A:3-1.3 to 1.17.

Amended by R.2005 d.92, effective March 21, 2005.

See: 36 N.J.R. 5050(a), 37 N.J.R. 886(b).

Amended the N.J.A.C. reference.