



## Central Islip Union Free School District

Board of Education & School District Policy Book

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Section	Section Title	Type
2000	School Board Governance & Operations	Local
Policy	Policy Title	
2330	Executive Sessions	

The Board of Education may conduct executive sessions at which only the members of the Board or persons invited by the Board may be present. However, the executive session is only available for the purpose of discussion, and except as the law allows, formal actions must be taken in an open session.

Executive sessions may be requested by any member of the Board or the Superintendent of Schools.

A Board member must make a motion that must be seconded during an open meeting in order to proceed to convene in executive session. Upon a majority vote of its members present, the Board may convene in executive session. Matters which may be discussed in executive session are:

1. matters which will imperil the public safety if disclosed;
2. any matter which may disclose the identity of a law enforcement agent or informer;
3. information relating to current or future investigation or prosecution of a criminal offense which would imperil effective law enforcement if disclosed;
4. discussions regarding proposed, pending or current litigation;
5. collective negotiations pursuant to Article 14 of the Civil Service Law (the Taylor Law);
6. the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation;
7. the preparation, grading or administration of examinations; and
8. the proposed acquisition, sale, or lease of real property or the proposed acquisition of securities, or sale or exchange of securities, but only when publicity would substantially affect the value thereof.

The motion to go into executive session must be detailed enough to permit the Board members and the public to know the topic the Board will be discussing, without necessarily identifying the specifics. Discussion in executive session will be limited to the topic(s) identified in the motion.

A Board may not take formal action in executive session except to vote on NY Ed Law Section 3020-a disciplinary charges against a tenured teacher.

Individual Board members, acting on their own, may not disclose matters discussed in a properly convened executive session. However, the Board, acting as a whole, may determine to disclose such information where disclosure is not prohibited under the law. Additionally, disclosure of such information is not prohibited where it is warranted to be disclosed to appropriate law enforcement entities for investigation and possible action, or where a Board member is compelled to disclose the information in a court case.

Minutes will be taken at executive session of any action that is taken by a formal vote and should consist of a record or summary of the final determination of such action and the date and vote thereon, provided, however, that such summary need not include any matter which is not required to be made public by the Freedom of Information Law. Minutes taken will be available to the public within one week from the date of the executive session.

Adoption date: February 9, 2009

Revision date: June 13, 2022

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**Cross Reference:**

2160, Code of Ethics

**Reference:**

Education Law §1708 (3)

Public Officers Law §§100 et seq.

*Application of the Board of Education*, 57 EDR Dec. No. 17,147 (2017)

*Application of Nett and Raby*, 45 EDR 259 (2005)

Formal Opinion of Counsel No. 239, 16 EDR 457 (1976)