

**GIFTS**

Board's practice of crediting credit union and annuity plans did not create gift of public funds to employees in violation of constitutional provisions prohibiting gift or loan of public funds. Neptune, 293 N.J. Super. 1 (App. Div. 1996), aff'g 95 N.J.A.R.2d (EDU) 208, St. Bd. rev'g 92 N.J.A.R.2d (EDU) 602, aff'd 293 N.J. Super. 1 (App. Div. 1996), certif. den. 147 N.J. 259 (1996)

**GOVERNING BODY**

(See "Budgets" this index)

**GRADING SYSTEM**

(See "Pupils" this index)

**GRADUATION**

(See also "Pupils" this index)

No absolute right to pupil to participate in graduation exercises; within board's discretionary power (90:957, J. Dev.)

Preventing failing minority student from graduating was not arbitrary or discriminatory (93 N.J.A.R.2d (EDU) 4, G.M.)

**GRIEVANCE PROCEDURES**

(See "Collective Negotiations" this index)

**GUIDANCE COUNSELOR**

Board contract with UMDNJ for crisis intervention therapists is valid exercise of managerial prerogative; no evidence of bad faith or interference with rights of guidance counselors or child study team members (94 N.J.A.R.2d (EDU) 301, Edison Twp. Education Assoc., de novo review by St. Bd. 94 N.J.A.R.2d (EDU) 592, aff'd App. Div. 96 N.J.A.R.2d (EDU) 463)

## **GUIDANCE COUNSELOR**

Guidance Counselor; petition was entitled to tenure in position where he served the requisite number of years, performed the duties of a guidance counselor and held the appropriate certification. This conclusion is not altered by the fact that the board never formally appointed petitioner to this position (97 N.J.A.R.2d (EDU) 531, Dudzinski, aff'd St. Bd. 97:Sept. 3)

N.J.S.A. 18A:46-25 does not authorize jointure commission to contract with participating board of education to provide guidance services to non-handicapped students. Colantoni v. Long Hill Bd. of Ed., 329 N.J. Super. 545 (App. Div. 2000) (aff'g St. Bd. decision 99:March 3 that reversed Commissioner decision 97:Jan. 23)

Petitioner's assignment to teach one algebra class per day (under his instructional certificate), while still maintaining his position as guidance counsel (under his educational services certificate) does not constitute a "transfer" from one position to another; particularly where petitioner remains in a full-time counseling position and has suffered no loss in status or pay (97 N.J.A.R.2d (EDU) 435, Kartan, rev'd St. Bd. 98:May 6)

## **GUIDELINES OF DEPARTMENT OF EDUCATION**

### **GUN FREE SCHOOL ZONE**

Federal Gun Free School Zone Act deemed unconstitutional. Made it a federal crime to possess a gun within 1000 feet of a school. Did not fall within Congressional authority to regulate interstate commerce. U.S. v. Lopez, 115 S.Ct. 1624 (1995)