

**TITLE 6A
EDUCATION**

CHAPTER 1

BYLAWS FOR THE STATE BOARD OF EDUCATION

Authority

N.J.S.A. 18A:4-3 et seq.

Source and Effective Date

R.2007 d.135, effective April 5, 2007.
See: 39 N.J.R. 1695(a).

Chapter Expiration Date

In accordance with N.J.S.A. 52:14B-5.1b, Chapter 1, Bylaws for the State Board of Education, expires on April 5, 2014. See: 43 N.J.R. 1203(a).

Chapter Historical Note

Chapter 1, Bylaws for the State Board of Education, was adopted as R.1997 d.320, effective August 4, 1997. See: 29 N.J.R. 3488(a).

Chapter 1, Bylaws for the State Board of Education, was readopted as R.2002 d.204, effective June 6, 2002. See: 34 N.J.R. 2327(a).

Chapter 1, Bylaws for the State Board of Education, was readopted as R.2007 d.135, effective April 5, 2007. See: Source and Effective Date. See, also, section annotations.

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SUBCHAPTER 1. AMENDMENT OF BYLAWS

6A:1-1.1 Procedure

These bylaws may be amended at any regular meeting of the State Board of Education by a vote of the majority of the whole number of the members of the State Board of Education, provided that notice of the proposed amendments shall have been sent to each member at least two weeks before the date of such vote.

SUBCHAPTER 2. MEETINGS

6A:1-2.1 Parliamentary procedures

Parliamentary procedures in meetings of the State Board of Education shall be governed by Robert's Rules of Order Newly Revised 10th Edition.

Amended by R.2002 d.204, effective June 6, 2002.
See: 34 N.J.R. 2327(a).

Substituted "Newly Revised 10th Edition" for "(75th Anniversary Edition)".

6A:1-2.2 Regular meetings

Regular meetings of the State Board of Education shall be held at such time, place and on such dates as established by the State Board of Education, in accordance with N.J.S.A. 10:4-6 et seq., Open Public Meetings Act. Notice of such regular meetings shall be made in a manner consistent with the provisions of N.J.S.A. 10:4-6 et seq.

6A:1-2.3 Special meetings

Special meetings may be called by the President at any time. Public notice of such special meeting shall be made pursuant to law and regulation.

6A:1-2.4 Quorum

A quorum shall consist of a majority of the number of voting members of the State Board of Education.

6A:1-2.5 Order of business at regular meetings

(a) The normal order of business at all regular meetings shall be:

1. Approval or amendment of minutes of the previous meeting;
2. Report of the President of the State Board of Education;
3. Report of special committees;

4. Report of the Commissioner of Education;
5. Consideration of action items for discussion or vote of the voting members;
6. New business;
7. Consideration of legal cases presented by the Legal Committee.

(b) The order of business may be rearranged at any regular meeting for the purpose of expediting and facilitating the functions of the State Board of Education.

Amended by R.2002 d.204, effective June 6, 2002.

See: 34 N.J.R. 2327(a).

In (a), deleted 6, recodified former 7 as 6 and added new 7.

SUBCHAPTER 3. OFFICERS OF THE STATE BOARD OF EDUCATION

6A:1-3.1 Titles and terms

The officers of the State Board of Education shall be a President, a Vice-President, and a Secretary. The President and Vice-President shall each serve for one year and until their respective successors shall have been elected. The Commissioner serves as Secretary of the State Board.

6A:1-3.2 Duties of the President

The President shall preside at the meetings of the State Board of Education and shall perform all duties incidental to such office. The President shall be ex officio a member of all committees, except the Nominating Committee.

Amended by R.2002 d.204, effective June 6, 2002.

See: 34 N.J.R. 2327(a).

6A:1-3.3 Duties of Vice-President

The Vice-President shall, in the absence of the President, perform all of the President's duties.

6A:1-3.4 Duties of the Secretary

(a) The Commissioner of Education shall be the Secretary of the State Board of Education in accordance with N.J.S.A. 18A:4-9 and 18A:4-22. The Commissioner or the designee shall: attend its meetings and keep a record of its proceedings; have the custody of its books and papers; and notify the members of all meetings and, within five days after each meeting, shall notify the members of each committee of any matter referred to it.

(b) The Commissioner shall present to the State Board of Education recommendations for its action in all matters requiring its approval or subject to its jurisdiction.

6A:1-3.5 Election of officers

The officers of the State Board of Education shall be elected at the first regular meeting following June 30 of each year.

6A:1-3.6 Election of successors

In case of the death or inability of either the President or the Vice-President to perform the duties of the office, a successor shall be elected at the next regular meeting of the State Board of Education.

SUBCHAPTER 4. COMMITTEES

6A:1-4.1 Committee structure

(a) The State Board of Education shall act as a committee of the whole. The following standing committees shall be constituted:

1. Legal; and
2. Nominating.

6A:1-4.2 Legal Committee

(a) The Legal Committee members shall be appointed by the President, at the first regular meeting subsequent to the election of officers, to serve for one year from the date of appointment or until successors are appointed. Vacancies occurring during the year shall be filled in like manner for the remainder of the term.

(b) The Legal Committee shall consist of at least three State Board of Education members for the review of all cases appealed from the Commissioner of Education to the State Board of Education. Notices of all hearings held by the Legal Committee shall be sent to all members of the State Board of Education.

Amended by R.2002 d.204, effective June 6, 2002.

See: 34 N.J.R. 2327(a).

6A:1-4.3 Nominating Committee

(a) The Nominating Committee members shall be appointed by the President, no later than in May of each year and shall be automatically discharged after the annual election of officers in July.

(b) The Nominating Committee shall consist of three members of the State Board of Education whose purpose is to submit nominations for the officers of the State Board of Education for which elections are to be held pursuant to N.J.A.C. 6A:1-3.5. The President shall select a chairperson for the Nominating Committee from among its members and its final report shall be presented to the State Board of Education in June.

1. Prior to the Nominating Committee's final report in June, the committee members shall contact each State Board member to obtain their input regarding the election of officers of the State Board of Education.

Amended by R.2002 d.204, effective June 6, 2002.
See: 34 N.J.R. 2327(a).
Amended by R.2007 d.135, effective April 5, 2007.
See: 39 N.J.R. 1695(a).
Rewrote the section.

6A:1-4.4 Special committees

The President may at any time appoint a special committee to consider or take action on any matter.

6A:1-4.5 State Board liaisons

The President may at any time appoint State Board members to serve as liaisons.

New Rule, R.2007 d.135, effective April 5, 2007.
See: 39 N.J.R. 1695(a).

SUBCHAPTER 5. INFORMATION REGARDING STATE BOARD OF EDUCATION ACTIONS

6A:1-5.1 Public release

Any initial public release of State Board of Education information or action shall be made by the Commissioner of Education or by the President.

SUBCHAPTER 6. STUDENT REPRESENTATIVE

6A:1-6.1 Student representative

(a) A student representative shall be selected annually by the New Jersey Association of Student Councils to serve one year as a nonvoting member.

1. All eligible high school students shall be offered the opportunity to be selected to serve as the student representative.

(b) The student representative shall serve from July 1 through June 30 of the following year.

Amended by R.2007 d.135, effective April 5, 2007.
See: 39 N.J.R. 1695(a).
Inserted designation (a); and added (a)1 and (b).