

Policy

NONPUBLIC SCHOOL STUDENTS

New Jersey statute and regulations of the State Board of Education require the Passaic Board of Education to provide certain services and supplies to those New Jersey children whose parents/guardians enroll them in nonpublic schools within the confines of the district. Out-of-state students enrolled in nonpublic schools within the district are not included.

Textbooks

In accordance with N.J.S.A. 18A: 58-37.1 et seq, the Board shall, on individual request, purchase and loan, without charge, textbooks to students attending a nonpublic school located in this district, provided the student is a New Jersey resident and the student's tuition is not paid by another district Board of Education. Such loan of textbooks will be indicated by a label on each book. Any textbook so loaned will remain the property of this Board. Textbooks loaned to nonpublic school students shall be returned at the end of the school or the district may enter into agreements with the nonpublic schools to store the textbooks without cost to the Board.

A request for a textbook loan by a parent or a nonpublic school must be submitted to the district School Business Administrator in written form, no later than March 1 of the preceding school year.

Textbooks shall be purchased in the same manner as are textbooks purchased for use in the district. Nonpublic school students shall be subject to the policies and regulations of this Board.

Remedial Services

In accordance with N.J.S.A. 18A: 46-19.1 et seq, the board shall provide services for the identification, referral, evaluation, and determination of individualized education programs, and speech correction services.

The eligibility of students in nonpublic schools for such services shall be determined by the criteria established by rules of the state Board and used to determine the eligibility of students enrolled in this district for the same services. Services shall only be provided upon the written consent of the parent/guardian of the student.

Auxiliary Services

In accordance with N.J.S.A. 18A: 46A-1 et seq, the board shall provide "Auxiliary Services" to students who would be eligible for such services if they were enrolled in the public schools.

"Auxiliary Services" is defined as compensatory education services for the improvement of students'

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computation or communication skills, supportive services for acquiring communication proficiency in the English language for children of limited English speaking ability, and for home instruction services.

Auxiliary services may be provided by appropriately certified personnel who are employees of this district or of the nonpublic school. Services may also be provided under contract with a public or private agency approved by the Commissioner for the provision of auxiliary services. The location in which services are provided will be determined by the Board, in compliance with the rules and regulations established by the State Board of Education.

Nursing Services

The board of education shall, within the funding limitations as determined by the state's appropriations and nonpublic school enrollment, provide the mandated nursing services for students enrolled full-time in nonpublic schools located within the district. Specified nursing services include:

- A. Assistance with medical examinations including dental screening;
- B. Hearing screenings;
- C. Maintenance of student health records and notification of local or county health officials of improperly immunized students;
- D. Conducting of scoliosis examinations for students between the ages of 10 and 18.

The district shall extend to students enrolled full-time in nonpublic schools in the district who are injured or become ill at school or during participation on a school team or squad the emergency care provided to public school students up to the limit of state aid provided.

No district shall be required to make expenditures for purposes of this act in excess of the amount of state aid received for these purposes.

Federal Requirements

All requirements of federal law shall be obeyed; particularly those addressed in provision of Title 1 program services, and IDEA (see policies 6171.3 At-risk and Title 1 and 6171.4 Special Education).

Implementation

The superintendent shall ensure the efficient and economical delivery of such services and supplies as are mandated by law. Wherever possible, already existing means and procedures for delivering those same supplies and services to the students attending the district's public schools shall be utilized.

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Key Words

Nonpublic School Students, Health

Legal References: N.J.S.A. 18A:39-1 et seq. Transportation of students
N.J.S.A. 18A:40-3.2 et seq. Medical and Nursing Personnel
N.J.S.A. 18A:40-23 et seq. Nursing Services for Nonpublic School Students
N.J.S.A. 18A:40A-1 et seq. Substance Abuse

See particularly:

N.J.S.A. 18A:40A-5, -17(c)
N.J.S.A. 18A:46-19.1 et seq. Remedial services for handicapped children in nonpublic schools ...
N.J.S.A. 18A:46A-1 et seq. Auxiliary services (nonpublic school students)
N.J.S.A. 18A:58-37.3 Purchase and loan of textbooks
N.J.A.C. 6A:14-1.1 et seq. Special Education

See particularly:

N.J.A.C. 6A:14-6.1 et seq.
N.J.A.C. 6A:16-1.4(a)9 District policies and procedures
N.J.A.C. 6A:16-2.5 Nursing services to nonpublic school students
N.J.A.C. 6A:23A-20.1 Eligibility
N.J.A.C. 6A:23A-20.2 Responsibility of the district board of education
N.J.A.C. 6A:27-2.1 et seq. Nonpublic School Transportation
N.J.A.C. 6A:30-1.1 et seq. Evaluation of the Performance of School Districts
N.J.A.C. 6A:32-14.1 Review of mandated programs and services

20 U.S.C.A. 1400 et seq. - Individuals with Disabilities Education Act (formerly Education for All Handicapped Children Act) -Part B

No Child Left Behind Act of 2001, Pub. L. 107-110, 20 U.S.C.A. 6301 et seq.

Hawkins-Stafford Elementary and Secondary School Improvement Amendments of 1988 (P.L. 100-297)

Agostini v. Felton, 521 U.S. 203 (1997), overruling Aguilar v. Felton, 473 U.S. 402 (1985)

Mitchell v. Helms, No. 98-1648, 2000 U.S. Lexis 4485 (June 28, 2000) 530 U.S. 793 (2000)

Parents for Student Safety, Inc. v. Board of Education of the Morris School District,

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1986 S.L.D. (February 5), St. Bd. rev'g 1984 S.L.D. (August 24)

Possible

<u>Cross References:</u>	*1330	Use of school facilities
	*1600	Relations between other entities and the district
	*3541.1	Transportation routes and services
	*5131.6	Drugs, alcohol, tobacco (substance abuse)
	*5141.1	Accidents
	*5141.2	Illness
	*5141.3	Health examinations and immunizations
	*6145.1/6145.2	Intramural competition; interscholastic competition
	*6171.3	At-risk and Title 1
	*6171.4	Special education
	6174	Summer school

*Indicates policy is included in the Critical Policy Reference Manual.