

RESIGNATION OF INSTRUCTIONAL STAFF/ ADMINISTRATIVE STAFF

Code **GCQC/GCQD** Revised **3/13**

Purpose: To establish the basic structure for the resignation of professional staff members.

Any professional staff member who wants to cancel or terminate a contract must state his/her desire in writing to the superintendent. The request must be submitted at least 30 days prior to the date upon which that person wants the resignation to be effective or the contract to be terminated. For such resignation to be effective, it must be accepted in writing by the superintendent.

When the superintendent does not accept a resignation and the employee fails to continue to perform his/her contractual duties, the superintendent will report such breach to the state board of education and request that appropriate action be taken against the employee for failure to comply with contractual obligations. Both state law and state board of education regulation provide for suspension or revocation of the professional certificate under such circumstances.

Adopted 2/2/98; Revised 3/4/13

Legal references:

- A. S.C. Code of Laws, 1976, as amended:
 1. Section 59-25-150 – State Board of Education may revoke/suspend certificate for just cause.
 2. Section 59-25-160 – “Just cause” for revocation/suspension of certificate by State Board.
 3. Section 59-25-530 – Teacher failing to comply with provisions of contract without written consent of school board deemed guilty of unprofessional conduct and subject to revocation/suspension of certificate for up to one calendar year. Contract with any other school district in South Carolina during same employment period, without consent of first board, is void.
- B. State Board of Education Regulation:
 1. R-43-206 – Professional personnel resignation.