

March 19, 2001

S 532. CLARIFY APPEALS TO LOCAL SCHOOL BOARDS. TO CLARIFY THE RIGHT TO APPEAL TO A LOCAL BOARD OF EDUCATION. Amends GS 115C-45(c) to authorize appeal to local board of education from any final administrative decision with respect to (1) discipline of a student under specified statutes; (2) alleged violation of federal or state law, state policy or rules, or local board policy; (3) alleged violation of employee's contract of employment (unless a more specific appeal procedure is provided by law); (4) any decision affecting a school employee's character or right to teach (unless a more specific appeal procedure is provided by law); or (5) any other decision for which a statute provides a right of appeal to the board (unless a more specific appeal procedure is provided by law). Persons aggrieved by a decision not specified in the preceding sentence may petition the school board for a hearing. Effective Jan. 1, 2002; applies to final administrative or school board decisions on or after that date.

Intro. by Dalton.

Ref. to Education	GS 115C
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April 12, 2001

S 532. CLARIFY APPEALS TO LOCAL SCHOOL BOARDS. Intro. 3/19/01. Senate amendment makes the following changes to 1st edition. Specifies that person has the right to appeal policies regarding grade retention of students to the local board.

June 4, 2001

S 532. CLARIFY SCH. BD. APPS./NONCERT. E'EES NOTICE. Intro. 3/19/01. House committee substitute makes the following changes to 2nd edition. Changes title to read, *TO CLARIFY THE RIGHT TO APPEAL TO A LOCAL BOARD OF EDUCATION, AND TO REQUIRE NOTICE OF THE DISMISSAL, DEMOTION, OR SUSPENSION WITHOUT PAY OF NONCERTIFIED EMPLOYEES*. Replaces provisions in proposed GS 115C-45(c) regarding appeals regarding alleged violation of employee's contract and decisions affecting school employee's character or right to teach with provision providing for appeals of terms or conditions of employment. Specifies grounds for judicial review of local board's decision. Repeals GS 115C-305 on appeals of decisions affecting school employee's character or right to teach. Adds GS 115C-315.1 to require superintendent to provide written notice to non-certified school employee prior to recommending to the board that such employee be dismissed, demoted, or suspended without pay. Makes act effective July 1, 2001, and applicable to final administrative or school board decisions made on or after that date.

June 19, 2001

S 532. CLARIFY SCH. BD. APPS./NONCERT E'EES NOTICE. Intro. 3/19/01. House committee substitute makes the following changes to 3rd edition: (1) adds definition of "final administrative decision" to mean a decision regarding a school employee from which no further appeal to a school administrator is available; (2) provides that an aggrieved person has the right to appeal to the superintendent and then to petition the local board of education for a hearing (3rd ed., right to petition local board of education only); (3) if petition made, requires the local board of education to notify the petitioner of its decision whether to grant a hearing; (4) deletes proposed GS 115C-315.1, rewriting the gist of this section as a further amendment to GS 115C-45(c); (5) deletes the definition of a "noncertified employee"; and (6) provides that noncertified employee may request and shall be entitled to receive written notice concerning the reasons for the action before any local board of education hearing on the issue.

July 3, 2001

SL 2001-260 (S 532). CLARIFY SCHOOL BOARD APPEALS/NONCERTIFIED EMPLOYEES' NOTICE. AN ACT TO CLARIFY THE RIGHT TO APPEAL TO A LOCAL BOARD OF EDUCATION, AND TO REQUIRE NOTICE OF THE DISMISSAL, DEMOTION, OR SUSPENSION WITHOUT PAY OF NONCERTIFIED EMPLOYEES. Summarized in *Daily Bulletin*

3/19/01, 4/12/01, 6/4/01, and 6/19/01. Enacted June 29, 2001. Effective July 1, 2001, and applies to final administrative or school board decisions made on or after that date.