

ASSIGNMENT; TRANSFER

The chief school administrator or designee shall make certified staff assignments in the manner best calculated, in his/her judgment, to enhance the educational programs.

Teaching, supervisory, administrative and support personnel are subject to assignment and transfer after recommendation of the chief school administrator and approval by the board of education. Procedures for such transfers shall comply with provisions of current negotiated agreements and state and federal law. Disciplinary transfers are prohibited. Particular attention shall be paid to ensuring to the extent possible that there shall be equivalence of teachers and administrative staff among the schools. Discrimination in assignment, transfer and promotion shall not be tolerated (see 2224, 4111 and 4111.1).

Legal References:

- | | |
|--|---|
| <u>N.J.S.A.</u> 18A:25-1 | Transfer of teaching staff members |
| <u>N.J.S.A.</u> 18A:27-4 | Power of boards of education to make rules governing employment of teacher, etc.: employment thereunder |
| <u>N.J.S.A.</u> 18A:24-4.1 | Appointment, transfer, removal, or renewal of officers and employees; exceptions |
| <u>N.J.S.A.</u> 18A:59-1 through -3 | Apportionment and distribution of federal funds; exceptions |
| <u>N.J.S.A.</u> 34:13A-1 <u>et seq.</u> | New Jersey Employer-Employee Relations Act |
| <u>See particularly:</u> | |
| <u>N.J.S.A.</u> 34:13A-23, -25, -27, -29 | |
| <u>N.J.A.C.</u> 6:4-1.1 <u>et seq.</u> | Equality in Educational Programs |
| <u>N.J.A.C.</u> 6:8-4.1 | Review of mandated programs and services |
| <u>N.J.A.C.</u> 6A:30-1.1 <u>et seq.</u> | Evaluation of the Performance of School Districts |

42 U.S.C.A. 2000d – 2000d4 – Title VI of the Civil Rights Act of 1964

20 U.S.C.A. 1681 – Title IX of the Education Amendments of 1972

29 U.S.C.A. 794 et seq. – Section 504 of the Rehabilitation Act of 1973

20 U.S.C.A. 1401 et seq. – Individuals with Disabilities Education Act

ASSIGNMENT; TRANSFER (Continued)

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

34 CFR 200.1 to 200.89 – Part 200

34 CFR Part 204

Ridgefield Park Education Association v. Ridgefield Park Board of Education, 78 N.J.
144 (1978)

Manual for the Evaluation of Local School Districts (August 2000)

Multi-year equity Plan for the Academic Years 2000-2001 through 2002-2003, New
Jersey State Department of Education Division of Student Services Office of Bilingual
Education and Equity Issues

Cross References:

2224	Nondiscrimination/affirmative action
3220/3230	State funds; federal funds
4111	Recruitment, selection and hiring
4111.1	Nondiscrimination/affirmative action
4131/4131.1	Staff development; inservice education/visitations/conferences
5145.4	Equal educational opportunity
6121	Nondiscrimination/affirmative action
6141	Curriculum design/development
6145	Extracurricular activities
6160	Instructional services and resources
6171.3	At-risk and Title 1
6171.4	Special education

Date: Revised: 4/28/98

Second Reading and Final Adoption – May 24, 2005

Return to Section Index

Return to Main Index