CHESTER BOARD OF EDUCATION **FILE CODE: 9314**
Chester, New Jersey **_____ Monitored**
_____ Mandated
Bylaw **__X__ Other Reasons**

SUSPENSION OF POLICIES, BYLAWS AND REGULATIONS

The Chester Board of Education has developed a careful and deliberate process of formulating and adopting its policies and bylaws. Requests for suspension of any existing policy or bylaw should receive the same careful consideration.

Therefore:

A. Any request for a waiver of policy or bylaw shall be considered in light of the policy or bylaw itself, rather than any particular circumstances of the moment.

B. The board shall decide whether the policy or bylaw still reflects the considered intent of the board. If it does, the suspension will be denied and the policy or bylaw reaffirmed in the minutes.

C. If the policy or bylaw does not reflect the intent of the board, then the policy shall be waived by a majority vote of the members of the board present and voting and development of a revised policy or bylaw shall become the board's prime policy priority.

D. The board shall determine whether rights of the public would be adversely affected by the proposed suspension or waiver of policy. If the public's rights would be adversely affected, the suspension or waiver will be denied.

In the event of an emergency requiring immediate action, the chief school administrator shall have the power to waive policy or regulation in the single instance. In such cases, the chief school administrator shall report the instance to the board president immediately, and request reconsideration of the policy at the next regular meeting.

Adopted: May 2, 1989; July 31, 2003
NJSBA Review/Update: December 2008, August 2016, September 2018 April
Readopted: 27, 2009, September 17, 2018, August 16, 2021, January 2024

Key Words

Policy; Board Policy; Bylaws; Board Bylaws; Regulations; Administrative Regulations; Suspension of Policies; Bylaws and Regulations

Legal References:

N.J.S.A. 18A:11-1	General mandatory powers and duties
N.J.S.A. 18A:17-20	Tenured and non-tenured chief school administrators; general powers and duties
N.J.S.A. 18A:54-20	Powers of board (county vocational schools)
N.J.A.C. 6A:32-2.1	Definitions (chief school administrator and administrative principal)
N.J.A.C. 6A:32-4.3	Evaluation of tenured and nontenured chief school administrator

Matawan Teachers' Assn. v. Board of Education 223 N.J. Super 504 (App. Div. 1988)

SUSPENSION OF POLICIES, BYLAWS
AND REGULATIONS (continued)

Possible Cross References:

*2210	Administrative leeway in absence of board policy
*9311	Formulation, adoption, amendment of policies
*9312	Formulation, adoption, amendment of bylaws
*9313	Formulation, adoption, amendment of administrative regulations

*Indicates policy is included in the Critical Policy Reference Manual.