

## **Public Notice**

### **Education**

#### **State Board of Education**

#### **Notice of Receipt of Petitions for Rulemaking**

#### **Managing for Equity in Education**

#### **N.J.A.C. 6A:7**

Petitioners: Andrea DeHoyos, Jennifer Portman, David Milkes, Jill Marie Carter, Kathy Stanzione, Barbara Matz, Pam Colonna, Grace Roberts, Mary Stevens, William Riker Jr., Sue Maurer, Necia McQueen, Ann Marie Grutta, Suzanne Trautwein, Alice Chan, Dannielle E. Garcia, Anita Kitanovski, Joy Marion, Brittany Grebnov, Christine McCarthy, Mary B. Meyers, Joanne Godlewsky, Jessica Coopersmith, Sal Runfola, William H. Hemberger, Kathleen Jenco, Richard V. Matrisciano, Vincent Matrisciano, Regina Matrisciano, Tracey DiPasquale, Daniela De Simone-Kiss, Dan Brown, and Gina Laughery.

**Take notice** that on August 23, 24, 25, 27, 28, and 30, 2023, the New Jersey State Board of Education (State Board) received petitions for rulemaking from the above petitioners, requesting the State Board repeal amendments adopted at N.J.A.C. 6A:7, as part of the recent re-adoption with amendments (see 55 N.J.R. 1877(a)).

The purpose of N.J.A.C. 6A:7 is to ensure all students, regardless of housing status, socioeconomic status, immigration status, or any protected category, as stated at N.J.S.A. 10:5-1 et seq., such as race, creed, color, national origin, ancestry, age, marital status, civil union status, domestic partnership status, affectional or sexual orientation, genetic information, pregnancy or breastfeeding, sex, gender identity or expression, religion, disability, atypical hereditary cellular or blood trait, service in the Armed Forces of the United States, or nationality, are provided equal

access to educational activities and programs by district boards of education. The educational activities and programs include the teaching of challenging curriculum based on the New Jersey Student Learning Standards (NJSLS), differentiated instruction, formative assessments aligned to the NJSLS, qualified teachers, and professional standards for teachers and school leaders. The rules specify standards for district boards of education in establishing policies and procedures for the provision of educational activities and programs for all students, pursuant to: Article I, Paragraph 5 of the New Jersey State Constitution; the New Jersey Law Against Discrimination (NJLAD) (N.J.S.A. 10:5-1 et seq.); N.J.S.A. 18A:35-1 et seq., 18A:36-20, and 18A:38-5.1; Titles VI and VII of the Civil Rights Act of 1964 (42 U.S.C. §§ 2000d et seq. and 2000e et seq.); Title IX of Education Amendments of 1972 (20 U.S.C. §§ 1681 et seq.); Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. §§ 701 et seq.); and the Individuals with Disabilities Education Act (IDEA) (20 U.S.C. §§ 1400 et seq.).

Petitioners Andrea DeHoyos, Jennifer Portman, David Milkes, Jill Marie Carter, Kathy Stanzione, Barbara Matz, Ann Marie Grutta, Joanne Godlewsky, Jessica Coopersmith, William H. Hemberger, Kathleen Jenco, Richard V. Matrisciano, Vincent Matrisciano, and Regina Matrisciano request that the State Board repeal all recent amendments at N.J.A.C. 6A:7 because the adopted amendments were purportedly not based on science and reality. Petitioners Andrea DeHoyos, David Milkes, Kathy Stanzione, Ann Marie Grutta, Joanne Godlewsky, Jessica Coopersmith, Kathleen Jenco, and Gina Laughery also asserted that equity is inherently discriminatory.

Petitioners Pam Colonna, Grace Roberts, Mary Stevens, William Riker Jr., Necia McQueen, Alice Chan, Dannielle E. Garcia, Anita Kitanovski, Joy Marion, Brittany Grebnov, Christine McCarthy, Mary B. Meyers, Sal Runfola, Tracey DiPasquale, Daniela De Simone-

Kiss, Dan Brown, and Gina Laughery asserted that the adopted amendments are unconstitutional, anti-science, a violation of religious freedom, and harmful to children.

Petitioners Sue Maurer, William H. Hemberger, Vincent Matrisciano, and Regina Matrisciano asserted that the adopted amendments are unconstitutional.

Petitioner Suzanne Trautwein asserted that the adopted amendments violate religious freedoms.

In accordance with N.J.A.C. 1:30-4.2, the State Board shall subsequently mail to the petitioners, and file with the Office of Administrative Law, a notice of action on the petitions.