



State of New Jersey
DEPARTMENT OF EDUCATION
PO BOX 500
TRENTON, NJ 08625-0500

JON S. CORZINE
Governor

LUCILLE E. DAVY
Commissioner

May 16, 2008

The Honorable Barbara Buono, Chair
Senate Budget and Appropriations Committee
State House Annex
PO Box 068
Trenton, New Jersey 08625-0068

Dear Senator Buono:

I am pleased to provide the following information in response to questions raised by members of your committee during the Department of Education hearing on April 7, 2008.

Senator Buono:

- *Please supplement the previously provided listing of contracts for which a waiver of the bid requirements has been approved. For each contract on the list, include the date on which the contract was entered and the date on which the contract ended or is scheduled to end, as applicable.*

This list is enclosed (Enclosure 1) and being provided electronically, as requested.

- *Provide a status report of the department's efforts to access databases in other State agencies, including the Department of Labor, Division of State Police, Administrative Office of the Courts, and the Motor Vehicle Commission, as part of its efforts to ensure that school district employees have undergone required criminal background checks. Is the department currently piloting the verification process in a limited number of districts or is it being implemented Statewide?*

I recently signed and expect the Department of Labor and Workforce Development (DOL) to approve within the next week a Memorandum of Agreement to allow the department's Criminal History Review Unit to conduct comparisons between its database and DOL's Wage Reporting Database. This process will identify individuals who have been employed by educational facilities or authorized school bus contractors but who have not submitted to the criminal history record check. The comparison will also identify individuals who have been disqualified from employment but who were not removed by the employer, or who sought employment with another facility and were not submitted for the background check as required by law.

We are also working with the Motor Vehicle Commission (MVC) to assure that disqualified school bus drivers have their "S" endorsement removed. Current legislation mandates that the MVC notify the department when a school bus driver has had the "S" endorsement suspended or

revoked, and it is our understanding that the MVC is currently developing an electronic system to accomplish this task.

Finally, the department currently has broad access to the New Jersey State Police Sexual Offender Registry and to records at the Administrative Office of the Courts. At this time, we have access only to individual records in Motor Vehicle Commission's driver information and DOL's wage reporting databases; this access will be improved by the initiatives discussed above.

Senator Ruiz:

- *Please provide a summary of organizational changes made within the department to increase the efficiency of its operations including consolidation and realignment of staff with similar responsibilities.*

The State Board of Education approved the reorganization of the department in April 2007. The reorganization allows for greater coordination of services and initiatives, improved monitoring of districts, an increased response to districts' needs and a more efficient workforce. Specifically, the department has:

- identified Executive County Superintendents and Executive County Business Administrators to meet CORE requirements;
 - consolidated fiscal staff in various divisions into the Division of Finance to manage peak demand with the budget review process as well as the expand oversight of districts demonstrating fiscal problems;
 - combined offices addressing NCLB programs for economically disadvantaged children;
 - increased coordination between the State Board and the State Board of Appeals Office;
 - realigned the staff within the Division of School and District Improvement to deal with the broader spectrum of districts in need of improvement;
 - created the Office of Language Arts Literacy in the Division of Educational Standards and Programs to oversee all literacy programs, including the Governor's Literacy Program and the Reading First Program;
 - centralized responsibility for all department administrative activities, including human resources, budget, accounting and purchasing, and information technology, in the Office of the Chief of Staff to improve coordination;
 - developed the Office of Math and Science Education, using new and existing staff, to focus on higher-level skills in math and science as specified in Governor Corzine's economic growth initiative; and
 - created a new Office of Research and Evaluation to make better use of the department's research capacity, help ensure that the department's programs are research based, and coordinate IT databases to assist school districts and local education associations in providing quality data that will inform instructional practices.
- *Please provide a listing of facilities currently leased by the department and the annual cost of the leases.*

The list is provided as Enclosure 2.

- *Language included on page D-104 of the recommended FY 2009 budget provides for a supplemental appropriation of up to \$15 million in SDA New Facilities Transition Aid. Provide*

the criteria used to determine the aid under this provision and the amount awarded for each new or renovated facility.

The department has reviewed historical awards for non-salary expenditures to determine an allocation method. The proposed allocation methodology has not been submitted to the Office of Management and Budget. The budget language requires the review and approval of the Director of the Division of Budget and Accounting, and it is therefore premature to respond prior to OMB's approval of the proposed methodology. As soon as awards under the approved process are determined and award letters are issued, we will forward a list of the final allocation by district.

- *Provide an example of how the changes in special education funding impact a charter school student. In particular, determine the amount of special education funding that a charter school student in a given school district would have received under the previous school funding formula and the "School Funding Reform Act of 2008."*

Discovery Charter School in Newark is an example of how Special Education Aid changed as a result of the new formula. As can be seen in the following chart, this school receives almost \$66,000 more than they would have under the previous formula. It should be noted that the per pupil special education amount that each charter school receives varies according to resident district. The number of classified students, the wealth of the district, whether the district's aid is capped, and the district's geographic location all play a role in determining the dollar amount passed to the charter school.

DISCOVERY CHARTER SHOOOL
 SPECIAL EDUCATION AID, 2007-2008 AND 2008-2009

	New Funding Formula Projected 2008-2009 Aid	Prior Funding Formula Actual 2007-2008 Aid
Total enrollment	75	75
Special education enrollment	10	10
Equalization aid-Special Ed Component @ \$6,842 per special ed pupil (note 1)	\$68,420	
Special Ed Categorical Aid (note 2)	37,897	
		Tier I aid (\$310 per pupil) 2,480
		Tier 2 aid (\$3,260 per pupil) 26,080
		Tier 3 aid (\$5,975 per pupil) 11,950
		Tier 4 aid (\$13,037 per pupil) -0-
Total Special Education Aid	\$106,317	\$40,510

Note 1: The Equalization Aid-Special Education Component per pupil amount varies depending upon the district(s) from which the charter school's students come. In the example of the Discovery Charter School, all students are from Newark so there is only one per pupil amount.

Note 2: The charter school's Special Education Categorical Aid is determined by calculating the ratio of the charter school's special education enrollment (10) to the district's total special education enrollment (6,579) and multiplying the result (0.152%) by the district's total special education categorical aid (\$24,894,683). The figures in parentheses are those for the Discovery Charter School and the Newark School District.

Senator Bucco:

- *Once final determinations have been made, please provide a listing of school construction and renovation projects that would be supported by increasing the Economic Development Authority's bonding limit by \$2.5 billion as recommended by the Interagency Working Group.*

The department and the New Jersey Schools Development Authority are currently finalizing the school facilities that would be supported by the increased \$2.5 billion as recommended by the Interagency Working Group. Upon its completion, a listing of these school facilities projects will be provided.

Senator Turner:

- *Once the information is available, provide the number and percent of students who entered the 9th grade during the 2006-2007 school year who dropped out of school in the 2007-2008 school year. Please include this information for each applicable school district and the State average.*

The department anticipates that the information will be available in late July or early August, when districts have submitted their End-of-Year data for the 2007-2008 school year to the NJ SMART database. The department will then be in a position to identify two different sets of data: (1) those students who were identified as active 9th graders in 2006-2007 but were never reported as active 10th graders in 2007-2008, and (2) students who were reported as active 9th graders in 2006-2007 and were also reported as having withdrawn from school, together with the reasons for their withdrawal. These two sets of data, which will be reported as requested, will provide a more complete picture of the dropout problem in the early high school years.

I hope that you and the members of the committee will find these responses useful during your continued deliberations. If you need additional information, please let me know.

Sincerely



Lucille E. Davy
Commissioner

Enclosures

LED/JJH/RKG f:\2009 budget\2009 legislature\senate hearings\follow up questions\senate hearing followup.doc

- c David J. Rosen, Legislative Budget and Finance Office ✓
- R. David Rousseau, State Treasurer
- Charlene Holzbaur, Office of Management and Budget
- Patrick O'Connor, Treasury
- George LeBlanc, Senate Democratic Office
- Rosemary Pramuk, Senate Republican Office
- Allen Dupree, Office of Legislative Services

DEPARTMENT OF EDUCATION WAIVERED CONTRACTS ENTERED INTO JULY 1, 2005 THROUGH THE PRESENT

USING OFFICE	WAIVER APPROVED DATE	TERM OF WAIVERED CONTRACT	WAIVER NUMBER	WAIVER # IF EXPANDED OR EXTENDED (OR N/A)	EXPANSION EXTENSION AMOUNT	VENDOR NAME	SUBCONTRACTORS (LIST)	DESCRIPTION OF GOODS/SERVICES PROCURED	BUSINESS JUSTIFICATION	COMPETITION RECEIVED	STATUTORY CITATION(S)	FINAL WAIVER AMOUNT	PROCESS TO ENSURE ADHERENCE TO CONTRACT TERMS
Division of Educational Programs & Assessment; Office of Academic Programs & Standards	10/20/2006	10/20/06-10/19/07	Z-362	N/A	N/A	ACHIEVE INC.	N/A	To participate in a membership with Achieve, Inc., in order to join 22 states as members of two significant national projects: Cohort II Achieve Alignment Institutes & Algebra II Assessment Collaborative.	These collaborative projects maximize the Department's ability to implement and assess the New Jersey Core Curriculum Content Standards (NJCCCS) in language arts literacy and mathematics. Both projects allow the State to take advantage of the collective expertise across states and to share best practices in standards-based reform.	N/A	10(c) - sole source	\$70,000.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Division of Educational Programs & Assessment; Office of Academic Programs & Standards	12/19/2006	12/19/06-11/30/08 (Approved Extension)	AA-101	No Cost Time Extension - 11 Months	N/A	AUTHENTIC EDUCATION	N/A	Professional services to assist DOE and districts in developing appropriate instructional strategies to enable students of all abilities to master the New Jersey Core Curriculum Content Standards (NJCCCS) assessments by providing a model curricula with training geared to accommodate the learning capabilities of all students.	To enable districts to meet the NCLB goal of 100% successful students by 2014 through clarification of demands of the current version of the NJCCCS and development of appropriate instructional adaptations for all levels of student achievement. This educational model engages students in thinking and applying skills, and deepens students' understanding of important ideas, and provides teachers with the tools necessary to ensure that all students are able to demonstrate the knowledge and skills specified by the NJCCCS.	N/A	9(a) - services of a professional/technical nature	\$203,771.50	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Division of Educational Programs & Assessment; Office of Innovative Programs	7/26/2006	07/26/06-07/25/07	Z-351	N/A	N/A	COLLEGE BOARD	ETS	To renew contract with the College Board, to subsidize fees for low-income students, thereby expanding access to the Advanced Placement (AP) Program.	This program allows low-income high school students to perform college level academic learning in AP courses & take AP exams to receive credit, advanced placement, or both, from colleges & universities participating in the Advanced Placement Program by removing financial impediments to eligible applicants. In 2005, the USDE awarded the Department a 3 year Advanced Placement Incentive Program grant to subsidize test fees for these students.	N/A	9(a) - services of a professional/technical nature; 10(c) - sole source	\$195,000.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Division of Educational Programs & Assessment; Office of Innovative Programs	5/22/2007	05/22/07-05/21/08	AA-158	N/A	N/A	COLLEGE BOARD	ETS	To renew contract with the College Board, to subsidize fees for low-income students, thereby expanding access to the Advanced Placement (AP) Program.	This program allows low-income high school students to perform college level academic learning in AP courses & take AP exams to receive credit, advanced placement, or both, from colleges & universities participating in the Advanced Placement Program by removing financial impediments to eligible applicants. In 2005, the USDE awarded the Department a 3 year Advanced Placement Incentive Program grant to subsidize test fees for these students.	N/A	10(c) - sole source	\$225,000.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.

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Commissioner's Office; Division of Educational Programs & Assessments, Office of Academic Standards; Division of Student Services, Office of Specialized Population	12/13/2005	12/31/05-12/30/2010	Z-187	N/A	N/A	COUNCIL OF CHIEF STATE SCHOOL OFFICERS	N/A	Annual Membership with the Council of Chief State School Officers (CCSSO) in order to participate in (9) programs.	CCSSO is the primary organization supporting commission of education. It has also developed several specialized membership support groups that leverage analyses, professional development, and distance learning opportunities of DOE staff.	N/A	10(c) - sole source	\$958,064.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Deputy Commissioner's Office, Office of Education & Information Technology	3/3/2006	03/03/06-03/02/08	Z-249	N/A	N/A	DAH CONSULTANTS	Management & Evaluation Association Inc. & Metis Associates	Professional services to evaluate the effectiveness of New Jersey's implementation of four Enhancing Education Through Technology (E2T2) Programs of the NCLB Act of 2001. Services include data collection and analysis and the production & delivery of written reports summarizing the efficacy of four grant programs in increasing student achievement.	The evaluation is required by the NCLB, and findings are reported to the USDE. Without this program, the Department would fail to meet the federal requirements and would be faced with a considerable loss of federal funding for New Jersey's NCLB Title II-D in the amount of \$9,794,681.	Treasury advertised a RFP (Solicitation 2005-X-37636). 7 proposals were received, but all exceeded the available budget. Treasury authorized DOE to employ a revised limited bid RFQ to 7 vendors who responded. 4 proposals were received. The Department, as result of the evaluation, determined DAH Consulting, the low bid, to be the responsive & responsible proposal.	9(a) - services of a professional/technical nature	\$197,574.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Division of Educational Programs and Standards, Office of Assessment	10/18/07	10/18/06-10/17/07	AB-104	N/A	N/A	EDUCATIONAL TESTING SERVICE	Pearson Educational Measurement in IA, PA, & TX	To extend the current contract with Educational Testing Service (ETS) for the New Jersey Assessment of Skills and Knowledge, Grades 3 & 4 (NJASK 3-4).	Extension is required to ensure continuity of the federally mandated grades 3-4 assessment programs through school year 2007-2008. Contracts with ETS for NJASK 3-4 were first approved under Waiver #U-170 and extended under Waiver #AA-062. This extension intended to allow the department sufficient time to complete the design of the new system and to develop and issue a RFP to implement it.	Limited competition was solicited for base waiver (#U-170) with assistance of Purchase Bureau. N/A for extension because the RFP for grades 3-8 contemplated keeping the contract with ETS for NJ ASK 3-4 during the 1st year of the new contract. The extension was anticipated in the recently awarded State Term Contract (#T2390) to Measurement incorporated that includes these services.	10(b) - public exigency	\$8,524,706.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Division of Educational Programs and Standards, Office of Assessment	10/11/2006	10/11/06-10/10/07	AA-062	N/A	N/A	EDUCATIONAL TESTING SERVICE	Pearson Educational Measurement in IA, PA, & TX	Extension of current contract with Educational Testing Service (ETS) for the New Jersey Assessment of Skills and Knowledge, Grades 3 and 4 (NJ ASK 3-4) under Waiver #U-170.	Ensures continued compliance with federally mandated grade 3 and grade 4 assessment programs through the school year 2006-2007. Without these services, there would be a disruption in the continuity of a federally mandated testing program.	Limited competition was solicited for base waiver (#U-170) with assistance of Purchase Bureau. N/A for extension because the RFP for grades 3-8 contemplated keeping the contract with ETS for NJ ASK 3-4 during the 1st year of the new contract. The extension was anticipated in the recently awarded State Term Contract (#T2390) to Measurement incorporated that includes these services.	9(a) - services of a professional/technical nature; 10(c) - sole source	\$8,110,289.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Division of Student Services, Office of Specialized Populations	6/19/2006	06/19/06-06/18/07	AA-018	N/A	N/A	HUNTERDON CO EDUCATIONAL SERVICES	N/A	Professional services for the collection & analysis of ESL/Bilingual education data and professional development for school district personnel. Services include quality assurance, data analysis, reporting, training, and ongoing technical assistance.	Meet the federal reporting requirement under Title III of the NCLB Act. Annual reports to the USDE are required on the progress the state's English language learners (ELLs) have made in achieving annual objectives for English language growth.	N/A	9(a) - services of a professional/technical nature	\$54,650.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.

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Division of Student Services, Office of Specialized Populations	10/03/07	10/03/07-10/02/08	AB-065	N/A	N/A	HUNTERDON CO EDUCATIONAL SERVICES	N/A	To continue the collection and analysis of ESL/Bilingual education data & professional development for school district personnel. Services include quality assurance, data analysis, reporting, training, & ongoing technical assistance.	Meet the federal reporting requirement under Title III of the NCLB Act. Annual reports to the USDE are required on the progress the state's English language learners (ELLs) have made in achieving annual objectives for English language growth.	Continuation of services originally begun under #AA-018	10(c) - sole source	\$52,200.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Abbott Implementation	8/26/2005	08/26/05-08/25/06	Z-029	N/A	N/A	INSTITUTE FOR RESEARCH AND REFORM IN EDUCATION (IRRE)	Princeton Center for Leadership Development	Professional assistance services to provide support for Abbott Secondary School Reform. Services provide high quality, researched-based technical assistance to selected districts and schools in the development of small learning communities for grades 6-12 in support of the Abbott X decision.	Improve teaching & learning, academic achievement, school environment & organization and personalization of all school services for students and families. Respond to the NJ Supreme Court mandates regarding Abbott districts and 2004 regulations.	Under the direction and approval of the Treasurer's Office, and the Purchase Bureau, the Department issued a limited bid RFQ (Solicitation #05-RFQ-003), to 6 education consulting firms. Two proposals were received. As a result of the evaluation, the Department determined that IRRE was the only responsive vendor.	9(a) - services of a professional/technical nature	\$868,292.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Abbott Implementation	2/22/2007	02/22/07-02/21/08	AA-183	N/A	N/A	KPMG LLP	Orion Consultants	Professional services to perform detailed analysis of historical expenditures and provide a report on the district's internal controls for 25 Abbott school Districts. The review of internal controls include an overall summary with a listing of each category identifying the level of risk, a brief summary within each category, and a letter from the district responding to the contractor findings. The analysis of historical expenditures include an overall summary, a detailed report on the process and findings, observations and suggested recommendations, and a letter from the district responding to the contractor's findings.	The audit of all Abbott districts is a response to an order from the NJ Supreme Court, which required that the audits be completed in time to inform the budget review process for the Abbott districts' 2007-2008 budgets.	Under the approval of the Dept of Treasury, DOE issued a RFP for performing detailed analysis of historical expenditures & providing a report on the district's internal controls for 27 Abbott School districts to auditing firms under the Auditing Services: Contracted Financial Auditing Contract #T245B. 4 firms submitted proposals, covering 7 districts. The responses were rejected as costly and non-responsive, and a revised RFQ was issued to 45 firms, including to 10 contract vendors. 9 firms responded. After evaluation and review by the Attorney General's office, contracts were awarded to KPMG for 25 of the 27 districts and to Wiss & Co, a contract vendor, for the 2 other.	9(a) - services of a professional/technical nature	\$9,262,500.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Commissioner's Office	5/17/2007	05/17/07-05/16/08	AA-256	N/A	N/A	KPMG LLP	N/A	To provide a management audit of the department's oversight of the operations of school districts in the State and to make recommendations regarding staffing and organizational structure to improve the efficiency and effectiveness of the department's oversight capacity.	To comply with Joint Resolution No. 3, which required the DOE to conduct an audit to assist the department in analyzing its current structure and procedures for providing district oversight, and to make recommendations to "improve the capacity of the Department to oversee the operation of school districts and to respond immediately and effectively to operational and educational issues which may arise."	The Department of Treasury, Division of Purchase & Property, on behalf of the DOE, issued a RFQ for the DOE's management audit to 12 firms. 1 bid proposal was received.	9(a) - services of a professional/technical nature	\$628,000.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.

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Division of Educational Programs & Assessment, Academic Standards	5/23/2006	05/23/06-05/22/09	Z-262	N/A	N/A	LANGUAGE LEARNING SOLUTIONS		To provide the Standards-based Measurement of Proficiency (STAMP) Assessment in six languages for approximately 70,000 grade eight students of participating districts in the Foreign Language Assistance Grant Program.	To comply with a three-year USED Foreign Language Assistance (FLAP) grant to conduct a three-year pilot assessment project in grade eight for world languages. NJ requires that students be prepared to use language for authentic communication in real world situations. In order to measure how effectively students can communicate for real world purposes, a proficiency-based assessment is necessary to document in a reliable and valid manner student language proficiency ranging from the novice to advanced levels.	In the department's FLAP proposal to USED, Language Learning Solutions was named as the entity to conduct the assessment.	9(a) - services of a professional/technical nature; 10(c) - sole source	\$214,500.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Grants Management	11/30/2006	11/30/06-06/29/06	AA-133	N/A	N/A	MTW SOLUTION LLC	N/A	Continued hosting of the Entitlement Web-Enabled Grant (EWEG) system and to provide a Grants Management System (GMS) maintenance contract which includes maintenance, support & development for the EWEG system from December 1, 2006 through June 30, 2007.	These professional services allow the department to review and approve the grant applications which lead to grant payments totaling roughly \$700 million in federal funds issued to school districts. The department is able to review NCLB, IDEA, and Perkins final reports and final carryover reports and allows the department to closeout those grant programs. The GMS maintenance contract provides upgrades or enhancements to applications and reports as needed to ensure compliance with changing federal regulations.	In May 07, 2007, NJDOE conducted a RFI and RFQ process to select a vendor for an electronic web-enabled federal grant system. MTW Solutions was selected. Continued development and customization make MTW a sole source.	10(c) - sole source	\$353,931.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Grants Management	07/11/07	07/11/07-07/10/08	AB-032	N/A	N/A	MTW SOLUTION LLC	N/A	To renew a contract for professional services, with our current contractor, MTW Solutions LLC, for the Entitlement Web-Enabled Grant (EWEG) system from July 1, 2007 through June 30, 2008	These professional services allow the department to review and approve the grant applications which lead to grant payments totaling roughly \$700 million in federal funds issued to school districts. The department is able to review NCLB, IDEA, and Perkins final reports and final carryover reports and allows the department to closeout those grant programs. The GMS maintenance contract provides upgrades or enhancements to applications and reports as needed to ensure compliance with changing federal regulations.	In May 07, 2007, NJDOE conducted a RFI and RFQ process to select a vendor for an electronic web-enabled federal grant system. MTW Solutions was selected. Continued development and customization make MTW a sole source.	9(a) - services of a professional/technical nature; 10(c) - sole source	\$720,775.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.

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Division of Educational Programs & Assessment; Offices of Reading First, Urban Literacy and Early Literacy, Academic and Professional Standards, Vocational-Technical & Innovative Programs	12/1/2005	12/01/05-11/30/06	Z-066	N/A	N/A	SMG ATLANTIC CITY CONVENTION CENTER, ARAMARK SPORTS & ENTERTAINMENT SERVICES, AUDIO VISUAL HEADQUARTERS	N/A	To provide Conference Banquet Facility accommodations for the "Maximizing Achievement Across the Curriculum" Statewide Education Conference sponsored by the DOE, Offices of Vocational-Technical, Career and Innovative Programs, Reading First, and Early Literacy and Urban Literacy on August 7-11, 2005.	The conference allows the DOE to pool its resources to provide high quality professional development as well as support the infrastructure of a conference for approximately 2,000 people.	The Conference, Banquet and Hotel Facility Rental State Term Contract #T 0364 was utilized to identify and solicit proposals from contract vendors. Atlantic City was the selected location because of the city's expertise in accommodating conferences of this magnitude. The contract vendors, however, could not accommodate the required meeting space capacity and therefore could not be considered. Because the listing of hotel facility contract vendors in the Atlantic City area was exhausted, the DOE conducted a search of non-contract vendors in the area. The Atlantic City Convention Center was the only available vendor who could provide the required services.	9(a) - services of a professional/technical nature; 9(c) - lease for the conduct of State business	\$538,909.03	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Division of Educational Programs & Assessments, Offices of Reading First, Urban Literacy and Early Literacy, Academic and Professional Standards, Vocational-Technical Innovative Programs, and Abbott Implementation	9/28/2006	09/28/06-09/27/07	AA-009	N/A	N/A	SMG ATLANTIC CITY CONVENTION CENTER, ARAMARK SPORTS & ENTERTAINMENT SERVICES, AUDIO VISUAL HEADQUARTERS	N/A	To provide Conference Banquet Facility accommodations for the DOE's "One Vision Many Voices: Academic Achievement for ALL Students" Statewide Education Summer Conference sponsored by the DOE, Offices of Reading First, Urban Literacy and Early Literacy, Academic and Professional Standards, Vocational-Technical and Innovative Programs, and the Division of Abbott Implementation, on August 7-9, 2006.	The conference allow the DOE to pool its resources to provide high quality professional development & support the infrastructure of a conference for approximately 2,000 people. The DOE is obligated under the Carl D. Perkins Act to provide leadership activities to local practitioners. To comply with federal requirements, districts receiving Reading First funding must complete these mandatory activities.	The Conference, Banquet and Hotel Facility Rental State Term Contract #T 0364 was utilized to identify and solicit proposals from contract vendors. Atlantic City was the selected location because of the city's expertise in accommodating conferences of this magnitude. The contract vendors could not accommodate the required meeting space capacity and therefore could not be considered. Because the listing of hotel facility contract vendors in the Atlantic City area was exhausted, the DOE conducted a search of non-contract vendors in the area. The Atlantic City Convention Center was the only available vendor who could provide the required services.	9(c) - lease for the conduct of State business	\$572,301.18	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.

DEPARTMENT OF EDUCATION WAIVERED CONTRACTS ENTERED INTO JULY 1, 2005 THROUGH THE PRESENT

Enclosure 1

ISSUING OFFICE	WAIVER APPROVED DATE	TERM OF WAIVERED CONTRACT	WAIVER NUMBER	WAIVER # IF EXPANDED OR EXTENDED (OR N/A)	EXPANSION EXTENSION AMOUNT	VENDOR NAME	SUBCONTRACTORS (LIST)	DESCRIPTION OF GOODS/SERVICES PROCURED	BUSINESS JUSTIFICATION	COMPETITION RECEIVED	STATUTORY CITATION(S)	FINAL WAIVER AMOUNT	PROCESS TO ENSURE ADHERENCE TO CONTRACT TERMS
Deputy Commissioner's Office, State Board	9/14/2005	09/14/05-09/13/2010	Z-087	N/A	N/A	NATIONAL ASSOC OF STATE BOARDS OF EDUCATION	N/A	To participate in a membership with the National Association of State Boards of Education (NASBE) for a period of five years	This membership permits (13) NJ state board members to receive benefits of participating in the only national organization for State Boards of Education. NASBE provides professional development for members, including 5 to 6 annual conferences and study groups, a free two-day orientation for new state board members, and free technical assistance from the national executive staff for workshops.	N/A	10(c) - sole source	\$219,857.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Office of Adult Education	11/9/2005	11/09/05-11/08/06	Z-155	N/A	N/A	NATL SCORING SERVICES INC	N/A	Upon expiration of previous contract, to provide scoring and related services for the General Educational Development (GED) testing program for a period of one year while a new RFP was completed.	The contractor scores the GED tests in English, Spanish, or French and scores the test of English proficiency, provides for data conversion and maintenance of GED records, including client information and test scores, and prints and distributes diplomas and transcripts. If services are not provided, the Statewide General Education Development (GED) testing program would be suspended, and would significantly affect New Jersey residents seeking a high school credential.	The Department solicited competition from (3) firms identified by the American Council on Education as having the capacity to provide scoring services required to meet the State's needs. These (3) vendors presently provide these services to 32 of the 50 states. GED tests in the remaining 16 states are scored internally, either by the state's department of education or the state university system. Each vendor expressed willingness to enter into a (1) year contract and provided proposals. The department's evaluation concluded the National Scoring Services is the lowest priced responsive vendor, able to provide the necessary services within the required timeframe.	9(a) - services of a professional/technical nature	\$69,225.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Division of Educational Programs & Assessment, Office of Assessment	12/12/2005	12/12/05-12/11/06	Z-012	N/A	N/A	NCS PEARSON INC.	N/A	Extend the existing Contract #86486 for the Grade 8 Proficiency Assessment (GEPA).	Previously, the Dept. of Treasury approved a 2 year extension of Education's contract with PEM, under Waiver #W044, for the GEPA through the 2004-2005 and 2005-2006 school years. The department expected to issue a RFP in early 2004 to cover federally mandated testing in grades 5, 6, and 7, as well as the continuation of the Grade 8 Assessment Program. State budget constraints, however, delayed the development of the RFP for the testing in additional grade levels.	The contract #86486 was originally awarded via an open competitive advertised by the Purchase Bureau. This waiver represents a deferral of the bidding process for a new grade 8 assessment in order to allow for the inclusion of grade 8 in the forthcoming RFP for NCLB-based testing at additional grade levels, and allows for the phasing in of those test programs to be procured through that RFP.	9(a) - services of a professional/technical nature	\$5,783,003.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Division of Educational Programs & Assessment, Office of Assessment	10/11/2006	10/11/06-10/10/07	AA-078	N/A	N/A	NCS PEARSON INC.	N/A	To extend the existing contract #86486 for the Grade 8 Proficiency Assessment (GEPA).	Extension is required in order to ensure the continuity of the statutorily mandated (N.J.S.A. 18A:7C-6.2) grade 8 assessment program through 2006-2007. This enables the DOE to develop a new statewide testing system to encompass all grades in the 3-8 range.	The contract #86486 was originally awarded via an open competitive advertised by the Purchase Bureau. This waiver represents a deferral of the bidding process for a new grade 8 assessment in order to allow for the inclusion of grade 8 in the forthcoming RFP for NCLB-based testing at additional grade levels, and allows for the phasing in of those test programs to be procured through that RFP.	9(a) - services of a professional/technical nature	\$4,877,996.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.

DEPARTMENT OF EDUCATION WAIVERED CONTRACTS ENTERED INTO JULY 1, 2005 THROUGH THE PRESENT

Enclosure 1

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Division of Student Services, Office of Special Education Programs	2/15/2006	02/15/06-02/14/07	Z-238	N/A	N/A	ODYSSEY AUTOMOTIVE	N/A	To provide the customization of two base Cargo Vans for the Learning Resource Centers (LRC's), to replace existing vans that provide mobile library services for pupils with disabilities ages 3 through 21 in approximately 310 schools in NJ. Unlike the features that commercial/delivery vans, these cargo vans are unique because the specialized delivery service comprises stocking the vehicle with numerous types of instructional materials in a systematic manner and special safety devices that are required.	The LRC's support all areas of the core standards & curricula and service as our professional development component for teachers, Child Study Team personnel, parents and Para-professionals, dealing with pupils with disabilities ages 3 through 21. The LRC Network is federally funded by IDEA funds, Part B, by the Office of Special Education Programs. The services provided are outlined by federal mandate (State Implementation Grant) and must continue without interruption.	The Dept of Treasury, issued a Request for Proposal, Solicitation #06-R-37956. No responsive bids were received. The DOE was informed that 1 vendor, Odyssey Automotive, submitted a late bid, which was rejected. The Div of Purchase & Property informed the DOE that they would not continue any further RFP activity and suggested the DOE purchase two base vehicles from State Term Contract T-2103 and obtain the customization of these cargo vans via a Waiver. Because the original RFP was competitively bid, the DOE solicited a proposal for the conversion of 2 cargo vans from Odyssey Automotive, the sole vendor to provide a proposal under the RFP.	9(e) - bid prices not reasonable	\$61,190.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Division of Educational Programs & Assessment, Office of Academic & Professional Standards	07/12/07	07/12/07-07/11/09	AB-013	N/A	N/A	PERFORMANCE LEARNING SYSTEM INC	N/A	Professional services to work with the Office of Academic and Professional Standards and the Professional Teaching Standards Board (PTSB) on restructuring the professional development requirement mandated by administrative code for teachers in order to incorporate the changes recommended by the Quality Teaching and Learning Task Force that was commissioned by the Commissioner.	The role of PTSB is critical to the timely implementation of these rules expected to be adopted in late 2007. The PTSB is charged with work on teacher professional development by regulation. Major revisions to the initiative must be completed in the next 2 years and the training and technical assistance efforts for statewide implementation must be in place. This will require the development of policy and the implementation tools and training for all districts across the state.	The DOE sought and received competition for this waiver. The Office of Academic & Professional Standards requested proposals from 6 consultants, recommended at professional development conferences, who had national reputations for excellence in the implementation of high-quality professional development particularly in the area of learning communities. 5 proposals were received. As a result of the evaluation, the committee found that Dr. Stephen Barkley of Performance Learning Systems, the low quote vendor, meets all of the requirements and has the broadest experience in the use of small learning communities resulting from state policy.	9(a) - services of a professional/technical nature	\$86,400.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Katzenbach School for the Deaf	12/18/2006	12/18/06-12/17/07	AA-046	N/A	N/A	PHONAK	N/A	To purchase a digital technology hearing aid system for the Katzenbach School for the Deaf to replace the current analog system in the lower school and to provide a new system for students in the middle school, who presently have no system.	Extensive research demonstrates the superior audiological performance of a digital system, as compared with an analog one. Digital hearing devices can be precisely tailored to each student's needs and significantly improve speech processing abilities. This digital equipment enables the school to meet parents' academic expectations. The Phonak technology provides the school a ubiquitous platform for students as they transition from classroom to classroom and from school to school. This will afford the school the ability to use 23 additional channels without outside interference.	Phonak is the world leader in auditory assistive listening. In 1996, the FCC approved PHONAK LLC exclusive use of the 216-217 MHz bands for auditory assistive listening.	9(a) - services of a professional/technical nature; 10(c) - sole source	\$257,514.49	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.

DEPARTMENT OF EDUCATION WAIVERED CONTRACTS ENTERED INTO JULY 1, 2005 THROUGH THE PRESENT

Enclosure 1

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Katzenbach School for the Deaf	9/14/2005	09/14/05-09/13/06	Z-049	N/A	N/A	PSE&G	N/A	Various Vendor Annual Utility Waiver to provide electric and gas for the Katzenbach School for the Deaf.	To provide electric and gas services for the Katzenbach School for the Deaf.	N/A	10(c) - sole source	\$429,188.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Katzenbach School for the Deaf	2/23/2006	02/23/06-02/22/07	Z-263	N/A	N/A	PSE&G VARIOUS VENDOR	N/A	Various Vendor Annual Utility Waiver to provide electric and gas for the Katzenbach School for the Deaf.	To provide electric and gas services for the Katzenbach School for the Deaf.	N/A	10(c) - sole source	\$300,000.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Deputy Commissioner's Office; Office of Information Technology	9/1/2005	09/01/05-08/31/08	Z-083	N/A	N/A	PUBLIC CONSULTING GROUP	N/A	To amend the existing Contract #A61236 with the current contractor, Public Consulting Group, thru an amendment to add student-level data warehouse and electronic IEP technology to the Special Education Medicaid Initiative (SEMI) and Medicaid Administrative Claiming in Schools (MAC) programs.	The NJ SEMI and MAC reimbursement programs had been significantly underperforming due to lack of participation by the schools districts because of the minimal return they receive from the programs and the administrative burden the programs impose. The DOE, in conjunction with the Dept of Treasury and the Dept of Law and Public Safety, determined that a statewide-student level database would facilitate and enhance the SEMI and MAC projects, thereby increasing the State's federal revenue as well as advancing the goals of improved decision-making accountability and federal reporting.	The SEMI and MAC, Solicitation #05-X-37175, was bid and awarded to the Public Consulting Group. This waiver represents a modification of the existing contract for the inclusion of the web-based data warehouse and information management system.	9(a) - services of a professional/technical nature	\$11,588,772.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Deputy Commissioner's Office; Office of Information Technology	6/6/2006	06/06/06-06/05/08	Z-317	N/A	N/A	PUBLIC CONSULTING GROUP	N/A	Supplemental Waiver to Waiver # Z-083 to authorize a second amendment to the existing contract #A61236 with Public Consulting Group (PCG) to include the Statewide Single Student Identifier (SSID) and the collection of Student Data Handbook elements.	By engaging PCG to create the SSID capability and collect the additional student handbooks information, the DOE will leverage their existing investment in the EDsmart data warehouse and assist in Medicaid claiming.	This waiver will authorize a second amendment to an existing contract that was awarded by the Purchase Bureau, through the publicly advertised competitive bid process.	9(a) - services of a professional/technical nature; 10(c) - sole source	\$1,611,900.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.

DEPARTMENT OF EDUCATION WAIVERED CONTRACTS ENTERED INTO JULY 1, 2005 THROUGH THE PRESENT

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Division of Educational Programs & Assessment; Office of Assessment	12/20/2005	12/20/05-12/19/06	Z-209	N/A	N/A	RIVERSIDE PUBLISHING	1) Measurement Incorporated, 2) Paragon Forms, 3) Von Hoffmann Graphics, 4) Region IV Education Service Center, 5) 3X Printing	Implement standardized assessments in grades 5, 6, and 7 for language arts literacy and mathematics by the end of the 2005-2006 school year, as required by the federal No Child Left Behind Act of 2001.	The intent is to provide an interim means for meeting the NCLB deadline, while allowing the DOE additional time to develop and publish, in the form of a RFP, a more holistic plan for maximizing the educational value of the statewide assessment program. NCLB requires that all states administer annual standards-based, standardized assessments in reading and mathematics at grades 3-8, as well as high school, no later than 2005-2006. Failure to meet NCLB deadlines would result in penalties that include withholding Title I administrative funds from the state, totaling in excess of \$814,826.00. Over 2000 schools would face serious disruptions of school calendars if last minute testing programs were suddenly imposed and would leave state education policy makers, administrators and teachers lacking in crucial achievement data for students at these grade levels.	Good faith efforts were taken to obtain competition. A RFP was withdrawn in November of 2005 following the submission of best and final offer bids submitted by the following vendors: Harcourt Educational Measurement, CTB/McGraw-Hill, Riverside Publishing Company (a Houghton Mifflin Company), Standardized Test Scoring Company, and Pearson/ETS. It was determined that Riverside Publishing Company provided the only testing instrument that fully and meaningfully aligned with the NJCCCS. (NCLB requires that the tests be aligned with state standards.)	9(a) - services of a professional/technical nature; 10(b) - public exigency	\$4,637,104.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Division of Educational Programs & Assessment; Office of Assessment	12/19/2006	12/19/06-12/18/07	AA-102	N/A	N/A	RIVERSIDE PUBLISHING	1) Measurement Incorporated, 2) Paragon Forms, 3) Von Hoffmann Graphics, 4) Region IV Education Service Center, 5) 3X Printing, 6) Imperator Courier Systems, Inc, 7) FedEx	To provide an interim solution that will enable the DOE to comply with requirements of the No Child Left Behind (NCLB) Act of 2001, which obligates statewide implementation of standardized assessments in grades 5, 6, and 7, by the end of the 2006-2007 school year. Prior Waiver #Z-209 authorized a 1 year procurement with Riverside Publishing for an interim assessment program for 2005-2006. This current waiver will extend and modify this interim program for a second and final year.	The intent is to provide an interim solution to meet the NCLB deadline, while allowing the DOE additional time to develop and publish a RFP that sets forth a more holistic plan for maximizing the educational value of the statewide assessment program.	N/A - Because this waiver request repeats in 2006-2007 the deliverables encompassed by the previous Waiver #Z-209 for 2005-2006, with some modifications designed to bring the program closer to existing programs in scope and quality.	9(a) - services of a professional/technical nature	\$6,141,140.52	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Abbott Implementation	8/26/2005	08/26/05-08/25/08	Z-035	N/A	N/A	SOUTHERN REGIONAL EDUC	N/A	Professional assistance services by Southern Regional Education Board (SREB) to provide Summer Intensive Literacy and Math Workshops for Abbott Secondary School Reform.	To provide support and technical assistance as part of the Abbott X decision, with primary attention given to literacy and mathematics, with priority on algebra 1 for grades 6 through 12.	The Department, under the direction & approval of the Treasurer's Office, Dept of Treasury, issued a RFQ, Solicitation #05-RFQ-004, to 6 education consulting firms. The firms identified were Institute for Research and Reform in Education, The Education Alliance at Brown University, Southern Regional Education Board High Schools That Work, American's Choice, Coalition for Essential Schools National and Center for Effective School Practices at Rutgers, The State University. The DOE selected these strategic educational consulting firms because they are regarded as leaders in secondary education reform. The overall project consists of 4 components for implementation. Two proposals were received. Only SREB responded to each component of the RFQ.	9(a) - services of a professional/technical nature	\$2,897,662.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.

DEPARTMENT OF EDUCATION WAIVERED CONTRACTS ENTERED INTO JULY 1, 2005 THROUGH THE PRESENT

Enclosure 1

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Division of Educational Programs & Assessment, Office of Careers and Technical Education	08/10/07	08/10/07-08/09/2010	AB-040	N/A	N/A	USTEACH INC.	N/A	To continue to operate, maintain and upgrade NJHIRE, an online teacher recruitment system. This electronic hiring tool provides a free statewide system for matching school district seeking to fill teaching vacancies with prospective teachers seeking employment.	USTEACH is a national non-profit web-based system for recruitment & placement of educators. Services have been approved under waivers since FY2001. In the original contract, USTEACH customized its already developed electronic system to meet the needs of NJ. NJHIRE matches prospective teachers with existing vacancies advertised by local school districts & charter schools. NJHIRE is part of the DOE's plan for meeting the goal of hiring highly qualified teachers in every classroom as submitted to the USDOE.	The Department sent a RFI to 37 State DOE's that currently have teacher recruitment websites. The RFI requested information regarding the developer, features of the system, in-house support, and the development & maintenance costs of the website. 27 responses were received. Other state teacher recruitment websites, with the exception of Delaware and Washington who contract with USTEACH, were not developed to have the comprehensive features that NJHIRE provides. Moreover, choosing other job search systems would result in school districts to incur a fee in order to post positions and search for candidates, whereas NJHIRE is free for both districts and applicants.	9(a) - services of a professional/technical nature; 10(c) - sole source	\$231,260.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Commissioner's Office	05/04/06	05/04/06-05/03/07	Z-323	N/A	N/A	HUTCHINS, LAEZZA, FARRELL & ALLISON, P.A.; LEARCH, VINCI & HIGGINS LLP; MCENERNEY, BRADY & COMPANY LLC	N/A		Supplemental expertise and resources were required to help determine what nonessential costs can be reduced or eliminated so that districts can absorb increased costs and protect essential programs in order for the DOE to meet the Supreme Courts calendar requiring department approval of all budget requests by May 31, 2006.	The DOE, under the approval of the Dept. of Treasury, issued a RFQ, #06-RFQ-003, to 63 school audit firms. These firms were selected because they have an understanding of the laws, regulations & operations of school districts. 4 proposals were received. 1 was rejected for cost. Proposals were received from 4 firms for 21 districts. 1 firm was eliminated for cost; 3 firms received contracts to cover 8 districts.	9(a) - services of a professional/technical nature; 10(c) - sole source	\$217,000.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.
Division of Student Services, Office of Specialized Populations	1/4/2005	01/04/06-01/03/09	Z-205	N/A	N/A	WISCONSIN DEPT OF PUBLIC INSTRUCTION	N/A	To provide a membership in the World Class Instructional Design and Assessment (WIDA) Consortium of States. The vendor promotes the development of English proficiency assessments. Membership in the consortium entitles NJ to use the assessment as well as have input for resources that are developed by WIDA to ensure that the assessments are aligned to NJ standards. Services include conducting an alignment study between NJ's state academic standards and WIDA Consortium English Language Proficiency (ELP) standards, technical assistance, and access to on-line resources and other products and services developed by WIDA. NJ receives assistance in phasing in and implementing the assessment.	Pursuant to the federal NCLB legislation, states that receive Title III funding are required to identify and subsequently administer an English language proficiency test to limited English proficient public school students in grades kindergarten through twelve. The test must be administered annually beginning in the 2005-2006 school year, be aligned with the states academic standards, and measure students' use of English in academic contexts. Without this membership, the department fails to comply with this federal mandate and jeopardizes the \$20 million allocated annually to NJ.	The department evaluated four other programs promoting the development of English proficiency assessments and determined the Wisconsin Department of Public Information offered the assessment tool and support services the most comprehensive and best suited to NJ needs. Moreover, the DAG has approved this procurement under the provisions of NJSA 52:34-10(a), the acquisition of services from a federal or state governmental entity.	10(a) - federal, state government or political subdivision purchase	\$40,000.00	The Director, State Budget and Accounting, Chief Fiscal Officer for the Department of Education and the Contract Manager are responsible for compliance, all state laws, regulations, and Circular Letter requirements including but not limited to # 08-11-DPP.

Department of Education Leased Facilities

Building	Address	Lease Number	Square Footage	Cost per Sq. Ft./ Annual Cost	Term	Expiration Date	Property Owner
1. River View Office Complex	100 River View Complex, Rt. 29 Trenton, NJ	#04373	100,000	\$22.73 \$2,273,000.00	24 yrs.	12/3/26	Advance Group
2. N/A	1001 Spruce Street Trenton, NJ	#4521	11,342	\$16.05 \$182,039.10	2 yrs.	10/31/08	Levin Property Group
3. Capital Plaza	240 West State Street Trenton, NJ	#4426	11,248	\$15.21 \$171,082.08	12 yrs.	12/31/13	Goldberger, Moore & Novick, Urban Renewal
4. N/A	7 Glenwood Avenue East Orange, NJ	#04529	18,003	\$14.95 \$269,144.85	10 yrs.	6/30/15	Glenwood Associates
5. N/A	2351 Rt. 130 Dayton, NJ	#04509	14,200	\$16.15 \$229,330.00	2 yrs.	10/31/05	Medicia Corp.
6. N/A	322 American Road Morris Plains, NJ	#04048	9,978	\$15.50 \$154,659.00	5 yrs.	4/30/08	Baker Properties
7. N/A	Tanyard & Salina Rd. Sewell, NJ	#04140	12,646	\$12.75 \$161,236.50	5 yrs.	10/31/09	County of Gloucester