



Lynchburg City Schools • 915 Court Street • Lynchburg, Virginia 24504

Lynchburg City School Board

Mary Ann H. Barker
School Board District 1

Albert L. Billingsly
School Board District 3

Regina T. Dolan-Sewell
School Board District 1

Jennifer R. Poore
School Board District 2

Katie K. Snyder
School Board District 3

Treney L. Tweedy
School Board District 3

J. Marie Waller
School Board District 2

Thomas H. Webb
School Board District 2

Charles B. White
School Board District 1

School Administration

Scott S. Brabrand
Superintendent

William A. Coleman, Jr.
Assistant Superintendent of
Curriculum and Instruction

Ben W. Copeland
Assistant Superintendent of
Operations and Administration

Anthony E. Beckles, Sr.
Chief Financial Officer

Wendle L. Sullivan
Clerk

SCHOOL BOARD MEETING

June 18, 2013

**School Administration Building
Board Room**

A. CLOSED MEETING

- 1. Notice of Closed Meeting
Scott S. Brabrand. Page 1
Discussion/Action
- 2. Certification of Closed Meeting
Scott S. Brabrand. Page 2
Discussion/Action

B. PUBLIC COMMENTS

- 1. Public Comments
Scott S. Brabrand. Page 3
Discussion/Action (30 Minutes)

C. SPECIAL PRESENTATION

- 1. Academy of Fine Arts
Scott S. Brabrand. Page 4
Discussion
- 2. Resolution of Recognition
Scott S. Brabrand. Page 5
Discussion/Action

D. FINANCE REPORT

- 1. Finance Report
Anthony E. Beckles. Page 6
Discussion/Action

E. CONSENT AGENDA

- 1. School Board Meeting Minutes: June 4, 2013 (Regular Meeting)

- 2. Personnel Report
Marie F. GeePage 13
Discussion/Action
- 3. Local Consolidated Application: 2013-14
William A. Coleman, Jr. Page 15
Discussion/Action

F. UNFINISHED BUSINESS

- 1. School Board Retreat: 2013
Scott S. Brabrand. Page 17
Discussion

G. NEW BUSINESS

- 1. Lynchburg Beacon of Hope: Update
Scott S. Brabrand. Page 18
Discussion
- 2. School Board 5-49: Licensed Personnel: Conditions of
Employment
Ben W. Copeland.Page 19
Discussion

H. SUPERINTENDENT’S COMMENTS

I. BOARD COMMENTS

J. INFORMATIONAL ITEMS

Next School Board Meeting: Tuesday, July 2, 2013, 5:30 p.m. Board
Room, School Administration Building

K. ADJOURNMENT

Agenda Report

Date: 06/18/13

Agenda Number: A-1

Attachments: No

From: Scott S. Brabrand, Superintendent

Subject: Notice of Closed Meeting

Summary/Description:

Pursuant to the Code of Virginia §2.2-3711 (A) (1), the school board needs to convene a closed meeting for the purpose of discussing the following specific matters:

Employee Appointments

Disposition: **Action**
 Information
 Action at Meeting on:

Recommendation:

The superintendent recommends that the school board approve a motion to enter into Closed Meeting in accordance with the Code of Virginia §2.2-3711 (A) (1) to discuss employee appointments.

Agenda Report

Date: 06/18/13

Agenda Number: A-2

Attachments: No

From: Scott S. Brabrand, Superintendent

Subject: Certification of Closed Meeting

Summary/Description:

The Lynchburg City School Board certifies that, in the closed meeting just concluded, nothing was discussed except the matters specifically identified in the motion to convene in a closed meeting and lawfully permitted to be so discussed under the provisions of the Virginia Freedom of Information Act cited in that motion.

Disposition: **Action**
 Information
 Action at Meeting on:

Recommendation:

The superintendent recommends that the school board approve the Certification of Closed Meeting in accordance with the Code of Virginia §2.2-3712(D).

Agenda Report

Date: 06/18/13

Agenda Number: B-1

Attachments: No

From: Scott S. Brabrand, Superintendent

Subject: Public Comments

Summary/Description:

In accordance with School Board Policy 1-41: Public Participation, the school board welcomes requests and comments as established in the guidelines within that policy. Individuals who wish to speak before the school board shall have an opportunity to do so at this time.

Disposition: Action
 Information
 Action at Meeting on:

Recommendation:

The superintendent recommends that the school board receive this agenda report as an informational item.

Agenda Report

Date: 06/18/13

Agenda Number: C-1

Attachments: No

From: Scott S. Brabrand, Superintendent

Subject: Academy of Fine Arts

Summary/Description:

During this presentation, Mr. Ted Batt, exhibits curator at the Academy of Fine Arts, will provide copies of the recently published catalogue of Lynchburg City Schools student artwork to the school board.

Disposition: Action
 Information
 Action at Meeting on:

Recommendation:

The superintendent recommends that the school board receive this agenda report as an informational item.

Agenda Report

Date: 06/18/13

Agenda Number: C-2

Attachments: No

From: Scott S. Brabrand, Superintendent

Subject: Resolution of Recognition

Summary/Description:

During this presentation, the school board will recognize Albert L. Billingsly for his years of service as a member of the Lynchburg City School Board. Mr. Billingsly has served as a school board member for nine years.

Disposition: **Action**
 Information
 Action at Meeting on:

Recommendation:

The superintendent recommends that the school board approve the resolution of recognition for Albert L. Billingsly.

Agenda Report

Date: 06/18/13

Agenda Number: D-1

Attachments: Yes

From: Scott S. Brabrand, Superintendent
Anthony E. Beckles, Sr., Chief Financial Officer

Subject: Finance Report

Summary/Description:

The school administration, in accordance with the 2012-13 school's operating budget, authorized, approved, and processed the necessary payments through May 31, 2013. The school administration certifies that the amounts approved are within budgetary limits and revenue.

The operating fund expenditure report summarizes the payments made through May 31, 2013, for the operating fund.

Total Operating Fund Budget		\$ 82,002,953.95
Through May 31, 2013		
Actual Revenue Received	\$ 63,710,637.80	
Actual Expenditures	\$ 65,349,595.46	
Actual Encumbered	\$ 14,616,489.12	
Percent of Budget Received		77.69%
Percent of Budget Used, excluding encumbrances		79.69%
As of 5/31/13 – 11 months		91.00%

The revenue and expenditure reports detail the transactions recorded through May 31, 2013. All reports appear as attachments to the agenda report.

Disposition: **Action**
 Information
 Action at Meeting on:

Recommendation:

The superintendent recommends that the school board approve the finance report through May 31, 2013.

Lynchburg City Schools
 Operating Fund - Statement of Expenditures
 For the Eleven Months Ended May 31, 2013

	Fiscal Year 2011-12 (unaudited)			Fiscal Year 2012-13				
	BUDGET	TRANSACTIONS	BUDGET % USED	BUDGET	TRANSACTIONS	BUDGET % USED	BUDGET AVAILABLE	BUDGET % USED
INSTRUCTION								
FUNCTION 1100 CLASSROOM INSTRUCTION								
Personnel	41,240,350.63	40,649,080.50	98.57%		32,036,525.59			9,721,822.98
Other	2,566,847.37	2,349,140.71	91.52%		1,867,168.42			180,336.78
FUNCTION 1200 INST SUPPORT-STUDENT								
Personnel	2,548,425.44	2,450,154.48	96.14%		2,418,809.51			434,480.83
Other	206,233.00	2,296,696.00	1113.64%		187,885.38			9,330.78
FUNCTION 1300 INST SUPPORT-STAFF								
Personnel	3,399,447.93	3,409,064.80	100.28%		3,334,276.98			326,965.10
Other	1,692,526.93	1,554,691.16	91.86%		1,265,042.26			63,259.03
FUNCTION 1400 INST SUPPORT-SCHOOL ADMIN								
Personnel	4,250,306.11	3,272,486.13	76.99%		4,194,874.15			469,403.76
Other	153,862.00	127,579.70	82.92%		125,371.47			69,306.92
TOTAL INSTRUCTION	56,057,999.41	15,459,812.98	27.58%	59,147,905.18	45,429,953.76	76.81%	2,442,945.24	95.87%
ADMINISTRATION								
FUNCTION 2100 ADMINISTRATION								
Personnel	2,005,375.37	1,669,044.25	83.23%		1,776,114.00			148,113.80
Other	444,562.41	427,444.85	96.15%		462,901.85			52,814.57
FUNCTION 2200 ATTENDANCE & HEALTH SERV								
Personnel	1,769,421.42	1,717,703.59	97.08%		1,373,077.23			447,492.18
Other	34,074.00	19,254.76	56.51%		34,830.96			269.00
TOTAL ADMINISTRATION	4,253,433.20	3,833,447.45	90.13%	4,459,887.86	3,646,924.06	81.77%	164,274.25	96.32%
PUPIL TRANSPORTATION								
FUNCTION 3100 MANAGEMENT & DIRECTION								
Personnel	249,084.38	247,593.24	99.40%		286,376.42			26,240.99
Other	29,577.00	22,649.42	76.58%		29,248.98			-
FUNCTION 3200 VEHICLE OPERATION SERVICE								
Personnel	2,153,111.42	2,128,262.91	98.85%		1,899,730.55			398,497.66
Other	767,181.00	722,949.10	94.23%		813,517.09			44,241.14
FUNCTION 3300 MONITORING SERVICE								
Personnel	318,795.50	303,775.67	95.29%		268,702.04			58,639.04
Other	0.00	0.00	0.00%		0.00			0.00
FUNCTION 3400 VEHICLE MAINT SERVICE								
Personnel	36,812.50	42,570.56	115.64%		295,041.80			25,853.94
Other	330,268.00	320,460.00	97.03%		367,579.90			59.00
FUNCTION 3500 BUS PURCHASE - REGULAR								
Other	169,217.06	169,227.06	100.01%		633,792.06			0.00
FUNCTION 3600 BUS - LEASE PURCHASE								
Other	66,000.00	66,506.94	0.00%		0.00			0.00
TOTAL PUPIL TRANSPORTATION	4,120,046.86	4,023,994.90	97.67%	5,172,284.44	4,593,988.84	88.82%	553,531.77	99.52%
OPERATIONS & MAINTENANCE								
FUNCTION 4100 MANAGEMENT & DIRECTION								
Personnel	254,691.98	253,538.04	99.55%		183,715.12			16,709.03
Other	52,500.00	33,675.18	64.14%		80,540.44			973.16
FUNCTION 4200 BUILDING SERVICES								
Personnel	3,963,443.56	4,031,134.00	101.71%		3,516,687.22			360,094.50
Other	4,889,224.39	4,543,849.01	92.94%		4,218,984.20			620,300.29

Lynchburg City Schools
 Operating Fund - Statement of Expenditures
 For the Eleven Months Ended May 31, 2013

FUNCTION 4300 GROUNDS SERVICES	Personnel	220,590.71	222,378.41	100.81%	204,536.09	22,285.70	
	Other	20,000.00	21,571.54	107.86%	13,603.96	0.00	
FUNCTION 4400 EQUIPMENT SERVICES	Personnel	0.00	0.00	0.00%	0.00	0.00	
	Other	48,000.00	48,525.77	101.10%	28,754.21	205,677.22	
FUNCTION 4500 VEHICLE SERVICES	Personnel	0.00	0.00	0.00%	0.00	0.00	
	Other	23,000.00	25,566.85	111.16%	23,008.90	0.00	
FUNCTION 4600 SECURITY SERVICES	Personnel	156,092.50	178,227.90	114.18%	77,528.09	545.22	
	Other	76,132.00	82,323.05	108.13%	127,124.64	24,786.10	
TOTAL OPERATIONS & MAINTENANCE		9,703,675.14	9,440,789.75	97.29%	10,186,393.37	8,474,482.87	83.19%
							460,539.28
SCHOOL FOOD SERVICES							
FUNCTION 5100 SCHOOL FOOD SERVICES	Personnel	0.00	0.00	0.00%	15,621.70	12,549.78	(28,171.48)
	Other	0.00	0.00	0.00%	1942.20	0.00	(1,942.20)
TOTAL SCHOOL FOOD SERVICES		0.00	0.00	100.00%	17,563.90	12,549.78	(30,113.68)
FACILITIES							
FUNCTION 6200 SITE IMPROVEMENTS	Personnel	0.00	0.00	0.00%	0.00	0.00	
FUNCTION 6600 BLDG ADD & IMP SERVICES	Personnel	32,295.00	19,576.99	60.62%	56,397.81	4,089.34	
	Other	65,800.00	43,519.90	66.14%	28,837.03	0.00	
TOTAL FACILITIES		98,095.00	63,096.89	64.32%	100,130.00	4,089.34	10,805.82
DEBT SERVICE							
FUNCTION 7100 DEBT SERVICE -	Other	720,472.94	717,900.14	99.64%	254,991.77	25,341.95	
TOTAL DEBT SERVICE		720,472.94	717,900.14	99.64%	307,125.00	25,341.95	91.28%
TECHNOLOGY							
FUNCTION 8100 CLASSROOM INSTRUCTION	Personnel	1,386,480.69	1,381,548.98	99.64%	1,128,269.19	151,833.40	
	Other	173,733.00	380,488.21	219.01%	1,048,554.49	646,434.75	
FUNCTION 8200 INSTRUCTIONAL SUPPORT	Personnel	196,167.82	195,442.15	99.63%	191,335.48	17,709.95	
	Other	566,309.76	380,615.23	67.21%	478,296.26	30,031.23	
FUNCTION 8200 LEASE PURCHASE	Other	0.00	0.00	0.00%	0.00	0.00	
TOTAL TECHNOLOGY		2,322,691.27	2,338,094.57	100.66%	2,629,328.10	846,009.33	140.43%
CONTINGENCY RESERVES							
FUNCTION 9100 CLASSROOM INSTRUCTION	Personnel	0.00	0.00	0.00%	0.00	0.00	0.00%
FUNCTION 9300 ADMINISTRATION	Personnel	300,000.00	0.00	0.00%	0.00	0.00	0.00%
FUNCTION 9500 PUPIL TRANSPORTATION	Personnel	200,000.00	0.00	0.00%	0.00	0.00	0.00%
FUNCTION 9600 OPERATIONS & MAINTENANCE	Personnel	0.00	0.00	0.00%	0.00	0.00	0.00%
TOTAL CONTINGENCY RESERVES		500,000.00	0.00	0.00%	0.00	0.00	0.00%
TOTAL OPERATING BUDGET		77,776,413.82	35,877,136.68	46.13%	82,002,953.95	65,349,595.46	79.69%
							2,036,869.37
							97.52%

Lynchburg City Schools
 Operating Fund - Statement of Revenue
 For the Eleven Months Ended May 31, 2013

ACCOUNT TITLE	FY 2011-2012			FY 2012-13			% RECEIVED
	REVENUE BUDGET	YTD TRANSACTIONS	BUDGET BALANCE	REVENUE BUDGET	YTD TRANSACTIONS	BUDGET BALANCE	
240308 SALES TAX RECEIPTS	(8,965,522.00)	(8,971,759.12)	6,237.12	(8,713,252.00)	(7,221,548.44)	(1,491,703.56)	82.88%
240202 BASIC SCHOOL AID	(19,663,616.00)	(19,884,194.25)	220,578.25	(20,446,238.00)	(18,476,014.83)	(1,970,223.17)	90.36%
240207 GIFTED & TALENTED	(233,116.00)	(235,967.00)	2,851.00	(236,687.00)	(214,805.59)	(21,881.41)	90.76%
240208 REMEDIAL EDUCATION	(916,922.00)	(928,136.00)	11,214.00	(1,193,725.00)	(1,083,368.75)	(110,356.25)	90.76%
240208 REMEDIAL EDUCATION	(148,487.00)	(151,398.00)	2,911.00	(157,258.00)	(144,647.50)	(12,610.50)	91.98%
240209 ENROLLMENT LOSS	0.00	0.00	0.00	0.00	0.00	0.00	0.00%
240212 SPECIAL ED SOQ	(2,584,995.00)	(2,616,609.00)	31,614.00	(2,253,670.00)	(2,045,325.83)	(208,344.17)	90.76%
240217 VOCATIONAL ED SOQ	(305,641.00)	(309,379.00)	3,738.00	(288,140.00)	(261,502.49)	(26,637.51)	90.76%
240221 SOC SEC-INSTR	(1,341,711.00)	(1,358,120.00)	16,409.00	(1,353,231.00)	(1,228,129.26)	(125,101.74)	90.76%
240223 VRS INSTRUCTIONAL	(1,212,202.00)	(1,227,027.00)	14,825.00	(2,258,815.00)	(2,049,995.41)	(208,819.59)	90.76%
240241 GROUP LIFE INST	(46,623.00)	(47,193.00)	570.00	(87,471.00)	(79,385.09)	(8,085.91)	90.76%
240228 READING INTERVENTN	(141,000.00)	(137,137.00)	(3,863.00)	(170,389.00)	(122,405.83)	(47,983.17)	71.84%
240205 CAT-REG FOSTER	(145,135.00)	(104,726.00)	(40,409.00)	(101,400.00)	(45,002.67)	(56,397.33)	44.38%
240246 CAT-HOMEBOUND	(156,865.00)	(220,071.79)	63,206.79	(232,366.00)	(175,785.73)	(56,580.27)	75.65%
240248 REGIONAL TUITION	(849,922.00)	(678,447.39)	(171,474.61)	(743,344.00)	(243,325.71)	(500,018.29)	32.73%
240265 AT RISK SOQ	(1,074,910.00)	(1,087,894.00)	12,984.00	(1,242,007.00)	(1,024,050.00)	(217,957.00)	82.45%
240309 ESL	(106,053.00)	(85,052.00)	(21,001.00)	(102,484.00)	(67,325.00)	(35,159.00)	65.69%
330213 SCHOOL LUNCH	0.00	0.00	0.00	0.00	0.00	0.00	0.00%
240281 AT RISK 4 YR OLDS	(1,231,987.00)	(1,231,987.00)	0.00	(1,215,707.00)	(1,013,089.17)	(202,617.83)	83.33%
240218 CTE - ADULT ED	(19,175.00)	(1,117.00)	(18,058.00)	(19,175.00)	0.00	(19,175.00)	0.00%
240252 CTE EQUIPMENT	0.00	(11,436.79)	11,436.79	0.00	0.00	0.00	0.00%
240253 CTE OCC PREP	(33,809.00)	(29,476.00)	(4,333.00)	(36,711.00)	0.00	(36,711.00)	0.00%
240273 CPI HOLD HARMLESS SUPPLEMENTAL SUPPORT	(126,411.00)	(126,411.00)	0.00	0.00	0.00	0.00	0.00%
ADDITIONAL STATE SUPPORT	(671,477.00)	(679,689.00)	8,212.00	(468,992.00)	(429,909.06)	(39,082.94)	91.67%
240275 PRIMARY CLASS SIZE	(1,190,402.00)	(1,216,417.00)	26,015.00	(1,594,562.00)	(1,323,009.17)	(271,552.83)	82.97%
240214 TEXTBOOKS	(210,115.00)	(265,524.75)	55,409.75	(461,694.00)	(419,012.00)	(42,682.00)	90.76%
240203 GED/ISAP	(23,576.00)	(23,576.00)	0.00	(23,576.00)	(18,336.89)	(5,239.11)	77.78%
240405 ALGEBRA READINESS	(114,911.00)	(110,856.00)	(4,055.00)	(126,366.00)	(105,150.00)	(21,216.00)	83.21%
COMMONWEALTH OF VA	(41,514,583.00)	(41,739,601.09)	225,018.09	(43,527,260.00)	(37,791,124.42)	(5,736,135.58)	86.82%
330201 BASIC ADULT ED.	(50,000.00)	(37,589.50)	(12,410.50)	(50,000.00)	(53,604.55)	3,604.55	107.21%
330212 IMPACT AIDPL81-874	(6,000.00)	(7,996.10)	1,996.10	(6,000.00)	(6,248.87)	248.87	104.15%
180303 MEDICAID REIMBURSE	(300,000.00)	(410,601.02)	110,601.02	(300,000.00)	(357,205.55)	57,205.55	119.07%
JR ROTC	(105,000.00)	(123,774.44)	18,774.44	(105,000.00)	(64,132.58)	(40,867.42)	61.08%
FEDERAL	(461,000.00)	(579,961.06)	118,961.06	(461,000.00)	(481,191.55)	20,191.55	104.38%

Lynchburg City Schools
 Operating Fund - Statement of Revenue
 For the Eleven Months Ended May 31, 2013

	FY 2011-2012			FY 2012-2013				
	REVENUE BUDGET	YTD TRANSACTIONS	BUDGET BALANCE	% RECEIVED	REVENUE BUDGET	YTD TRANSACTIONS	BUDGET BALANCE	% RECEIVED
510500 CITY OPER APPR	(31,942,103.00)	(31,696,712.00)	(245,391.00)	99.23%	(35,642,103.00)	(23,893,687.00)	(11,748,416.00)	67.04%
510500 FUND BALANCE RETURN	0.00	0.00	0.00	0.00%	(149,825.00)	(149,825.00)	0.00	0.00%
510500 USE OF RESERVES	(200,000.00)	0.00	(200,000.00)	0.00%	0.00	0.00	0.00	0.00%
510502 CITY DEBT SERV APP	(33,627.00)	(30,152.75)	(3,474.25)	89.67%	(33,627.00)	0.00	(33,627.00)	0.00%
CITY	(32,175,730.00)	(31,726,864.75)	(448,865.25)	98.60%	(35,825,555.00)	(24,043,512.00)	(11,782,043.00)	67.11%
189912 MISC REV/OTH FUNDS	0.00	(390,761.37)	390,761.37	100.00%	0.00	(27,670.45)	27,670.45	100.00%
180303 REBATES & REFUNDS	(15,000.00)	(391,806.93)	376,806.93	2612.05%	(15,000.00)	(6,469.07)	(8,530.93)	43.13%
189903 DONATIONS & SP GF	0.00	(300.00)	300.00	0.00%	(1,472.71)	(6,851.04)	5,378.33	0.00%
189909 SALE OTHER EQUIP	0.00	0.00	0.00	100.00%	0.00	(8,620.28)	8,620.28	0.00%
189910 INSURANCE ADJUST	(3,000.00)	(98,943.16)	95,943.16	3298.11%	(3,000.00)	(133,109.34)	130,109.34	4436.98%
189912 OTHER FUNDS	0.00	0.00	0.00	0.00%	0.00	0.00	0.00	0.00%
E RATE REIMBURSEMENT	(85,000.00)	(114,211.32)	29,211.32	134.37%	(100,000.00)	(58,357.12)	(41,642.88)	58.36%
TRANSFER IN/OUT	0.00	0.00	0.00	-100.00%	0.00	0.00	0.00	0.00%
MISCELLANEOUS	(103,000.00)	(996,022.78)	893,022.78	967.01%	(119,472.71)	(241,077.30)	121,604.59	201.78%
150201 RENTS	(98,000.00)	(98,000.00)	0.00	100.00%	(98,000.00)	(98,000.00)	0.00	100.00%
161201 TUITION DAY SCHOOL	(160,000.00)	(107,019.71)	(52,980.29)	66.89%	(120,000.00)	(112,094.37)	(7,905.63)	93.41%
161206 TUITION ADULT	(10,000.00)	(17,705.00)	7,705.00	177.05%	(10,000.00)	(1,122.00)	(8,878.00)	11.22%
161207 TUITION SUMMER SCH	(40,000.00)	(25,000.00)	(15,000.00)	0.00%	(40,000.00)	(9,011.27)	(30,988.73)	22.53%
161202 SPEC PUPIL FEES	(45,000.00)	(43,847.19)	(1,152.81)	97.44%	(244,188.00)	(24,185.27)	(220,002.73)	9.90%
161205 BUS RENTAL	(170,500.00)	(521,507.59)	351,007.59	305.87%	(400,000.00)	(264,782.78)	(135,217.22)	66.20%
190101 TUIT FM OTH CO/CY	(634,620.00)	(596,903.89)	(37,716.11)	94.06%	(634,620.00)	(315,049.82)	(319,570.18)	49.64%
161201 DUAL ENROLLMENT	(35,000.00)	(89,607.00)	54,607.00	256.02%	(35,000.00)	(89,546.63)	54,546.63	255.85%
PRINT SHOP	(100,000.00)	(116,109.47)	16,109.47	100.00%	(100,000.00)	(83,712.78)	(16,287.22)	83.71%
SCHOOL NUT UTILITIES	(98,500.00)	(85,061.80)	(13,438.20)	86.36%	(98,500.00)	(86,107.54)	(12,392.46)	87.42%
FACILITY RENTALS	(60,020.00)	(56,596.63)	(3,423.37)	94.30%	(60,020.00)	(70,034.48)	10,014.48	116.69%
CHARGES FOR SERVICES	(1,451,640.00)	(1,757,358.28)	305,718.28	121.06%	(1,840,328.00)	(1,153,646.94)	(686,681.06)	62.69%
150101 INTEREST-BNK DPST	0.00	(136.14)	136.14	100.00%	0.00	(85.59)	85.59	100.00%
USE OF MONEY	0.00	(136.14)	136.14	100.00%	0.00	(85.59)	85.59	100.00%
LEASE PURCHASE PROCEEDS	0.00	0.00	0.00	0.00%	(7,580.00)	0.00	(7,580.00)	0.00%
DESIGNATION - ENCUMBRANCES	0.00	0.00	0.00	0.00%	(221,758.24)	0.00	(221,758.24)	0.00%
TOTAL OPERATING FUND	(75,705,953.00)	(76,799,944.10)	1,093,991.10	101.45%	(82,002,953.95)	(63,710,637.80)	(18,070,557.91)	77.69%
Original budget			\$75,705,953.00				Original budget	\$81,622,318.00
Fund Balance, net of use of reserve			\$ 1,692,695.00				Fund Balance Return	149,825.00
Insurance Proceeds - HHS			\$ 87,359.85				Restricted Donation Received	1,472.71
HHS Settlement			\$ 333,350.00				Lease Purchase Funds	\$ 7,580.00
Lease Purchase Funds			\$ 7,580.00				Designation - Prior Year Encumb	\$ 221,758.24
Designation - Prior Year Encumb			\$ 15,616.00				Adjusted Budget	\$82,002,953.95
Adjusted Budget			\$77,842,553.85					

FY2012-2013 REVISED REVENUE BUDGET
AS OF May 31, 2013

ACCOUNT TITLE	ORIGINAL	REVISED	YTD TRANSACTIONS	BUDGET BALANCE	%	CHANGE BETWEEN ORG & REVISED REV BUDGET INCREASE (DECREASE)
	REVENUE BUDGET As of 5/14/2012	REVENUE BUDGET As of 6/7/2013				
COMMONWEALTH OF VA REVENUE						
240308 SALES TAX RECEIPTS	(8,713,252.00)	(8,779,190.00)	(7,221,548.44)	(1,557,641.56)	82.26%	65,938.00
240202 BASIC SCHOOL AID	(20,446,238.00)	(20,076,545.00)	(18,476,014.83)	(1,600,530.17)	92.03%	(369,693.00)
240207 GIFTED & TALENTED	(236,687.00)	(233,748.00)	(214,805.59)	(18,942.41)	91.90%	(2,939.00)
240208 REMEDIAL EDUCATION	(1,193,725.00)	(1,178,902.00)	(1,083,368.75)	(95,533.25)	91.90%	(14,823.00)
240208 REMEDIAL EDUCATION	(157,258.00)	(173,577.00)	(144,647.50)	(28,929.50)	83.33%	16,319.00
240212 SPECIAL ED SOQ	(2,253,670.00)	(2,225,686.00)	(2,045,325.83)	(180,360.17)	91.90%	(27,984.00)
240217 VOCATIONAL ED SOQ	(288,140.00)	(284,563.00)	(261,502.49)	(23,060.51)	91.90%	(3,577.00)
240221 SOC SEC-INSTR	(1,353,231.00)	(1,336,428.00)	(1,228,129.26)	(108,298.74)	91.90%	(16,803.00)
240223 VRS INSTRUCTIONAL	(2,258,815.00)	(2,230,768.00)	(2,049,995.41)	(180,772.59)	91.90%	(28,047.00)
240241 GROUP LIFE INST	(87,471.00)	(86,385.00)	(79,385.09)	(6,999.91)	91.90%	(1,086.00)
240228 READING INTERVENTN	(170,389.00)	(146,887.00)	(122,405.83)	(24,481.17)	83.33%	(23,502.00)
240205 CAT-REG FOSTER	(101,400.00)	(67,152.00)	(45,002.67)	(22,149.33)	67.02%	(34,248.00)
240246 CAT-HOMEBOUND	(232,366.00)	(200,898.00)	(175,785.73)	(25,112.27)	87.50%	(31,468.00)
240248 REGIONAL TUITION	(743,344.00)	(703,496.00)	(243,325.71)	(460,170.29)	34.59%	(39,848.00)
240265 AT RISK SOQ	(1,242,007.00)	(1,226,865.00)	(1,024,050.00)	(202,815.00)	83.47%	(15,142.00)
240309 ESL	(102,484.00)	(80,790.00)	(67,325.00)	(13,465.00)	5.49%	(21,694.00)
330213 SCHOOL LUNCH	0.00	0.00	0.00	0.00	0.00%	0.00
240281 AT RISK 4 YR OLDS	(1,215,707.00)	(1,215,707.00)	(1,013,089.17)	(202,617.83)	83.33%	0.00
240218 CTE - ADULT ED	(19,175.00)	(19,175.00)	0.00	(19,175.00)	0.00%	0.00
240252 CTE EQUIPMENT	0.00	0.00	0.00	0.00	0.00%	0.00
240253 CTE OCC PREP	(36,711.00)	(42,030.00)	0.00	(42,030.00)	0.00%	5,319.00
SUPPLEMENTAL SUPPORT						
ADDITIONAL STATE SUPPORT	(468,992.00)	(468,992.00)	(429,909.06)	(39,082.94)	91.67%	0.00
240275 PRIMARY CLASS SIZE	(1,594,562.00)	(1,587,611.00)	(1,323,009.17)	(264,601.83)	83.33%	(6,951.00)
240214 TEXTBOOKS	(461,694.00)	(455,961.00)	(419,012.00)	(36,949.00)	91.90%	(5,733.00)
240203 GED/ISAEP	(23,576.00)	(23,576.00)	(18,336.89)	(5,239.11)	77.78%	0.00
240405 ALGEBRA READINESS	(126,366.00)	(126,180.00)	(105,150.00)	(21,030.00)	83.33%	(186.00)
COMMONWEALTH OF VA	(43,527,260.00)	(42,971,112.00)	(37,791,124.42)	(5,179,987.58)	87.95%	(556,148.00)
FEDERAL REVENUE						
330201 BASIC ADULT ED.	(50,000.00)	(54,000.00)	(53,604.55)	(395.45)	99.27%	4,000.00
330212 IMPACT AIDPL81-874	(6,000.00)	(6,300.00)	(6,248.87)	(51.13)	99.19%	300.00
180303 MEDICAID REIMBURSE	(300,000.00)	(358,000.00)	(357,205.55)	(794.45)	99.78%	58,000.00
JR ROTC	(105,000.00)	(105,000.00)	(64,132.58)	(40,867.42)	61.08%	0.00
FEDERAL	(461,000.00)	(523,300.00)	(481,191.55)	(42,108.45)	91.95%	62,300.00
CITY APPROPRIATIONS						
510500 CITY OPER APPR	(35,642,103.00)	(35,601,147.00)	(23,893,687.00)	(11,707,460.00)	67.11%	(40,956.00)
510500 FUND BALANCE RETURN	(149,825.00)	(149,825.00)	(149,825.00)	0.00	0.00%	0.00
510500 USE OF RESERVES	0.00	0.00	0.00	0.00	0.00%	0.00
510502 CITY DEBT SERV APP	(33,627.00)	(33,627.00)	0.00	(33,627.00)	0.00%	0.00
CITY	(35,825,555.00)	(35,784,599.00)	(24,043,512.00)	(11,741,087.00)	67.19%	(40,956.00)
MISCELLANEOUS REVENUE						
189912 MISC REV/OTH FUNDS	0.00	(28,000.00)	(27,670.45)	(329.55)	100.00%	28,000.00
180303 REBATES & REFUNDS	(15,000.00)	(15,000.00)	(6,469.07)	(8,530.93)	43.13%	0.00
189903 DONATIONS & SP GF	(1,000.00)	(6,800.00)	(6,851.04)	51.04	0.00%	5,800.00
189909 SALE OTHER EQUIP	0.00	(9,000.00)	(8,620.28)	(379.72)	0.00%	9,000.00
189910 INSURANCE ADJUST	(3,000.00)	(135,000.00)	(133,109.34)	(1,890.66)	98.60%	132,000.00
189912 OTHER FUNDS	0.00	0.00	0.00	0.00	0.00%	0.00
E RATE REIMBURSEMENT	(100,000.00)	(100,000.00)	(58,357.12)	(41,642.88)	58.36%	0.00
TRANSFER IN/OUT	0.00	0.00	0.00	0.00	0.00%	0.00
MISCELLANEOUS	(119,000.00)	(293,800.00)	(241,077.30)	(52,722.70)	82.05%	174,800.00

CHARGES FOR SERVICES

150201 RENTS	(98,000.00)	(98,000.00)	(98,000.00)	0.00	100.00%	0.00
161201 TUITION DAY SCHOOL	(120,000.00)	(114,000.00)	(112,094.37)	(1,905.63)	98.33%	(6,000.00)
161206 TUITION ADULT	(10,000.00)	(10,000.00)	(1,122.00)	(8,878.00)	11.22%	0.00
161207 TUITION SUMMER SCH	(40,000.00)	(10,000.00)	(9,011.27)	(988.73)	90.11%	(30,000.00)
161202 SPEC PUPIL FEES	(244,188.00)	(45,000.00)	(24,185.27)	(20,814.73)	53.75%	(199,188.00)
161205 BUS RENTAL	(400,000.00)	(300,000.00)	(264,782.78)	(35,217.22)	88.26%	(100,000.00)
190101 TUIT FM OTH CO/CY	(634,620.00)	(634,620.00)	(315,049.82)	(319,570.18)	49.64%	0.00
161201 DUAL ENROLLMENT	(35,000.00)	(90,000.00)	(89,546.63)	(453.37)	99.50%	55,000.00
PRINT SHOP	(100,000.00)	(85,000.00)	(83,712.78)	(1,287.22)	98.49%	(15,000.00)
SCHOOL NUT UTILITIES	(98,500.00)	(87,000.00)	(86,107.54)	(892.46)	98.97%	(11,500.00)
FACILITY RENTALS	(60,020.00)	(71,000.00)	(70,034.48)	(965.52)	98.64%	10,980.00
CHARGES FOR SERVICES	(1,840,328.00)	(1,544,620.00)	(1,153,646.94)	(390,973.06)	74.69%	(295,708.00)

150101 INTEREST-BNK DPST USE OF MONEY	0.00	0.00	(85.59)	85.59	100.00%	0.00
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LEASE PURCHASE PROCEEDS	(7,580.00)	(7,580.00)	0.00	(7,580.00)	0.00%	0.00
DESIGNATION - ENCUMBRANCES	(221,758.24)	(221,758.24)	0.00	(221,758.24)	0.00%	0.00

TOTAL OPERATING FUND	(82,002,481.24)	(81,346,769.24)	(63,710,637.80)	(17,414,373.20)	78.32%	(655,712.00)
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REVENUE OVER/(UNDER)
ORIGINAL BUDGET

(655,712.00)

Agenda Report

Date: 06/18/13

Agenda Number: E-2

Attachments: Yes

From: Scott S. Brabrand, Superintendent
Marie F. Gee, Director of Personnel

Subject: Personnel Report

Summary/Description:

The personnel recommendations for June 4 – 18, 2013, appear as an attachment to this agenda report.

Disposition: **Action**
 Information
 Action at Meeting on:

Recommendation:

The superintendent recommends that the school board approve the personnel recommendations for June 4 – 18, 2013.

NAME	COLLEGE	DEGREE/ EXPERIENCE	SCHOOL/ ASSIGNMENT	EFFECTIVE DATE
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NOMINATIONS, INSTRUCTIONAL PERSONNEL, 2013-14:

Blackburn, Sarah	University of Michigan	B.S./6 yrs. (Lv.6 3)	Linkhorne Elementary First Grade	08/15/13
Campbell, Ashley	Sweet Briar College	B.S./0 yrs. (Lv.0 3)	Perrymont Elementary Kindergarten	08/15/13
Clifford-Wilson, Rachel	Lynchburg College	M.Ed./5 yrs. (Lv.5 3)	Dunbar Middle Special Education	08/15/13
Fleming, Brandon	Liberty University	B.A./0 yrs. (Lv.0 2)	E.C. Glass High Attendance Coordinator	08/15/13
Grandstaff, Stephanie	Liberty University	B.S./0 yrs. (Lv.0 3)	E.C. Glass High Spanish	08/15/13
Lagesse, Leah	Randolph College	M.A./0 yrs. (Lv.0 3)	Heritage Elementary Fifth Grade	08/15/13
Morgan, Michelle	Old Dominion University	M.Ed./0 yrs. (Lv.0 3)	Bedford Hills Elementary Third Grade	08/15/13
Riley, Patrick	Liberty University	B.S./1 yr. (Lv.1 4)	Heritage High School Special Education	08/12/13

RETIREMENTS:

LeMay, Lawrence	State University of New York	B.S./8 yrs (Lv. 7 4)	Dunbar Middle Technology Education	05/31/13
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Agenda Report

Date: 06/18/13

Agenda Number: E-3

Attachments: Yes

From: Scott S. Brabrand, Superintendent
William A. Coleman, Jr., Assistant Superintendent of Curriculum and Instruction

Subject: Local Consolidated Application: 2013-14

Summary/Description:

Both the United States Department of Education (USED) and the Virginia Department of Education (VDOE) encourage local school divisions to submit consolidated applications for funding for programs authorized under the Elementary and Secondary Education Act (ESEA). The consolidated application allows greater cross-program planning and coordination to improve teaching and learning. The consolidated application also allows school divisions to complete one comprehensive needs assessment and to establish division-level goals and objectives supported by all programs. In addition to the comprehensive needs assessment, the consolidated application is based on needs assessments completed for individual schools, and it contains detailed measurable objectives and benchmarks, specific individual program services and activities, a staff and budget breakdown, and other information specific to individual programs.

The Lynchburg City Schools Consolidated Application for 2013-2014 includes the budgets for Title I Parts A and D, Title II Part A and Title III. The school administration anticipates a 10 percent reduction in Title I Part A funds and a 5 percent reduction to Title I, Part D, Title II Part A funds and Title III (English as a Second Language and Immigrant and Youth Funds). These cuts are anticipated due to the impact of Sequestration; however, all of these funding levels could be changed when final allocations are determined later this fall.

Title I, Part A:

Final allocation for 2012-2013:	\$3,250,143.36
Anticipated allocation for 2013-2014:	<u>\$2,925,129.02</u>
-	\$ 325,014.24

Title I, Part D:

Final allocation for 2012-2013:	\$ 144,536.39
Anticipated allocation for 2013-2014:	<u>\$ 137,309.57</u>
-	\$ 7,226.82

Title II, Part A:

Final allocation for 2012-2013:	\$ 567,309.57
Anticipated allocation for 2013-2014:	<u>\$ 538,944.09</u>
-	\$ 28,365.48

Agenda Report

Date: 06/18/13

Agenda Number: E-3

Attachments: Yes

Title III, Part A (ESL)

Final allocation for 2012-2013:	\$ 16,549.09
Anticipated allocation for 2013-2014:	<u>\$ 15,721.64</u>
-	\$ 827.45

Title III, Part A (IY)

Final allocation for 2012-2013:	\$ 9,865.98
Anticipated allocation for 2013-2014:	<u>\$ 9,372.68</u>
-	\$ 493.30

Total anticipated loss of funding: \$ 361,927.29

Title I Part A allocates funds for teachers, instructional assistants, funds for supplemental instructional supplies, and parental involvement funds. Because there are Title I schools in the school division that have been identified for interventions according to the flexibility waivers granted by USED, a portion of the funds have been set aside to support improvement efforts in these three focus schools. Title I Part D provides funding to support the Truancy and Transition Programs. Title II Part A funds support class size reduction and professional development, including partial funding for the new coaching positions. Title III funds support the English Language Learners (ELL) and Immigrant and Youth (IY) programs.

School board approval is necessary prior to submitting the Consolidated Application for the 2013-2014 academic year to the Virginia Department of Education.

Members of the school board have received a copy of the completed application.

Disposition: **Action**
 Information
 Action at Meeting on:

Recommendation:

The superintendent recommends that the school board approve the Local Consolidated Application for 2013-2014.

Agenda Report

Date: 06/18/13

Agenda Number: F-1

Attachments: No

From: Scott S. Brabrand, Superintendent

Subject: School Board Retreat

Summary/Description:

The Lynchburg City School Board will conduct its annual retreat on July 18-19, 2013, at Lynchburg College. The superintendent has several items that he intends to present to the school board during that retreat. They are as follows:

- Lynchburg City Schools Comprehensive Plan: Update
- Lynchburg City Schools' Educational Technology Plan: 2013-15
- Beacon of Hope: Update
- Policy and Governance
 - School Board Policy 7-51: Wellness
 - Naming of Facilities
 - School Board/Staff Communication
- School Operating Budget Calendar: 2013-14
- Professional Development

Since the last school board meeting, school board members have had the opportunity to propose the following topics for discussion:

- Superintendent's Evaluation Instrument
- Update on Pacing Guides
- Lead Coaches: Duties and Expectations
- Special Education: Process for Identifying Students with Special Needs
- Developmentally Delayed Program
- Elementary Alternative Education: Update on Reorganization and Student Selection Process

The school board and the school administration will continue to discuss topics for the retreat during this presentation.

Disposition: **Action**
 Information
 Action at Meeting on:

Recommendation:

The superintendent recommends that the school board receive this agenda report as an informational item.

Agenda Report

Date: 06/18/13

Agenda Number: G-1

Attachments: No

From: Scott S. Brabrand, Superintendent

Subject: Lynchburg Beacon of Hope: Update

Summary/Description:

The Lynchburg Beacon of Hope opened Future Centers at E. C. Glass High School and Heritage High School this year. The mission of the Future Center is to provide tools and resources that will assist students in obtaining post-secondary education opportunities. Resources include financial aid, scholarships opportunities, college searches, test preparation, and tutoring. During this presentation, Mrs. Laura L. Hamilton, executive director of the Lynchburg Beacon of Hope, will provide the school board with an update regarding the program's progress.

Disposition: Action
 Information
 Action at Meeting on:

Recommendation:

The superintendent recommends that the school board receive this agenda report as an informational item.

Agenda Report

Date: 06/18/13

Agenda Number: G-2

Attachments: Yes

From: Scott S. Brabrand, Superintendent
Ben W. Copeland, Assistant Superintendent of Operations and Administration

Subject: School Board Policy 5-49: Licensed Personnel: Conditions of Employment

Summary/Description:

During the recent Virginia General Assembly session, changes were made to the Code of Virginia §22.1-303 which affects the probationary period for new teachers. The new law, which is effective July 1, 2013, indicates the probationary term of service shall be for at least three years and that local school boards may have the option of extending this period to five years.

The Virginia School Boards Association and the Virginia Association of School Superintendents endorse extending the probationary term to five years, and area superintendents are recommending this to their respective school boards. School Board Policy 5-49: Licensed Personnel: Conditions of Employment reflects this change.

Disposition: Action
 Information
 Action at Meeting on: 07/02/13

Recommendation:

The superintendent recommends that the school board receive this agenda report as an informational item and consider action at the school board meeting on July 2, 2013.

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

A. Generally

The school board accepts the licensed instructional personnel/student ratio as expressed in the Standards of Quality adopted by the Virginia General Assembly.

The board commits itself to achieving and maintaining this ratio to an extent proportionate and appropriate to funding thereof provided by the General Assembly.

B. Certification

All teaching personnel shall meet the licensure requirements of the State Board of Education for the position to which they are assigned.

C. Procedure for Application

Persons seeking employment as supervisors, principals, teachers, or other positions to be filled by licensed personnel and Lynchburg City Schools employees seeking voluntary reassignment, shall use the following procedure:

1. Obtain from the school board office the standard application, complete and return it to the superintendent or his designee;
2. Present an official transcript of all college credits completed to date;
3. Prior to employment, personnel will be interviewed by the superintendent or his designee at a mutually satisfactory time;
4. Furnish the names of at least three persons who may be contacted for professional references, or have confidential papers forwarded from the institution where applicant is registered.
5. Applicants currently employed by Lynchburg City Schools who choose to apply for another position, will follow the same procedure outlined in items 1-4 above to include fingerprinting for collection of criminal history information and a search of Department of Social Services registry of founded complaints of child abuse and neglect.

D. Teaching Experience, Allowable Credit

Teaching experience may be granted by the school board at the discretion of the superintendent for the following:

1. Teaching in public schools in the State and out of the State;

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

2. Teaching in accredited institutions of higher learning in and out of the State;
3. Teaching in schools operated in military installations, supported by federal tax funds, and from which academic credit is accepted for admission to the public schools of Virginia;
4. Teaching in public resident schools;
5. Teaching in accredited private schools and in private schools provided credit was received under the provisions of the Virginia Retirement System;
6. Military service experience in the United States Armed Forces if teaching experience was interrupted and providing that the teaching profession is re-entered immediately following discharge from military service. Credit not to exceed enlistment period or a maximum of three years.
7. Teachers who are offered employment in the Lynchburg City Schools shall receive full credit for the first eleven (11) full years of prior teaching experience. After a year of teaching satisfactorily in the Lynchburg City Schools, a teacher shall be given credit for years of teaching experience. This prior experience shall have been served in a school system accredited by a state accrediting agency. To receive financial credit for a school year, a teacher must have served a minimum of ninety (90) teaching days in a school year, which is normally July 1 to June 30 of any given year.

Teachers in the field of vocational education, where the requirements call for occupational work experience beyond the apprenticeship level, may be allowed credit for one year of teaching experience for each two years of work experience not to exceed ten years.

E. Probationary Period Required

~~Although contracts for instructional personnel are issued for one year only, the first three years of a person's employment shall be considered a probationary period for new personnel. During this period, the person involved will be given extra supervision and assistance in adjusting to his or her new position, and particular attention will be given to a continuing evaluation of his/her efficiency. Any person whose work is found unsatisfactory during the probationary period shall be dropped from service at or before the end of the probationary period unless sound reasons exist for believing that satisfactory performance may be achieved.~~

~~Teachers who have attained continuing contract status in another school division in~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

~~Virginia shall serve a probationary period of no less than one year in the school division before attaining continuing contract status. Such a one-year probationary period shall be a special covenant of the initial contract.~~

{1. Probationary Term

A probationary term of service of five years in Lynchburg City Schools is required before a teacher is issued a continuing contract. Service under a local teacher license does not count towards satisfying this probationary requirement. A mentor teacher is provided to every first year probationary teacher to assist him or her in achieving excellence in instruction. Probationary teachers with prior successful teaching experience may be exempt from this requirement with approval from the superintendent. Probationary teachers shall be evaluated at least annually in accordance with policy GCN Evaluation of Professional Staff. A teacher in his first year of the probationary period is evaluated informally at least once during the first semester of the school year. The superintendent shall consider such evaluations as one factor in making recommendations to the school board regarding the nonrenewal of such teacher's contract. If a probationary teacher's evaluation is not satisfactory, the school board shall not reemploy the teacher.

In order to achieve continuing contract status, every teacher must successfully complete training in instructional strategies and techniques for intervention for or remediation of students who fail or are at risk of failing the Standards of Learning assessments. The Lynchburg City School Board provides said training at no cost to teachers it employs. If such training is not offered in a timely manner, no teacher will be denied continuing contract status for failure to obtain such training.

Once a continuing contract status has been attained in a school division in this state, another probationary period need not be served unless such probationary period, not to exceed two years, is made a part of the contract of employment. If a teacher separates from service and returns to teaching service in Virginia public schools by the beginning of the third year, the person shall be required to begin a new probationary period, not to exceed two years, if made part of the contract.

If a teacher who has not achieved continuing contract status receives notice of re-employment, he must accept or reject in writing within 15 calendar days of receipt of the notice. Unless a conference with the superintendent is requested as specified in the Code of Virginia, or in the case of reduction in force, written notice of nonrenewal of the probationary

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

contract must be given by the school board on or before June 15 of each year. If the teacher requests a conference with the superintendent, then written notice of non-renewal by the school board must be given within thirty days after the superintendent notifies the teacher of his intention with respect to the recommendation.

2. Continuing Contract

Teachers employed after completing the probationary period shall be entitled to continuing contracts during good behavior and competent service. Written notice of noncontinuation of the contract by either party must be given by June 15 of each year; otherwise the contract continues in effect for the ensuing year.

The school board may reduce the number of teachers, whether or not such teachers have reached continuing contract status, because of decrease in enrollment or abolition of particular subjects.

Furthermore, nothing in the continuing contract shall be construed to authorize the school board to contract for any financial obligation beyond the period for which funds have been made available.

As soon after June 15 as the school budget is approved by the appropriating body, the school board shall furnish each teacher a statement confirming continuation of employment, setting forth assignment and salary.

Within two weeks of the approval of the school budget by the appropriating body, but no later than July 1, the school board will notify any teacher who may be subject to a reduction in force due to a decrease in the school board's budget as approved by the appropriating body.

3. Principals, Assistant Principals, and Supervisors

A person employed as a principal, assistant principal or supervisor, including a person who has previously achieved continuing contract status as a teacher, shall serve a probationary term of three years in such position in the same school division before acquiring continuing contract status as a principal, assistant principal or supervisor.

Continuing contract status acquired by a principal, assistant principal or supervisor shall not be construed (i) as prohibiting the school board from reassigning such principal, assistant principal or supervisor to a teaching

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

position if notice of reassignment is given by the school board by June 15 of any year or (ii) as entitling any such principal, assistant principal or supervisor to the salary paid him as principal, assistant principal or supervisor in the case of any such reassignment to a teaching position. No such salary reduction and reassignment, however, shall be made without first providing such principal, assistant principal or supervisor with written notice of the reason for such reduction and reassignment and an opportunity to present his or her position at an informal meeting with the superintendent, the superintendent's designee or the School Board. Before recommending such reassignment, the superintendent shall consider, among other things, the performance evaluations for such principal, assistant principal or supervisor. The principal, assistant principal or supervisor shall elect whether such meeting shall be with the superintendent, the superintendent's designee or the school board. The school board, superintendent or superintendent's designee shall determine what processes are to be followed at the meeting. The decision to reassign and reduce salary shall be at the sole discretion of the school board.

The intent of this section is to provide an opportunity for a principal, assistant principal or supervisor to discuss the reasons for such salary reduction and reassignment with the superintendent, his designee or the school board, and the provisions of this section are meant to be procedural only. Nothing contained herein shall be taken to require cause for the salary reduction and reassignment of a principal, assistant principal or supervisor.

As used in this policy, "Supervisor" means a person who holds an instructional supervisory position as specified in the regulations of the Board of Education and who is required to hold a license as prescribed by the Board of Education.}

F. Externally Funded Programs

All persons employed on externally funded programs shall be placed on the appropriate salary schedule and step and shall be afforded all benefits accorded to other employees fulfilling comparable duties.

Legal Reference

~~Code of Va., § [22.1-298.1](#). Regulations governing licensure. "A. As used in this section:~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

~~"Alternate route to licensure" means a nontraditional route to teacher licensure available to individuals who meet the criteria specified in the regulations issued by the Board of Education.~~

~~"Licensure by reciprocity" means a process used to issue a license to an individual coming into Virginia from another state when that individual meets certain conditions specified in the Board of Education's regulations.~~

~~"Professional teacher's assessment" means those tests mandated for licensure as prescribed by the Board of Education.~~

~~"Provisional license" means a nonrenewable license issued by the Board of Education for a specified period of time, not to exceed three years, to an individual who may be employed by a school division in Virginia and who generally meets the requirements specified in the Board of Education's regulations for licensure, but who may need to take additional coursework or pass additional assessments to be fully licensed with a renewable license.~~

~~"Renewable license" means a license issued by the Board of Education for five years to an individual who meets the requirements specified in the Board of Education's regulations.~~

~~B. The Board of Education shall prescribe, by regulation, the requirements for the licensure of teachers and other school personnel required to hold a license. Regardless of the authority of any other agency of the Commonwealth to approve educational programs, only the Board of Education shall have the authority to license teachers to be regularly employed by school boards, including those teachers employed to provide nursing education.~~

~~Notwithstanding the provisions of this section and the Board's authority to license teachers, local school boards shall be authorized to issue valid, three-year local eligibility licenses pursuant to § [22.1-299.3](#).~~

~~C. The Board of Education's regulations shall include requirements that a person seeking initial licensure:~~

- ~~1. Complete professional assessments as prescribed by the Board of Education;~~
- ~~2. Complete study in attention deficit disorder;~~
- ~~3. Complete study in gifted education, including the use of multiple criteria to identify gifted students; and~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

~~4. Complete study in methods of improving communication between schools and families and ways of increasing family involvement in student learning at home and at school.~~

~~D. In addition, such regulations shall include requirements that:~~

~~1. Every person seeking initial licensure or renewal of a license demonstrate proficiency in the use of educational technology for instruction;~~

~~2. Every person seeking initial licensure or persons seeking licensure renewal as teachers for the first time shall complete study in child abuse recognition and intervention in accordance with curriculum guidelines developed by the Board of Education in consultation with the Department of Social Services that are relevant to the specific teacher licensure routes;~~

~~3. Every person seeking initial licensure or renewal of a license shall receive professional development in instructional methods tailored to promote student academic progress and effective preparation for the Standards of Learning end-of-course and end-of-grade assessments; and~~

~~4. Every person seeking licensure with an endorsement as a teacher of the blind and visually impaired shall demonstrate proficiency in reading and writing Braille.~~

~~E. The Board's regulations shall require that initial licensure for principals and assistant principals be contingent upon passage of an assessment as prescribed by the Board.~~

~~F. The Board shall establish criteria in its regulations to effectuate the substitution of experiential learning for coursework for those persons seeking initial licensure through an alternate route as defined in Board regulations.~~

~~G. Notwithstanding any provision of law to the contrary, the Board may provide for the issuance of a provisional license, valid for a period not to exceed three years, to any person who does not meet the requirements of this section or any other requirement for licensure imposed by law.~~

~~H. The Board's licensure regulations shall also provide for licensure by reciprocity:~~

~~1. With comparable endorsement areas for those individuals holding a valid out-of-state teaching license and national certification from the National Board for Professional Teaching Standards or a nationally recognized certification program approved by the Board of Education. The application for such individuals shall require evidence of such valid licensure and national certification and shall not require official student transcripts;~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

~~2. For individuals who have obtained a valid out of state license, with full credentials and without deficiencies, that is in force at the time the application for a Virginia license is received by the Department of Education. The individual must establish a file in the Department of Education by submitting a complete application packet, which shall include official student transcripts. An assessment of basic skills as provided in § [22.1-298.2](#) and service requirements shall not be imposed for these licensed individuals; however, other licensing assessments, as prescribed by the Board of Education, shall be required; and~~

~~3. The Board may include other provisions for reciprocity in its regulations.”~~

~~(2006, cc. 27, 349.)~~

~~Code of Va., § [22.1-299](#). License required of teachers. "No teacher shall be regularly employed by a school board or paid from public funds unless such teacher holds a license or provisional license issued by the Board of Education. In accordance with regulations prescribed by the Board, a person not meeting the requirements for a license or provisional license may be employed and paid from public funds by a school board temporarily as a substitute teacher to meet an emergency." (1992)~~

~~Code of Va., § [22.1-253.13:1](#). Standard 1. Instructional programs supporting the Standards of Learning and other educational objectives. "A. The General Assembly and the Board of Education believe that the fundamental goal of the public schools of this Commonwealth must be to enable each student to develop the skills that are necessary for success in school, preparation for life, and reaching their full potential. The General Assembly and the Board of Education find that the quality of education is dependent upon the provision of (i) the appropriate working environment, benefits, and salaries necessary to ensure the availability of high quality instructional personnel; (ii) the appropriate learning environment designed to promote student achievement; (iii) quality instruction that enables each student to become a productive and educated citizen of Virginia and the United States of America; and (iv) the adequate commitment of other resources. In keeping with this goal, the General Assembly shall provide for the support of public education as set forth in Article VIII, Section 1 of the Constitution of Virginia.~~

~~B. The Board of Education shall establish educational objectives known as the Standards of Learning, which shall form the core of Virginia's educational program, and other educational objectives, which together are designed to ensure the development of the skills that are necessary for success in school and for preparation for life in the years beyond. At a minimum, the Board shall establish Standards of Learning for English, mathematics, science, and history and social science. The Standards of Learning shall not be construed to be regulations as defined in § [2.2-4001](#).~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

~~The Board shall seek to ensure that the Standards of Learning are consistent with a high-quality foundation educational program. The Standards of Learning shall include, but not be limited to, the basic skills of communication (listening, speaking, reading, and writing); computation and critical reasoning including problem solving and decision making; proficiency in the use of computers and related technology; and the skills to manage personal finances and to make sound financial decisions.~~

~~The English Standards of Learning for reading in kindergarten through grade three shall be based on components of effective reading instruction, to include, at a minimum, phonemic awareness, phonics, fluency, vocabulary development, and text comprehension.~~

~~The Standards of Learning in all subject areas shall be subject to regular review and revision to maintain rigor and to reflect a balance between content knowledge and the application of knowledge in preparation for eventual employment and lifelong learning. The Board of Education shall establish a regular schedule, in a manner it deems appropriate, for the review, and revision as may be necessary, of the Standards of Learning in all subject areas. Such review of each subject area shall occur at least once every seven years. Nothing in this section shall be construed to prohibit the Board from conducting such review and revision on a more frequent basis.~~

~~To provide appropriate opportunity for input from the general public, teachers, and local school boards, the Board of Education shall conduct public hearings prior to establishing revised Standards of Learning. Thirty days prior to conducting such hearings, the Board shall give notice of the date, time, and place of the hearings to all local school boards and any other persons requesting to be notified of the hearings and publish notice of its intention to revise the Standards of Learning in the Virginia Register of Regulations. Interested parties shall be given reasonable opportunity to be heard and present information prior to final adoption of any revisions of the Standards of Learning.~~

~~In addition, the Department of Education shall make available and maintain a website, either separately or through an existing website utilized by the Department of Education, enabling public elementary, middle, and high school educators to submit recommendations for improvements relating to the Standards of Learning, when under review by the Board according to its established schedule, and related assessments required by the Standards of Quality pursuant to this chapter. Such website shall facilitate the submission of recommendations by educators.~~

~~School boards shall implement the Standards of Learning or objectives specifically designed for their school divisions that are equivalent to or exceed the Board's requirements. Students shall be expected to achieve the educational objectives established by the school division at appropriate age or grade levels. The curriculum adopted by the local school division shall be aligned to the Standards of Learning.~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

~~The Board of Education shall include in the Standards of Learning for history and social science the study of contributions to society of diverse people. For the purposes of this subsection, "diverse" shall include consideration of disability, ethnicity, race, and gender.~~

~~With such funds as are made available for this purpose, the Board shall regularly review and revise the competencies for career and technical education programs to require the full integration of English, mathematics, science, and history and social science Standards of Learning. Career and technical education programs shall be aligned with industry and professional standard certifications, where they exist.~~

~~C. Local school boards shall develop and implement a program of instruction for grades K through 12 that is aligned to the Standards of Learning and meets or exceeds the requirements of the Board of Education. The program of instruction shall emphasize reading, writing, speaking, mathematical concepts and computations, proficiency in the use of computers and related technology, and scientific concepts and processes; essential skills and concepts of citizenship, including knowledge of Virginia history and world and United States history, economics, government, foreign languages, international cultures, health and physical education, environmental issues and geography necessary for responsible participation in American society and in the international community; fine arts, which may include, but need not be limited to, music and art, and practical arts; knowledge and skills needed to qualify for further education, gainful employment, or training in a career or technical field; and development of the ability to apply such skills and knowledge in preparation for eventual employment and lifelong learning and to achieve economic self-sufficiency.~~

~~Local school boards shall also develop and implement programs of prevention, intervention, or remediation for students who are educationally at risk including, but not limited to, those who fail to achieve a passing score on any Standards of Learning assessment in grades three through eight or who fail an end-of-course test required for the award of a verified unit of credit. Such programs shall include components that are research-based.~~

~~Any student who achieves a passing score on one or more, but not all, of the Standards of Learning assessments for the relevant grade level in grades three through eight may be required to attend a remediation program.~~

~~Any student who fails to achieve a passing score on all of the Standards of Learning assessments for the relevant grade level in grades three through eight or who fails an end-of-course test required for the award of a verified unit of credit shall be required to attend a remediation program or to participate in another form of remediation. Division superintendents shall require such students to take special programs of prevention, intervention, or remediation, which may include attendance in public summer school~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

~~programs, in accordance with clause (ii) of subsection A of § [22.1-254](#) and § [22.1-254.01](#).~~

~~Remediation programs shall include, when applicable, a procedure for early identification of students who are at risk of failing the Standards of Learning assessments in grades three through eight or who fail an end-of-course test required for the award of a verified unit of credit. Such programs may also include summer school for all elementary and middle school grades and for all high school academic courses, as defined by regulations promulgated by the Board of Education, or other forms of remediation. Summer school remediation programs or other forms of remediation shall be chosen by the division superintendent to be appropriate to the academic needs of the student. Students who are required to attend such summer school programs or to participate in another form of remediation shall not be charged tuition by the school division.~~

~~The requirement for remediation may, however, be satisfied by the student's attendance in a program of prevention, intervention or remediation that has been selected by his parent, in consultation with the division superintendent or his designee, and is either (i) conducted by an accredited private school or (ii) a special program that has been determined to be comparable to the required public school remediation program by the division superintendent. The costs of such private school remediation program or other special remediation program shall be borne by the student's parent.~~

~~The Board of Education shall establish standards for full funding of summer remedial programs that shall include, but not be limited to, the minimum number of instructional hours or the equivalent thereof required for full funding and an assessment system designed to evaluate program effectiveness. Based on the number of students attending and the Commonwealth's share of the per pupil instructional costs, state funds shall be provided for the full cost of summer and other remediation programs as set forth in the appropriation act, provided such programs comply with such standards as shall be established by the Board, pursuant to § [22.1-199.2](#).~~

~~D. Local school boards shall also implement the following:~~

~~1. Programs in grades K through three that emphasize developmentally appropriate learning to enhance success.~~

~~2. Programs based on prevention, intervention, or remediation designed to increase the number of students who earn a high school diploma and to prevent students from dropping out of school. Such programs shall include components that are research-based.~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

~~3. Career and technical education programs incorporated into the K through 12 curricula that include:~~

~~a. Knowledge of careers and all types of employment opportunities including, but not limited to, apprenticeships, entrepreneurship and small business ownership, the military, and the teaching profession, and emphasize the advantages of completing school with marketable skills;~~

~~b. Career exploration opportunities in the middle school grades; and~~

~~c. Competency based career and technical education programs that integrate academic outcomes, career guidance and job seeking skills for all secondary students. Programs must be based upon labor market needs and student interest. Career guidance shall include counseling about available employment opportunities and placement services for students exiting school. Each school board shall develop and implement a plan to ensure compliance with the provisions of this subdivision. Such plan shall be developed with the input of area business and industry representatives and local community colleges and shall be submitted to the Superintendent of Public Instruction in accordance with the timelines established by federal law.~~

~~4. Early identification of students with disabilities and enrollment of such students in appropriate instructional programs consistent with state and federal law.~~

~~5. Early identification of gifted students and enrollment of such students in appropriately differentiated instructional programs.~~

~~6. Educational alternatives for students whose needs are not met in programs prescribed elsewhere in these standards. Such students shall be counted in average daily membership (ADM) in accordance with the regulations of the Board of Education.~~

~~7. Adult education programs for individuals functioning below the high school completion level. Such programs may be conducted by the school board as the primary agency or through a collaborative arrangement between the school board and other agencies.~~

~~8. A plan to make achievements for students who are educationally at risk a divisionwide priority that shall include procedures for measuring the progress of such students.~~

~~9. A plan to notify students and their parents of the availability of dual enrollment and advanced placement classes, the International Baccalaureate Program, and Academic Year Governor's School Programs, the qualifications for enrolling in such classes and~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

~~programs, and the availability of financial assistance to low income and needy students to take the advanced placement and International Baccalaureate examinations.~~

~~10. Identification of students with limited English proficiency and enrollment of such students in appropriate instructional programs.~~

~~11. Early identification, diagnosis, and assistance for students with reading and mathematics problems and provision of instructional strategies and reading and mathematics practices that benefit the development of reading and mathematics skills for all students.~~

~~12. Incorporation of art, music, and physical education as a part of the instructional program at the elementary school level.~~

~~13. A program of student services for grades kindergarten through 12 that shall be designed to aid students in their educational, social, and career development.~~

~~14. The collection and analysis of data and the use of the results to evaluate and make decisions about the instructional program.~~

~~E. From such funds as may be appropriated or otherwise received for such purpose, there shall be established within the Department of Education a unit to (i) conduct evaluative studies; (ii) provide the resources and technical assistance to increase the capacity for school divisions to deliver quality instruction; and (iii) assist school divisions in implementing those programs and practices that will enhance pupil academic performance and improve family and community involvement in the public schools. Such unit shall identify and analyze effective instructional programs and practices and professional development initiatives; evaluate the success of programs encouraging parental and family involvement; assess changes in student outcomes prompted by family involvement; and collect and disseminate among school divisions information regarding effective instructional programs and practices, initiatives promoting family and community involvement, and potential funding and support sources. Such unit may also provide resources supporting professional development for administrators and teachers. In providing such information, resources, and other services to school divisions, the unit shall give priority to those divisions demonstrating a less than 70 percent passing rate on the Standards of Learning assessments. "~~

~~(1988, cc. 645, 682; 1990, cc. 797, 820, 839; 1991, cc. 295, 304; 1992, cc. 132, 591; 1994, cc. 618, 790; 1996, cc. 163, 522; 1997, cc. 466, 828, 829; 1998, cc. 103, 602, 627, 800, 816, 902; 1999, cc. 377, 444, 445, 452, 461, 488, 552, 595, 994; 2000, cc. 504, 547, 653, 662, 677, 684, 710, 750, 867; 2001, c. 483; 2002, c. 837; 2003, cc. 690, 697, 714, 861; 2004, cc. 404, 848, 939, 955; 2005, cc. 331, 450; 2007, c. 234.)~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

~~Code of Va., § 22.1-296.1. Data on convictions for certain crimes and child abuse and neglect required; penalty. "A. As a condition of employment for all of its public school employees, whether full-time or part-time, permanent, or temporary, every school board shall require on its application for employment certification (i) that the applicant has not been convicted of a felony or any offense involving the sexual molestation, physical or sexual abuse or rape of a child; and (ii) whether the applicant has been convicted of a crime of moral turpitude. Any person making a materially false statement regarding any such offense shall be guilty of a Class 1 misdemeanor and upon conviction, the fact of said conviction shall be grounds for the Board of Education to revoke such person's license to teach.~~

~~B. Every school board shall also require on its application for employment, as a condition of employment requiring direct contact with students, whether full-time or part-time, permanent, or temporary, certification that the applicant has not been the subject of a founded case of child abuse and neglect.~~

~~C. As a condition of awarding a contract for the provision of services that require the contractor or his employees to have direct contact with students on school property during regular school hours or during school sponsored activities, the school board shall require the contractor to provide certification that all persons who will provide such services have not been convicted of a felony or any offense involving the sexual molestation or physical or sexual abuse or rape of a child.~~

~~Any person making a materially false statement regarding any such offense shall be guilty of a Class 1 misdemeanor and, upon conviction, the fact of such conviction shall be grounds for the revocation of the contract to provide such services and, when relevant, the revocation of any license required to provide such services. School boards shall not be liable for materially false statements regarding the certifications required by this subsection.~~

~~This subsection shall not apply to a contractor or his employees providing services to a school division in an emergency or exceptional situation, such as when student health or safety is endangered or when repairs are needed on an urgent basis to ensure that school facilities are safe and habitable, when it is reasonably anticipated that the contractor or his employees will have no direct contact with students.~~

~~(1985, c. 487; 1987, c. 359; 1996, c. 960; 1997, c. 103; 2003, c. 723; 2006, c. 790; 2007, cc. 245, 431.)~~

~~§ 22.1-303. Probationary terms of service for teachers.~~

~~A. A probationary term of service of at least three years and, at the option of the local school board, up to five years in the same school division shall be required before a~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

~~teacher is issued a continuing contract. School boards shall provide each probationary teacher except probationary teachers who have prior successful teaching experience, as determined by the local school board in a school division, a mentor teacher, as described by Board guidelines developed pursuant to § [22.1-305.1](#), during the first year of the probationary period, to assist such probationary teacher in achieving excellence in instruction. During the probationary period, such probationary teacher shall be evaluated annually based upon the evaluation procedures developed by the employing school board for use by the division superintendent and principals in evaluating teachers as required by subsection C of § [22.1-295](#). A teacher in his first year of the probationary period shall be evaluated informally at least once during the first semester of the school year. The division superintendent shall consider such evaluations, among other things, in making any recommendations to the school board regarding the nonrenewal of such probationary teacher's contract as provided in § [22.1-305](#).~~

~~If the teacher's performance evaluation during the probationary period is not satisfactory, the school board shall not reemploy the teacher; however, nothing contained in this subsection shall be construed to require cause, as defined in § [22.1-307](#), for the nonrenewal of the contract of a teacher who has not achieved continuing contract status.~~

~~Any teacher hired on or after July 1, 2001, shall be required, as a condition of achieving continuing contract status, to have successfully completed training in instructional strategies and techniques for intervention for or remediation of students who fail or are at risk of failing the Standards of Learning assessments. Local school divisions shall be required to provide said training at no cost to teachers employed in their division. In the event a local school division fails to offer said training in a timely manner, no teacher will be denied continuing contract status for failure to obtain such training.~~

~~B. Once a continuing contract status has been attained in a school division in the Commonwealth, another probationary period need not be served in any other school division unless such probationary period, not to exceed two years, is made a part of the contract of employment. Further, when a teacher has attained continuing contract status in a school division in the Commonwealth, and separates from and returns to teaching service in a school division in Virginia by the beginning of the third year, such teacher shall be required to serve a probationary period not to exceed two years, if made a part of the contract for employment.~~

~~C. For the purpose of calculating the years of service required to attain continuing contract status, at least 160 contractual teaching days during the school year shall be deemed the equivalent of one year in the first year of service by a teacher.~~

~~D. Teachers holding three year local eligibility licenses issued prior to July 1, 2013, shall not be eligible for continuing contract status while teaching under the authority of such~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

~~license. Upon attainment of a collegiate professional or postgraduate professional license issued by the Department of Education, such teachers shall serve a probationary term of service of at least three years and, at the option of the local school board, up to five years prior to being eligible for continuing contract status pursuant to this section.~~

~~§ 22.1-304. Reemployment of teacher who has not achieved continuing contract status; effect of continuing contract; resignation of teacher; reduction in number of teachers.~~

~~A. If a teacher who has not achieved continuing contract status receives notice of reemployment, he must accept or reject in writing within 15 days of receipt of such notice. Except as provided in § 22.1-305 and except in the case of a reduction in force as provided in subsection F, written notice of nonrenewal of the *probationary* contract must be given by the school board on or before June 15 of each year. If no such notice is given a teacher by June 15, the teacher shall be entitled to a contract for the ensuing year in accordance with local salary stipulations including increments.~~

~~B. Teachers employed after completing the probationary period shall be entitled to continuing contracts during good behavior and competent service and prior to the age at which they are eligible or required to retire except as hereinafter provided. Written notice of noncontinuation of the contract by either party must be given by June 15 of each year; otherwise the contract continues in effect for the ensuing year in conformity with local salary stipulations including increments.~~

~~C. A teacher may resign after June 15 of any school year with the approval of the local school board or, upon authorization by the school board, with the approval of the division superintendent. The teacher shall request release from contract at least two weeks in advance of intended date of resignation. Such request shall be in writing and shall set forth the cause of resignation.~~

~~If the division superintendent has been authorized to approve resignations, a teacher may, within one week, withdraw a request to resign. Upon the expiration of the one-week period, the division superintendent shall notify the school board of his decision to accept or reject the resignation. The school board, within two weeks, may reverse the decision of the division superintendent.~~

~~In the event that the board or the division superintendent declines to grant the request for release on the grounds of insufficient or unjustifiable cause, and the teacher breaches such contract, disciplinary action, which may include revocation of the teacher's license, may be taken pursuant to regulations prescribed by the Board of Education.~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

~~D. As soon after June 15 as the school budget shall have been approved by the appropriating body, the school board shall furnish each teacher a statement confirming continuation of employment, setting forth assignment and salary.~~

~~Nothing in the continuing contract shall be construed to authorize the school board to contract for any financial obligation beyond the period for which funds have been made available with which to meet such obligation.~~

~~E. A school board may reduce the number of teachers, whether or not such teachers have reached continuing contract status, because of decrease in enrollment or abolition of particular subjects.~~

~~F. Within two weeks of the approval of the school budget by the appropriating body, but no later than June *July 1*, school boards shall notify all teachers who may be subject to a reduction in force due to a decrease in the school board's budget as approved by the appropriating body.~~

~~*G. If a school board implements a reduction in workforce pursuant to this section, such reduction shall not be made solely on the basis of seniority but must include consideration of, among other things, the performance evaluations of the teachers potentially affected by the reduction in workforce.*~~

~~Code of Va., § [19.2-389](#). Dissemination of criminal history record information. "A. Criminal history record information shall be disseminated, whether directly or through an intermediary, only to:~~

~~1. Authorized officers or employees of criminal justice agencies, as defined by § [9.1-101](#), for purposes of the administration of criminal justice and the screening of an employment application or review of employment by a criminal justice agency with respect to its own employees or applicants, and dissemination to the Virginia Parole Board, pursuant to this subdivision, of such information on all state-responsible inmates for the purpose of making parole determinations pursuant to subdivisions 1, 2, 3, and 5 of § [53.1-136](#) shall include collective dissemination by electronic means every 30 days;~~

~~2. Such other individuals and agencies that require criminal history record information to implement a state or federal statute or executive order of the President of the United States or Governor that expressly refers to criminal conduct and contains requirements or exclusions expressly based upon such conduct, except that information concerning the arrest of an individual may not be disseminated to a noncriminal justice agency or individual if an interval of one year has elapsed from the date of the arrest and no disposition of the charge has been recorded and no active prosecution of the charge is pending;~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

- ~~3. Individuals and agencies pursuant to a specific agreement with a criminal justice agency to provide services required for the administration of criminal justice pursuant to that agreement which shall specifically authorize access to data, limit the use of data to purposes for which given, and ensure the security and confidentiality of the data;~~
- ~~4. Individuals and agencies for the express purpose of research, evaluative, or statistical activities pursuant to an agreement with a criminal justice agency that shall specifically authorize access to data, limit the use of data to research, evaluative, or statistical purposes, and ensure the confidentiality and security of the data;~~
- ~~5. Agencies of state or federal government that are authorized by state or federal statute or executive order of the President of the United States or Governor to conduct investigations determining employment suitability or eligibility for security clearances allowing access to classified information;~~
- ~~6. Individuals and agencies where authorized by court order or court rule;~~
- ~~7. Agencies of any political subdivision of the Commonwealth for the conduct of investigations of applicants for public employment, permit, or license whenever, in the interest of public welfare or safety, it is necessary to determine under a duly enacted ordinance if the past criminal conduct of a person with a conviction record would be compatible with the nature of the employment, permit, or license under consideration;~~
- ~~8. Public or private agencies when authorized or required by federal or state law or interstate compact to investigate (i) applicants for foster or adoptive parenthood or (ii) any individual, and the adult members of that individual's household, with whom the agency is considering placing a child or from whom the agency is considering removing a child due to abuse or neglect, on an emergency, temporary, or permanent basis pursuant to §§ [63.2-901.1](#) and [63.2-1505](#), subject to the restriction that the data shall not be further disseminated to any party other than a federal or state authority or court as may be required to comply with an express requirement of law;~~
- ~~9. To the extent permitted by federal law or regulation, public service companies as defined in § [56-1](#), for the conduct of investigations of applicants for employment when such employment involves personal contact with the public or when past criminal conduct of an applicant would be incompatible with the nature of the employment under consideration;~~
- ~~10. The appropriate authority for purposes of granting citizenship and for purposes of international travel, including but not limited to, issuing visas and passports;~~
- ~~11. A person requesting a copy of his own criminal history record information as defined in § [9.1-101](#) at his cost, except that criminal history record information shall be supplied~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

~~at no charge to a person who has applied to be a volunteer with (i) a Virginia affiliate of Big Brothers/Big Sisters of America; (ii) a volunteer fire company or volunteer rescue squad; (iii) the Volunteer Emergency Families for Children; (iv) any affiliate of Prevent Child Abuse, Virginia; (v) any Virginia affiliate of Compeer; or (vi) any board member or any individual who has been offered membership on the board of a Crime Stoppers, Crime Solvers or Crime Line program as defined in § [15.2-1713.1](#);~~

~~12. Administrators and board presidents of and applicants for licensure or registration as a child welfare agency as defined in § [63.2-100](#) for dissemination to the Commissioner of Social Services' representative pursuant to § [63.2-1702](#) for the conduct of investigations with respect to employees of and volunteers at such facilities, caretakers, and other adults living in family day care homes or homes approved by family day care systems, and foster and adoptive parent applicants of private child-placing agencies, pursuant to §§ [63.2-1719](#) through [63.2-1721](#), subject to the restriction that the data shall not be further disseminated by the facility or agency to any party other than the data subject, the Commissioner of Social Services' representative or a federal or state authority or court as may be required to comply with an express requirement of law for such further dissemination;~~

~~13. The school boards of the Commonwealth for the purpose of screening individuals who are offered or who accept public school employment and those current school board employees for whom a report of arrest has been made pursuant to § [19.2-83.1](#);~~

~~14. The State Lottery Department for the conduct of investigations as set forth in the State Lottery Law (§ [58.1-4000](#) et seq.), and the Department of Charitable Gaming for the conduct of investigations as set forth in Article 1.1:1 (§ [18.2-340.15](#) et seq.) of Chapter 8 of Title 18.2;~~

~~15. Licensed nursing homes, hospitals and home care organizations for the conduct of investigations of applicants for compensated employment in licensed nursing homes pursuant to § [32.1-126.01](#), hospital pharmacies pursuant to § [32.1-126.02](#), and home care organizations pursuant to § [32.1-162.9:1](#), subject to the limitations set out in subsection E;~~

~~16. Licensed homes for adults, licensed district homes for adults, and licensed adult day care centers for the conduct of investigations of applicants for compensated employment in licensed homes for adults pursuant to § [63.2-1720](#), in licensed district homes for adults pursuant to § [63.1-189.1](#), and in licensed adult day care centers pursuant to § [63.2-1720](#), subject to the limitations set out in subsection F;~~

~~17. The Alcoholic Beverage Control Board for the conduct of investigations as set forth in § [4.1-103.1](#);~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

~~18. The State Board of Elections and authorized officers and employees thereof in the course of conducting necessary investigations with respect to registered voters, limited to any record of felony convictions;~~

~~19. The Commissioner of the Department of Mental Health, Mental Retardation and Substance Abuse Services for those individuals who are committed to the custody of the Commissioner pursuant to §§ [19.2-169.2](#), [19.2-169.6](#), [19.2-176](#), [19.2-177.1](#), [19.2-182.2](#), [19.2-182.3](#), [19.2-182.8](#), and [19.2-182.9](#) for the purpose of placement, evaluation, and treatment planning;~~

~~20. Any alcohol safety action program certified by the Commission on the Virginia Alcohol Safety Action Program for (i) assessments of habitual offenders under § [46.2-360](#), (ii) interventions with first offenders under § [18.2-251](#), or (iii) services to offenders under § [18.2-51.4](#), [18.2-266](#), or [18.2-266.1](#);~~

~~21. Residential facilities for juveniles regulated or operated by the Department of Social Services, the Department of Education, or the Department of Mental Health, Mental Retardation and Substance Abuse Services for the purpose of determining applicants' fitness for employment or for providing volunteer or contractual services;~~

~~22. The Department of Mental Health, Mental Retardation and Substance Abuse Services and facilities operated by the Department for the purpose of determining an individual's fitness for employment pursuant to departmental instructions;~~

~~23. Pursuant to § [22.1-296.3](#), the governing boards or administrators of private or religious elementary or secondary schools which are accredited by a statewide accrediting organization recognized, prior to January 1, 1996, by the State Board of Education or a private organization coordinating such records information on behalf of such governing boards or administrators pursuant to a written agreement with the Department of State Police;~~

~~24. Public and nonprofit private colleges and universities for the purpose of screening individuals who are offered or accept employment;~~

~~25. Executive directors of community services boards or the personnel director serving the community services board for the purpose of determining an individual's fitness for employment pursuant to §§ [37.2-506](#) and [37.2-607](#);~~

~~26. Executive directors of behavioral health authorities as defined in § [37.2-600](#) for the purpose of determining an individual's fitness for employment pursuant to §§ [37.2-506](#) and [37.2-607](#);~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

~~27. The Commissioner of the Department of Social Services for the purpose of locating persons who owe child support or who are alleged in a pending paternity proceeding to be a putative father, provided that only the name, address, demographics and social security number of the data subject shall be released;~~

~~28. Authorized officers or directors of agencies licensed pursuant to Article 2 (§ [37.2-403](#) et seq.) of Chapter 4 of Title 37.2 by the Department of Mental Health, Mental Retardation and Substance Abuse Services for the purpose of determining if any applicant who accepts employment in any direct consumer care position has been convicted of a crime that affects their fitness to have responsibility for the safety and well being of persons with mental illness, mental retardation and substance abuse pursuant to §§ [37.2-416](#), [37.2-506](#), and [37.2-607](#);~~

~~29. The Commissioner of the Department of Motor Vehicles, for the purpose of evaluating applicants for a motor carrier certificate or license subject to the provisions of Chapters 20 (§ [46.2-2000](#) et seq.) and 21 (§ [46.2-2100](#) et seq.) of Title 46.2;~~

~~30. The chairmen of the Committees for Courts of Justice of the Senate or the House of Delegates for the purpose of determining if any person being considered for election to any judgeship has been convicted of a crime;~~

~~31. Heads of state agencies in which positions have been identified as sensitive for the purpose of determining an individual's fitness for employment in positions designated as sensitive under Department of Human Resource Management policies developed pursuant to § [2.2-1201.1](#). Dissemination of criminal history record information to the agencies shall be limited to those positions generally described as directly responsible for the health, safety and welfare of the general populace or protection of critical infrastructures;~~

~~32. The Office of the Attorney General, for all criminal justice activities otherwise permitted under subdivision A 1 and for purposes of performing duties required by the Civil Commitment of Sexually Violent Predators Act (§ [37.2-900](#) et seq.);~~

~~33. Shipyards, to the extent permitted by federal law or regulation, engaged in the design, construction, overhaul, or repair of nuclear vessels for the United States Navy, including their subsidiary companies, for the conduct of investigations of applications for employment or for access to facilities, by contractors, leased laborers, and other visitors;~~

~~34. Any employer of individuals whose employment requires that they enter the homes of others, for the purpose of screening individuals who apply for, are offered, or have accepted such employment;~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

~~35. Public agencies when and as required by federal or state law to investigate (i) applicants as providers of adult foster care and home based services or (ii) any individual with whom the agency is considering placing an adult on an emergency, temporary, or permanent basis pursuant to § 63.2-1601.1, subject to the restriction that the data shall not be further disseminated by the agency to any party other than a federal or state authority or court as may be required to comply with an express requirement of law for such further dissemination, subject to limitations set out in subsection G;~~

~~36. The Department of Medical Assistance Services, or its designee, for the purpose of screening individuals who, through contracts, subcontracts, or direct employment, volunteer, apply for, are offered, or have accepted a position related to the provision of transportation services to enrollees in the Medicaid Program or the Family Access to Medical Insurance Security (FAMIS) Program, or any other program administered by the Department of Medical Assistance Services; and~~

~~37. Other entities as otherwise provided by law.~~

~~Upon an ex parte motion of a defendant in a felony case and upon the showing that the records requested may be relevant to such case, the court shall enter an order requiring the Central Criminal Records Exchange to furnish the defendant, as soon as practicable, copies of any records of persons designated in the order on whom a report has been made under the provisions of this chapter.~~

~~Notwithstanding any other provision of this chapter to the contrary, upon a written request sworn to before an officer authorized to take acknowledgments, the Central Criminal Records Exchange, or the criminal justice agency in cases of offenses not required to be reported to the Exchange, shall furnish a copy of conviction data covering the person named in the request to the person making the request; however, such person on whom the data is being obtained shall consent in writing, under oath, to the making of such request. A person receiving a copy of his own conviction data may utilize or further disseminate that data as he deems appropriate. In the event no conviction data is maintained on the data subject, the person making the request shall be furnished at his cost a certification to that effect.~~

~~B. Use of criminal history record information disseminated to noncriminal justice agencies under this section shall be limited to the purposes for which it was given and may not be disseminated further.~~

~~C. No criminal justice agency or person shall confirm the existence or nonexistence of criminal history record information for employment or licensing inquiries except as provided by law.~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

~~D. Criminal justice agencies shall establish procedures to query the Central Criminal Records Exchange prior to dissemination of any criminal history record information on offenses required to be reported to the Central Criminal Records Exchange to ensure that the most up-to-date disposition data is being used. Inquiries of the Exchange shall be made prior to any dissemination except in those cases where time is of the essence and the normal response time of the Exchange would exceed the necessary time period. A criminal justice agency to whom a request has been made for the dissemination of criminal history record information that is required to be reported to the Central Criminal Records Exchange may direct the inquirer to the Central Criminal Records Exchange for such dissemination. Dissemination of information regarding offenses not required to be reported to the Exchange shall be made by the criminal justice agency maintaining the record as required by § [15.2-1722](#).~~

~~E. Criminal history information provided to licensed nursing homes, hospitals and to home care organizations pursuant to subdivision 15 of subsection A shall be limited to the convictions on file with the Exchange for any offense specified in §§ [32.1-126.01](#), [32.1-126.02](#) and [32.1-162.9:1](#).~~

~~F. Criminal history information provided to licensed assisted living facilities, licensed district homes for adults, and licensed adult day care centers pursuant to subdivision 16 of subsection A shall be limited to the convictions on file with the Exchange for any offense specified in § 63.1-189.1 or [63.2-1720](#).~~

~~G. Criminal history information provided to public agencies pursuant to subdivision 35 of subsection A shall be limited to the convictions on file with the Exchange for any offense specified in § [63.2-1719](#).~~

~~H. Upon receipt of a written request from an employer or prospective employer, the Central Criminal Records Exchange, or the criminal justice agency in cases of offenses not required to be reported to the Exchange, shall furnish at the employer's cost a copy of conviction data covering the person named in the request to the employer or prospective employer making the request; provided that the person on whom the data is being obtained has consented in writing to the making of such request and has presented a photo-identification to the employer or prospective employer. In the event no conviction data is maintained on the person named in the request, the requesting employer or prospective employer shall be furnished at his cost a certification to that effect. The criminal history record search shall be conducted on forms provided by the Exchange. "~~

~~(Code 1950, § 19.1-19.2; 1966, c. 669; 1968, c. 537; 1970, c. 118; 1975, c. 495; 1976, c. 771; 1977, c. 626; 1978, c. 350; 1979, c. 480; 1981, c. 207; 1985, c. 360; 1987, cc. 130, 131; 1988, c. 851; 1989, c. 544; 1990, c. 766; 1991, c. 342; 1992, cc. 422, 641, 718, 746, 791, 844; 1993, cc. 48, 313, 348; 1994, cc. 34, 670, 700, 830; 1995, cc. 409,~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

~~645, 731, 781, 809; 1996, cc. 428, 432, 747, 881, 927, 944; 1997, cc. 169, 177, 606, 691, 721, 743, 796, 895; 1998, cc. 113, 405, 445, 882; 1999, cc. 383, 685; 2001, cc. 552, 582; 2002, cc. 370, 587, 606; 2003, c. 731; 2005, cc. 149, 914, 928; 2006, cc. 257, 277, 644; 2007, cc. 12, 361, 495, 572.)~~

~~Code of Va., § 22.1-296.2. Fingerprinting required; reciprocity permitted. "A. As a condition of employment, the school boards of the Commonwealth shall require any applicant who is offered or accepts employment after July 1, 1989, whether full-time or part-time, permanent, or temporary, to submit to fingerprinting and to provide personal descriptive information to be forwarded along with the applicant's fingerprints through the Central Criminal Records Exchange to the Federal Bureau of Investigation for the purpose of obtaining criminal history record information regarding such applicant. The school board may (i) pay for all or a portion of the cost of the fingerprinting or criminal records check or (ii) in its discretion, require the applicant to pay for all or a portion of the cost of such fingerprinting or criminal records check.~~

~~The Central Criminal Records Exchange, upon receipt of an applicant's record or notification that no record exists, shall report to the school board whether or not the applicant has ever been convicted of a felony or a Class 1 misdemeanor or an equivalent offense in another state.~~

~~To conserve the costs of conducting criminal history record checks to applicants and school boards, upon the written request and permission of the applicant, a school board shall inform another school board with which reciprocity has been established, and to which the applicant also has applied for employment, of the results of the criminal history record information conducted within the previous ninety days that it obtained concerning the applicant. Criminal history record information pertaining to an applicant for employment by a school board shall be exchanged only between school boards in the Commonwealth in which a current agreement of reciprocity for the exchange of such information has been established and is in effect. Reciprocity agreements between school boards shall provide for the apportionment of the costs of the fingerprinting or criminal records check between the applicant and the school board, as prescribed in this section. However, school boards that enter into reciprocity agreements shall not each levy the costs of the fingerprinting or criminal records check on the applicant.~~

~~B. The division superintendent shall inform the relevant school board of any notification of arrest of a school board employee received pursuant to § 19.2-83.1. The school board shall require such employee, whether full-time or part-time, permanent, or temporary, to submit to fingerprinting and to provide personal descriptive information to be forwarded along with the employee's fingerprints through the Central Criminal Records Exchange to the Federal Bureau of Investigation for the purpose of obtaining criminal history record information regarding such employee. The school board may (i) pay for all or a portion of the cost of the fingerprinting or criminal records check or (ii) in~~

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

~~its discretion, require the applicant to pay for all or a portion of the cost of such fingerprinting or criminal records check.~~

~~The Central Criminal Records Exchange, upon receipt of an employee's record or notification that no record exists, shall report to the school board whether or not the employee has been convicted of any of the offenses listed in subsection A of this section. The contents of the employee's record shall be used by the school board solely to implement the provisions of §§ [22.1-307](#) and [22.1-315](#).~~

~~C. The Central Criminal Records Exchange shall not disclose information to the school board regarding charges or convictions of any crimes not specified in this section. If an applicant is denied employment or a current employee is suspended or dismissed because of information appearing on his criminal history record, the school board shall provide a copy of the information obtained from the Central Criminal Records Exchange to the applicant or employee. The information provided to the school board shall not be disseminated except as provided in this section."~~

~~(1988, c. 851; 1989, c. 544; 1990, c. 766; 1991, c. 342; 1992, cc. 641, 791; 1993, cc. 210, 458; 1994, cc. 232, 782; 1995, cc. 731, 781, 809; 1996, cc. 396, 467; 1997, cc. 444, 721; 1998, c. 412; 1999, c. 448; 2000, cc. 683, 774, 811; 2001, cc. 591, 677.)~~

~~Code of Va., § 60.2-114.1. Notification of withholding order. When an individual is hired for employment, the employer shall, at the time of the initial hiring, request that the employee disclose whether he has an income withholding order pursuant to §20-79.1 or §63.1-250.3. When an employee discloses that he owes child support that is required to be withheld, the employer shall begin withholding according to the terms of the order. Information disclosed under this section shall not be divulged except to the extent necessary for the administration of the child support enforcement program or when otherwise authorized by law. (1993)~~

~~Immigration Reform and Control Act of 1986.~~

~~Editor's Note Employers are required to verify that all employees hired after November 6, 1986 are U.S. citizens or aliens authorized to work.~~

Legal References:

{Code of Virginia, 1950, as amended, §§ 22.1-294, 22.1-303, 22.1-304.

**Cross Refs.: GBM Professional Staff Grievances
 GCA Local Licenses for Teachers
 GCB Professional Staff Contracts**

PERSONNEL

Licensed Personnel: Conditions of Employment P 5-49

GCE	Part-Time and Substitute Professional Staff Employment
GCN	Evaluation of Professional Staff
GCPA	Reduction in Professional Staff Work Force
GCPB	Resignation of Staff Members
GCPD	Professional Staff Discipline
GCPF	Suspension of Staff Members}

Adopted by School Board: August 1, 1989
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Revised by School Board: