

BY-LAW

ROLE OF THE BOARD

The general mandatory powers and duties of the Board are defined in Title 18A of New Jersey statutes. Other sections of the statutes state or imply that a local board of education has full power to operate the local public schools as it deems fit in compliance with state and federal mandates and pertinent laws of the municipality. The Board functions only when in session.

The Board shall make, amend, and repeal rules not inconsistent with statutes or with the rules of the State Board of Education for its own government and the transaction of its business and for the government and management of the public schools and the public property of the school district and for the employment, regulation of, conduct, and discharge of its employees. The Board shall perform all acts and do all things, consistent with law and the rules of the State Board, necessary for the proper conduct, equipment and maintenance of the public schools of the district.

The Board of Education sees these as its required functions:

A. Policy oversight

The Board is responsible for the development of policy and for the employment of a Superintendent who shall carry out its policies through the development and implementation of regulations. The Board is responsible for evaluating the effectiveness of its policies and their implementation. This includes setting and evaluating goals in educational and financial areas.

B. Educational planning

The Board is responsible for requiring and acquiring reliable information from responsible sources that will enable it and the staff to work toward the continuing improvement of the educational program.

C. Provision of financial resources

The Board has major responsibilities for the adoption of a budget that will provide the wherewithal--in terms of buildings, staff, materials, and equipment--to enable the school system to carry out its functions.

D. Interpretation

The Board is responsible for providing adequate and direct means for keeping the local community informed about the school and for keeping itself and the school staff informed about the wishes of the public. All planning, both that which is and that which is not related to the budget, needs to be interpreted to the public if citizens are to support the school program.

The Board believes that, by diligently exercising these functions, it will be able to provide the best educational opportunities possible for our children within the financial limitations set by the community.

The Board shall exercise its powers through the legislation of bylaws and policies for the organization and operation of the school district in the following manner:

1. Those bylaws which are not dictated by the statutes or administrative codes or ordered by the Commissioner of Education or courts may be adopted, repealed or amended at any time, provided such alteration or adoption shall have been proposed at a meeting of the Board and adopted at a subsequent meeting, in accordance with File Code: 9312, Formulation, Adoption, Amendment of Bylaws.
2. Those policies which are not dictated by the statutes or administrative codes or ordered by the Commissioner of Education or courts may be adopted, repealed or amended at any time, provided such alteration or adoption shall have been proposed at a meeting of the Board and adopted at a subsequent meeting, in accordance with File Code: 9311, Formulation, Adoption, Amendment of Policies.
3. Amendments to proposed revisions of bylaws and policies may be adopted at the time of the second reading required by File Code:9312 or File Code 9311, as applicable. In the absence of the necessary majority, another reading is required.

The Board shall be responsible for the operation of the school but shall delegate the administration to the Superintendent, who shall be appointed by a recorded roll-call majority vote of the full Board.

The Board may hear appeals in complaints and in grievance and disciplinary actions as defined in these policies and in the law.

Date: January 18, 1993

Reviewed/Revised: February 23, 2009

<u>Legal References:</u>	N.J.S.A. 18A:10-1	Constitution of boards of education; conduct of schools; state-operated school district
	N.J.S.A. 18A:11-1	General mandatory powers and duties

N.J.S.A. 18A:12-21 et seq.	School Ethics Act
N.J.S.A. 18A: 13-15	Acquisition of lands without districts (regional school districts)
N.J.S.A. 18A:16-1	Officers and employees in general
N.J.S.A. 18A:17-15	Appointment of superintendents; terms; apportionment of expense
N.J.S.A. 18A:20-1	Title in board of education
N.J.S.A. 18A:27-4	Power of boards of education to make rules governing employment of teacher, etc.; employment thereunder
N.J.S.A. 18A:33-1	District to furnish suitable facilities; adoption of courses of study
N.J.S.A. 18A:34-1	Textbooks; selection; furnished free with supplies; appropriations
N.J.S.A. 18A:36-2	Time when schools are open; determination
N.J.S.A. 18A:54-20	Powers of board (county vocational schools)
N.J.A.C. 6A:4-1.1 et seq.	Appeals
N.J.A.C. 6A:8-1.1 et seq.	Standards and Assessment
N.J.A.C. 6A:28-1.1 et seq.	School Ethics Commission
N.J.A.C. 6A:30-1.1 et seq.	Evaluation of the Performance of School Districts
N.J.A.C. 6A:32-1.1 et seq.	School District Operations
N.J.A.C. 6A:32-3.2	Requirements for the Code of Ethics for school board members and charter school board of trustees members

Possible Cross References:

1000/1010	Concepts and roles in community relations; goals and objectives
2000/2010	Concepts and roles in administration; goals and objectives
3000/3010	Concepts and roles in business and noninstructional operations; goals and objectives
4000	Concepts and roles in personnel
5000	Concepts and roles in pupil personnel
6000	Concepts and roles in instruction
6140	Curriculum adoption
6161.1	Guidelines for evaluation and selection of instructional materials
7000	Concepts and roles in construction, remodeling and renovation

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File Code: 9000

- 9311 Formulation, adoption, amendment of policies
- 9312 Formulation, adoption, amendment of bylaws
- 9313 Formulation, adoption, amendment of administrative regulations
- 9314 Suspension of policies, bylaws and regulations