

Dyer County Board of Education

Descriptor Term:

Resignation

Descriptor Code:

GB0

Board Approved:

10/2/19

Rescinds:

GB0

Board Approved:

8/20/96

1 A teacher shall give the director of schools notice of resignation at least thirty (30) days before the
2 effective date of the resignation. A teacher who fails to give such notice, in the absence of justifiable
3 extenuating circumstances, shall forfeit all tenure status. The Director of schools may waive the thirty
4 (30) days notice requirement and permit a teacher to resign in good standing.
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6 The conditions under which it is permissible to break a contract with the Board are as follows:
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- 8 1. The incapacity on the part of the teacher to perform the contract as evidenced by the certified
9 statement of a physician approved by the Director of schools;
- 10 2. The drafting of the teacher into military service by a selective service board; or
- 11 3. The release by the Director of schools of the teacher from the contract which the teacher has
12 entered into with the Board.
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16 Any teacher on leave shall notify the director of schools in writing at least thirty (30) days prior to the
17 date of return if the teacher does not intend to return to the position from which he/she has taken leave.
18 Failure to render such notice may be considered a breach of contract.²
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20 Upon a breach of contract, the board, upon a motion recorded in its minutes, may file a complaint with
21 the Commissioner and request the suspension of a teacher's certificate. After the Commissioner has
22 provided the teacher an opportunity for defense during a hearing, the Commissioner may suspend the
23 certificate for no less than thirty (30) and no more than three hundred sixty-five (365) days.³
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34 Legal References:

- 35 1. TCA 49-5-508.
- 36 2. TCA 49-5-706; TCA 49-5-411.
- 37 3. TCA 49-5-411.
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