

March 28, 2001

01-0328-RU1

AMEND BOARD RULES 2-10 and 5-1

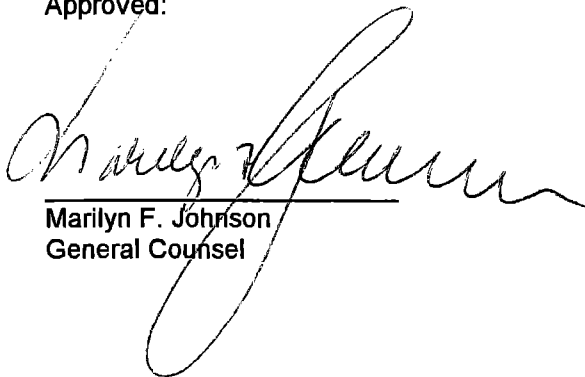
THE GENERAL COUNSEL RECOMMENDS:

The General Counsel recommends amending Board Rules 2-10 and 5-1 as follows:

Sec. 2-10. LAW DEPARTMENT The General Counsel shall have charge and control, subject to the approval of the Board of Education, of the Law Department and of all litigation, legal questions, and such other legal matters as may be referred to the department by the Board of Education or by the General Superintendent of Schools. The General Counsel shall also review all contracts, bonds, leases and other documents. Assistant Attorneys and Associate Attorneys shall work under the direction and supervision of the General Counsel and are expressly prohibited from performing legal work for or undertaking legal representation of any entity other than the Board of Education. Violation of the prohibition against outside practice by an assistant attorney or associate attorney shall constitute cause for immediate dismissal from employment. (See board Policy 501, Sect. 12(b)) In lieu of step increases that accrue to other educational support personnel paid on a graded salary schedule, the General Counsel is authorized to determine annual merit pay increases for the attorneys under the supervision and control of the General Counsel. The Law Department's budget shall include funding for these merit pay increases each fiscal year. After approval of position salaries in the annual budget, any salary increases in excess of ten percent, including those caused by promotion or position reclassification, must be approved by Board action prior to payment of the increased salary. Upon determining appropriate merit salary increases for the attorneys in connection with their annual performance evaluations and obtaining Board approval for any increases which exceed ten percent, the General Counsel shall advise the Board Secretary, the General Superintendent and the appropriate operating departments of the merit pay increases for each attorney, and the necessary adjustments will be effectuated without further approval other than confirmation that the salary adjustments for attorneys are within the Law Department's available budgetary appropriation for this purpose. (Amended 08-27-97; 10-28-98; 2-23-00; 03-28-01)

Sec. 5-1. FISCAL AND SCHOOL YEAR. The fiscal year of the Board of Education shall commence on the first day of September July of each year. (Amended 08-15-79; 07-31-91; 03-28-01)

Approved:



Marilyn F. Johnson
General Counsel