



STATE OF NEW JERSEY
DEPARTMENT OF EDUCATION

A Memo from the New Jersey Department of Education

Date: February 28, 2024
To: Chief School Administrators
Route To: School Business Administrators, District Administrators for Nonpublic School Programs
From: Christopher Irving, Ed.D., Assistant Commissioner
Division of Field Services and Support

Chapter 192 Compensatory Education Services for Nonpublic School Students: Eligibility Changes

School districts that have nonpublic schools located within their boundaries are responsible for ensuring that State and federal programs provided to nonpublic school students meet required criteria. The New Jersey Department of Education (NJDOE), in consultation with and at the recommendation of the Nonpublic Advisory Committee, is implementing a change to the assessment scores that determine nonpublic school student eligibility for Chapter 192 Compensatory Education (CE) services. This change applies to students identified as eligible for CE services in Fiscal Year (FY)2025, as indicated on the student application for services form, known as the 407-1 form.

New Assessment Requirements for Compensatory Education Services in Language Arts Literacy and Math for Grades 3-12

A valid and reliable commercial, norm-referenced, standardized instrument that assesses basic or foundational academic skills, is administered systematically, is based on objective data, and yields a national percentile score (NP)

Eligible score and score sheet:

- In grades 3 through 11, student assessment score on a valid, reliable, and norm-referenced commercial instrument must be:
 - *below the 35th National Percentile (NP) range*
 - *between the 35th and 39th NP and must be supported by additional educationally related objective criteria agreed upon during the consultation*
- In grade 12, student assessment score on a valid, reliable, and norm-referenced commercial instrument must be:
 - *below the 35th NP range and must be supported by additional educationally related objective criteria agreed upon during the consultation*
- For information on acceptable assessments, see [Guidelines for Auxiliary and Remedial Services \(Chapter 192 and 193\) for Nonpublic School Students](#).

Exception: The child study team recommendation may take the place of test score requirements for up to one year of Chapter 192 services when a student is determined to no longer need Chapter 193 services but may not be ready for instruction without additional supports.

Chapter 192 English Language Services for Multilingual Learners

As a reminder, information on the program can be found on the [Services for English Language Learners \(Chapter 192\) in Nonpublic Schools webpage](#), including the [English language learner \(ELL\) Identification and Continuation Process for Nonpublic School Students](#).

Auxiliary and Remedial Services (Chapters 192/193) Guidelines & Resources

To help school districts implement nonpublic school programs, the NJDOE offers the following nonpublic school program guidelines and resources on the [Nonpublic School Services webpages](#).

- [Auxiliary and Remedial Services \(Chapters 192 and 193\) webpage](#), including links to the revised 407-1 forms;
- [Auxiliary and Remedial Services for Nonpublic Schools \(Chapters 192 and 193\) – Guidance](#);
- [Auxiliary and Remedial Services for Nonpublic Schools \(Chapters 192 and 193\) - Recommended Timeline](#); and
- [Chapter 192/193 Eligibility Documentation Checklist for Student Applications \(407-1 forms\)](#).

Please email questions to Nonpublic@doe.nj.gov.

c: Members, State Board of Education
NJDOE Staff
Statewide Parent Advocacy Network
Garden State Coalition of Schools
NJ LEE Group
Nonpublic School Administrators