

(5) Concrete floors in all instructional areas, except shops, shall be covered with a resilient floor covering;

(6) An off-site, rented or leased building shall be provided with an automatic and manual fire detection system which is interconnected to every space in use installed prior to occupancy by students and staff;

(7) Adequate and approved units of exit and exit-ways as required by the Uniform Construction Code shall be provided. The minimum clear width for corridors shall be six feet. Directions for exiting the facility under emergency conditions shall be posted by the exit in every instructional room;

(8) The boiler room interior entrance shall be equipped with a self-closing "C" label fire door lettered "Fire Door Keep Closed."

iii. Ceiling height: The average ceiling height shall be at least eight feet for instructional spaces.

iv. Heating and ventilation:

(1) The room shall be heated to a temperature as established by the local district board of education;

(2) Each instructional room shall have natural light with one or more operative window sashes or the room shall have mechanical air supply and exhaust sufficient to provide not less than 10 cfm per person of outside air and 15 cfm per person of recirculated air. Air conditioning is required for a windowless space;

v. Lighting: At least 50 footcandles of uniformly distributed artificial illumination shall be provided in all instructional areas.

vi. Toilet facilities and drinking fountains:

(1) Toilet facilities and drinking fountains shall meet existing U.C.C. requirements for Use Group as determined by the construction official. Toilet facilities shall be available within a reasonable distance, not more than one floor away, and shall be equipped with an exterior operating window sash or mechanical exhaust ventilation. Toilet facilities shall be provided for students in early intervention, pre-kindergarten and kindergarten programs as per N.J.A.C. 6:22-5.4(h)4.

(2) At least one drinking fountain for each 50 pupils shall be provided. Drinking fountains shall be provided for students in early intervention, pre-kindergarten and kindergarten programs as per N.J.A.C. 6:22-5.4(h)10.

vii. Schoolground and play facilities: The outside recreational play area for students shall include, but not

be limited to, sufficient space, equipment and safe surfaces for the building enrollment and program need and be protected from hazards or traffic conditions.

viii. Equipment and supplies: Furniture and equipment which is in good condition and suitable for the age and size of the pupils and purposes of instruction shall be provided.

ix. Room size: Each small group instructional space shall provide at least 20 net square feet of open floor area per pupil with no dimension less than 10 feet.

x. Instruction:

(1) Chalkboard, or other appropriate writing surface, and a display board suitable for the instructional program shall be provided.

(2) Sufficient electrical duplex outlets shall be provided to satisfy the instructional program with not less than one outlet per space.

As amended, R.1983 d.248, effective June 20, 1983.

See: 15 N.J.R. 376(a), 15 N.J.R. 1016(b).

Added "district to board of education."

Amended by R.1985 d.527, effective October 21, 1985.

See: 17 N.J.R. 650(a), 17 N.J.R. 2540(a).

This section was recodified and substantially amended from N.J.A.C. 6:3-1.17.

Amended by R.1986 d.281, effective July 21, 1986.

See: 18 N.J.R. 526(a), 18 N.J.R. 1457(b).

Section substantially amended.

Amended by R.1990 d.394, effective August 6, 1990.

See: 22 N.J.R. 1253(a), 22 N.J.R. 2350(a).

Recodified from N.J.A.C. 6:22-3.1; references added to approved private schools for the handicapped, minimum clear width for corridors established as 6'0" and reference to rule for drinking fountains for early intervention, Pre-k and kindergarten added at (g)2, v(2).

Amended by R.1991 d.423, effective August 19, 1991.

See: 23 N.J.R. 1238(a), 23 N.J.R. 2502(a).

Documentation, toilet and air-conditioning requirements added.

Administrative correction to (g)2ii(5).

See: 24 N.J.R. 1882(b).

Amended by R.1999 d.3, effective January 4, 1999.

See: 30 N.J.R. 3619(a), 31 N.J.R. 39(a).

In (b) and (c), substituted references to the Division of Finance for references to the Bureau of Facility Planning Services; and in (c), substituted a reference to the assistant commissioner of the Division of Field Services for a reference to the assistant commissioner of the Division of County and Regional Services.

SUBCHAPTER 7. LONG-RANGE FACILITIES PLANS

6:22-7.1 Long-range facilities plans

(a) Long-range facilities plans projecting a five-year estimate of capital construction needs shall be maintained by each school district.

(b) Long-range facilities plans shall be updated every five years from the original submission date of July 1, 1985 and submitted to the county superintendent of schools for review and approval. Once the plan has been reviewed and approved by the county superintendent, a copy of the approved plan shall be forwarded to the Division of Finance no later than the July 1 submission deadline.

(c) Revised facilities plans shall be submitted to the county superintendent whenever construction plans are sent to the Division of Finance.

(d) The updated long-range facilities plan shall include the following:

1. An updated enrollment projection which forecasts district enrollment by grade over the next five years, with an indication as to whether this projection was done by a cohort method or percent of population;
2. Anticipated facilities needs on a year-by-year basis.

(e) The following items need to be completed only if changes in these areas have occurred or are anticipated since the submission of a long-range facilities plan on or before July 1, 1990:

1. Local and regional demographic factors including:
 - i. Anticipated residential, commercial and industrial development;
 - ii. Housing trends;
 - iii. Road development.
2. Changes in the educational program, grade organization and/or facilities including, but not limited to, an addition to a school, a new school, a new administration building, bus garage or similar facility and the closing of a school;
3. Changes in joint school and/or community use of facilities.

R.1984 d.504, effective November 5, 1984 (operative July 1, 1985).
See: 16 N.J.R. 1850(a), 16 N.J.R. 3008(a).

Recodified with substantive changes from N.J.A.C. 6:22-1.8.

Amended by R.1985 d.527, effective October 21, 1985.

See: 17 N.J.R. 650(a), 17 N.J.R. 2540(a).

This section was recodified from 6:3-1.23.

Amended by R.1990 d.394, effective August 6, 1990.

See: 22 N.J.R. 1253(a), 22 N.J.R. 2350(a).

Recodified from N.J.A.C. 6:22-4.1; added effective date at (e).

Amended by R.1991 d.423, effective August 19, 1991.

See: 23 N.J.R. 1238(a), 23 N.J.R. 2502(a).

Approval procedure specified further.

Amended by R.1999 d.3, effective January 4, 1999.

See: 30 N.J.R. 3619(a), 31 N.J.R. 39(a).

In (b) and (c), substituted references to the Division of Finance for references to the Bureau of Facility Planning Services.

SUBCHAPTER 8. APPEALS AND HEARING PROCESS

6:22-8.1 Appeals and hearing process

(a) Appeals arising from decisions of the Division of Finance of the Department of Education may be requested in writing, and an opportunity given for an informal hearing before the Assistant Commissioner or other designated official. Such written request for an informal hearing must be made within 30 days of the receipt of the Division's decision.

(b) In the event of an adverse decision after such an informal hearing, appellants may request within 90 days of an informal hearing a formal hearing pursuant to N.J.S.A. 18A:6-9, 18A:6-24 and 18A:6-27. Such hearings will be governed by the provisions of the Administrative Procedure Act (N.J.S.A. 52:14B-1 et seq. and 52:14F-1 et seq., as implemented by N.J.A.C. 1:1).

(c) Requests for variances from the Department of Education requirements as specified in N.J.A.C. 6:22-2.1, and N.J.A.C. 6:22-5.4, N.J.A.C. 6:22-5.5 and the State Uniform Construction Code as specified in N.J.A.C. 5:23 may be made in writing by the local district board of education to the Assistant Commissioner of the Division of Finance. The Assistant Commissioner may approve variances from Department requirements provided the spirit and intent of the standards are observed and the need for the variances is satisfactorily documented. Variations from the State Uniform Construction Code must be acted upon in accordance with N.J.A.C. 5:23.

Amended by R.1986 d.281, effective July 21, 1986.

See: 18 N.J.R. 526(a), 18 N.J.R. 1457(b).

Recodified from 6:22-1.6.

Amended by R.1990 d.110, effective February 5, 1990.

See: 21 N.J.R. 3210(a), 22 N.J.R. 366(c).

Deleted reference to private schools and Department of Human Services personnel.

Administrative Correction to (b): changed "shall" to "must".

See: 22 N.J.R. 2345(a), 22 N.J.R. 2359(a).

Amended by R.1990 d.394, effective August 6, 1990.

See: 22 N.J.R. 1253(a), 22 N.J.R. 2350(a).

Recodified from N.J.A.C. 6:22-1.7; added reference to requirement that appeal request be in writing.

Amended by R.1991 d.423, effective August 19, 1991.

See: 23 N.J.R. 1238(a), 23 N.J.R. 2502(a).

Stylistic changes.

Amended by R.1999 d.3, effective January 4, 1999.

See: 30 N.J.R. 3619(a), 31 N.J.R. 39(a).

In (a) and (c), substituted references to the Assistant Commissioner of the Division of Finance for references to the Director of the Bureau of Facility Planning Services throughout; and in (a), substituted references to the Division of Finance for references to the Bureau of Facility Planning Services.