

ASSEMBLY, No. 427

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblymen KELLY and IMPREVEDUTO

1 AN ACT concerning the salaries of certain teaching staff members and
2 amending N.J.S.18A:29-14.

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4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

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7 1. N.J.S.18A:29-14 is amended to read as follows:

8 18A:29-14. Any board of education may withhold, for inefficiency
9 or other good cause, the employment increment, or the adjustment
10 increment, or both, of any member in any year by a recorded roll call
11 majority vote of the full membership of the board of education. It
12 shall be the duty of the board of education, within 10 days, to give
13 written notice of such action, together with the reasons therefor, to the
14 member concerned. The member may appeal from such action to the
15 commissioner under rules prescribed by him. The commissioner shall
16 consider such appeal unless the appeal is subject to the provisions of
17 section 5 of P.L.1989, c.269 (C.34:13A-26), in which case the dispute
18 shall be resolved through binding arbitration and in appeals before him,
19 the commissioner shall either affirm the action of the board of
20 education or direct that the increment or increments be paid. The
21 commissioner may designate an assistant commissioner of education
22 to act for him in his place and with his powers on such appeals. [It
23 shall not be mandatory upon the board of education to pay any such
24 denied increment in any future year as an adjustment increment.] The
25 board of education shall not be required to repay to the member the
26 actual monies withheld from the member's salary; however, for all
27 years thereafter, except for the specific year from which the increment
28 is withheld, the member shall be compensated on the same salary guide
29 and schedule as adopted by the board pursuant to N.J.S.18A:29-4.1 or
30 section 1 of P.L.1973, c.364 (C.18A:29-4.3) as the case may be, at the
31 step, guide and schedule applicable to the member's education and
32 experience for that particular year without restriction, limitation or
33 reduction as a consequence of the increment withholding.

34 (cf: P.L.1968, c.295, s.13)

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

1 2. This act shall take effect immediately.

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6 Provides for compensation of teachers on appropriate salary guide and

7 schedule after withholding of an increment.