**CHESTER BOARD OF EDUCATION** **FILE CODE: 4113/4213**
**Chester, New Jersey** **__X__ Monitored**
**__X__ Mandated**
**Policy** **__X__ Other Reasons**

ASSIGNMENT; TRANSFER

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

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).

The chief school administrator or his or her designee shall monitor district promotion, assignment and transfer practices to ensure nondiscrimination.

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| Adopted: | February 11, 2003 |
| NJSBA Review/Update: | October 2008, August 2016, September 2018 |
| Readopted: | April 27, 2009, September 17 2018, August 16, 2021, January 2024 |
| Revised: | September 27, 2016 |
| Revised: | |

Key Words

Personnel Assignment, Personnel Transfer, Assignment and Transfer, Assignment, Transfer

**Legal References:**

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|---|---|
| N.J.S.A. 18A:25-1 | Transfer of teaching staff members |
| N.J.S.A. 18A:27-4 | Power of boards of education to make rules governing employment of teacher |
| N.J.S.A. 18A:27-4.1 | Appointment, transfer, removal, or renewal of officers and employees; exceptions |
| N.J.S.A. 18A:59-1 through -3 | Apportionment and distribution of federal funds; exceptions |
| N.J.S.A. 34:13A-1 et seq. | New Jersey Employer-Employee Relations Act |
| See particularly: N.J.S.A. 34:13A-23, -25, -27, -29 | |
| N.J.A.C. 6A:7-1.1 et seq. | Managing for Equality and Equity in Education |
| N.J.A.C. 6A:30-1.1et seq. | 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

Hawkins-Stafford Elementary and Secondary School Improvement Act of 1988, (Pub. L. No. 100-297) amending Elementary and Secondary Education Act of 1965.

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)

The Comprehensive Equity Plan, New Jersey State Department of Education Division

**Possible Cross References:**

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|---|---|
| *2224 | Nondiscrimination/affirmative action |
| *3220/3230 | State funds; federal funds |
| *4111 | Recruitment, selection and hiring |
| *4111.1/4211.1 | 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 |

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