

SCHOOL ETHICS COMMISSION	:	BEFORE THE
	:	SCHOOL ETHICS COMMISSION
v.	:	DOCKET NO. T10-05
STEPHEN CANDIO,	:	DECISION FOR FAILURE
Sussex County Charter School	;	TO ATTEND TRAINING
Board of Trustees	:	
Sussex County	:	
	:	

**WHEREAS**, the School Ethics Act, N.J.S.A. 18A:12-21 et. seq. was enacted by the New Jersey State Legislature to ensure and preserve public confidence in school board members and school administrators and to provide specific ethical standards to guide their conduct; and

**WHEREAS**, N.J.S.A. 18A:12-33 requires each newly elected or appointed board member to complete, during the first year of the member's first term, a training program offered by the New Jersey School Boards Association (NJSBA) regarding the skills and knowledge necessary to serve as a school board member or charter school trustee; and

**WHEREAS**, Stephen Candio was newly elected or appointed in May 2004 to a local school board or charter school board and therefore, had to until May 2005, to complete the training requirement; and

**WHEREAS**, the NJSBA mails correspondence to all new board members who have failed to register for or attend an orientation and did mail such correspondence to this board member on December 6, 2004 and February 10, 2005; and

**WHEREAS**, the NJSBA conducted seven training sessions between April 2004 and March 2005 at varying locations and continuously published the dates and times of the sessions in its publication, *School Board Notes*; and

**WHEREAS**, the last training session to fulfill the requirement was held on July 8-10, 2005; and

**WHEREAS**, the Commission issued an Order on August 22, 2005, directing Stephen Candio to Show Cause why he had not attended training up until that time; and

**WHEREAS**, Mr. Candio responded that the schedule for the training sessions conflicted with his prior professional and personal commitments and he is scheduled to attend training on March 4, 2006; and

**WHEREAS**, the Commission notified Mr. Candio that the Commission would discuss this matter at its September 27, 2005 meeting; and

**WHEREAS**, Mr. Candio has failed to attend the required training program for the one year allowed; and

**WHEREAS**, the Commission finds that his failure to attend board member training from April 2004 to March 2005 constitutes a clear violation of N.J.S.A. 18A:12-33; and

**WHEREAS**, the Commission finds that the appropriate penalty for the violation is suspension from the board if he fails to attend the NJSBA's October 25, 2005 training session and removal if he fails to attend the January 28, 2006 session;

**NOW THEREFORE BE IT RESOLVED** that the School Ethics Commission finds that Stephen Candio violated the N.J.S.A. 18A:12-33 of the School Ethics Act and recommends that the Commissioner of Education impose a penalty of suspension until January 28, 2006 if he fails to attend the October 25, 2005 training session and removal from the board if he fails to attend the January 28, 2006 session.

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Paul C. Garbarini, Chairman  
School Ethics Commission

Dated: September 27, 2005

I certify that the within Resolution was duly adopted by the School Ethics Commission at its Public Meeting on September 27, 2005.

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Lisa James-Beavers  
Executive Director

This matter shall be transmitted to the Commissioner of Education for action on the Commission's recommendation for sanction pursuant to N.J.S.A. 18A:12-29. Within thirteen (13) days from the date on which the Commission's decision was mailed to the parties, any party may file written comments on the recommended sanction with the Commissioner of Education, c/o Bureau of Controversies and Disputes, 100 Riverview Plaza, CN 500, Trenton, NJ 08625, marked "Attention: Comments on Ethics Commission Sanction." A copy of any comments filed must be sent to the School Ethics Commission and all other parties.