

2. For the first year of this aid, the district's five-year early childhood operational program plan shall be submitted to the Department by January 1, 1998 and thereafter shall be submitted by July 1 of the year of implementation. The operational program plan shall include the following components: district and school wide planning, community collaboration and planning, parent involvement, curriculum development and implementation, professional development and training.

i. District boards of education shall demonstrate that programs are based on a district and school-wide needs and resource assessment that is a subset of the district's comprehensive strategic plan pursuant to N.J.S.A. 18A:7F-16. The early childhood program shall be developmentally appropriate to the age and skill level of the young child, coordinated with all other relevant district programs, for example, Special Education or Title I, and include an annual program evaluation.

ii. District boards of education shall demonstrate that community health and social service agencies have been included in the planning, operations and, if appropriate, the fiscal support of the early childhood program.

iii. Parent education activities shall be included in the early childhood program with specific strategies identified that assist parents in remaining actively involved in their child's education throughout their school years.

iv. Early childhood programs and curriculums shall be based on student needs, strengths and interests that focus on all aspects of development: cognitive, social, emotional and physical. Curriculum and assessment strategies/resources shall be developmentally appropriate and include performance-based measures. The curriculum must support the Core Curriculum Content Standards.

v. Instructional methods/strategies shall be congruent with the cognitive, social, emotional and physical skills of the young child. Instruction shall balance teacher-directed and child-initiated experiences. District boards of education shall provide appropriate professional development and training to prepare instructors in the early childhood program.

(f) Early Childhood Program Aid shall be a dedicated, nonlapsing source of funds. Early Childhood Program Aid revenue which is not expended or encumbered by June 30 of the budget year shall be classified as deferred revenue in the financial accounts and statements of the district and shall either be added to the Early Childhood Program Aid revenue of the subsequent year when identified prior to the preparation of the subsequent year budget, appropriated during the subsequent year with the approval of the Commissioner or his or her designee, or retained as deferred revenue until the second subsequent year budget. A district

board of education shall use all new or deferred revenues only for the purpose of early childhood programs or as otherwise permitted during the first four years pursuant to N.J.S.A. 18A:7F-16 and the provisions of this subchapter.

#### SUBCHAPTER 4. DEMONSTRABLY EFFECTIVE PROGRAMS

##### 6:19-4.1 Required uses of Demonstrably Effective Programs Aid

(a) A district board of education receiving Demonstrably Effective Programs Aid shall utilize these funds exclusively for demonstrably effective programs in the schools for which the aid eligibility and amount was determined.

1. Demonstrably effective programs shall include alternative schools, community schools, class size reduction programs, parent education programs, job training programs, training institutes to improve homework response, telephone tutorial programs, teleconference and video tutoring programs, and HSPT/Early Warning Test before school/after school preparation programs pursuant to N.J.S.A. 18A:7F-18; programs that are annually adopted by the State Board of Education in accordance with N.J.A.C. 6:8-9.8(b); and specific supplemental programs shown to be beneficial for districts with high concentrations of students from low-income families including health services, comprehensive guidance counseling, programs to ensure that schools are safe and drug free, summer school and outreach for dropouts.

##### 6:19-4.2 Requirements for fiscal operations and program operational plans

(a) A district board of education receiving Demonstrably Effective Programs Aid shall develop school level operational plans which provide a detailed budget for each program, a description of the demonstrably effective program or programs in use in the school, and a mechanism for annual program evaluation. The operational plan shall include goals, objectives, activities, annual benchmarks and an evaluation process.

1. As part of the budget review process in accordance with N.J.A.C. 6:19-2.1, a district board of education receiving Demonstrably Effective Programs Aid shall submit the school-level operational plan with the budget for each program to the county superintendent for approval.

(b) District boards of education shall maintain separate program and service accounts in the special revenue section of district budget and financial records in accordance with GAAP and N.J.A.C. 6:20-2A.

(c) Demonstrably Effective Programs Aid shall be a dedicated, nonlapsing source of funds. Demonstrably Effective Programs Aid revenue which is not expended or encumbered by June 30 of the budget year shall be classified as deferred revenue in the financial accounts and statements of the district and shall either be added to the Demonstrably Effective Programs Aid revenue of the subsequent year when identified prior to the preparation of the subsequent year budget, appropriated during the subsequent year with the approval of the Commissioner or his or her designee, or retained as deferred revenue until the second subsequent year budget. A district board of education shall use all new or deferred revenues only for approved demonstrably effective programs, strategies or services pursuant to N.J.A.C. 6:19-4.1(a)1.

#### 6:19-4.3 Sanctions for failure to use aid as required

District boards of education receiving Demonstrably Effective Programs Aid that fail to use such aid as required by N.J.A.C. 6:19-4.1 shall be subject to rescission of aid and additional monetary penalties as established by the Commissioner on a case-by-case basis.

### SUBCHAPTER 5. RESTORATION OF BUDGET REDUCTIONS

#### 6:19-5.1 Authority

Unless otherwise expressly noted, the provisions of this subchapter, which establish an expedited budget review process in lieu of appeals provided for in N.J.S.A. 18A:7F-5e(1) and 5e(2), have been prescribed by the Commissioner and approved by the State Board of Education in accordance with the provisions of N.J.S.A. 18A:7F-5e(3). This subchapter shall not apply to State-operated school districts.

#### 6:19-5.2 Procedures following voter defeat or board of school estimate reduction of proposed budget

(a) Procedures following voter defeat of the proposed budget or review of the budget by board of school estimate shall be as follows:

1. If the voters of a district reject the general fund tax levy proposed in the base budget or any amounts contained in a separate question or questions by the district board of education at the annual school election, the district board of education shall, within two days of the certification of election results, supply to the governing body or bodies comprising the district, and to the county superintendent, the following information:

i. A complete line-item budget listing each item by code and line description, including actual expenditures for the previous school year, actual budgeted amount for the current school year, and proposed budgeted amount for the ensuing school year as proposed to the voters;

ii. A copy of the annual report submitted to the Commissioner pursuant to N.J.S.A. 18A:7A-11 as amended by P.L. 1996, c.138;

iii. A copy of the district's most recent annual audit;

iv. Where applicable, the narrative explanation and documentation provided to the public pursuant to N.J.S.A. 18A:7F-5d(10) for any spending in excess of the T&E range;

v. An explanation of any action(s) to reallocate, direct additional expenditures, and so forth, taken by the Commissioner, or the county superintendent on behalf of the Commissioner, pursuant to N.J.S.A. 18A:7F-5 through 7 or a statement to the effect that no such actions were taken;

vi. The numbers of professional and nonprofessional staff during the current school year and projected staff for the ensuing school year, together with reasons for any increase or decrease;

vii. Pupil enrollment by grade for the district as of the preceding June 30, the last school day prior to the preceding October 16 and as projected for October of the ensuing school year;

viii. Salary schedules for all employees;

ix. The number of schools and classrooms in each;

x. Tuition received or paid during the previous school year, anticipated for the current school year and projected for the ensuing school year;

xi. Advertised budget for the ensuing school year;

xii. Substantiation of need for any proposed capital projects;

xiii. Any information required for submission to the county superintendent pursuant to N.J.A.C. 6:19-2.1 and not specifically enumerated above;

xiv. The comparative spending guide;

xv. The school report card; and

xvi. Any other documentary materials or records the Commissioner deems appropriate for a specific district board of education.