

Reprinted

FEB 19 1992

HOUSE FILE 2245
BY COMMITTEE ON EDUCATION

Place On Calendar

(SUCCESSOR TO HSB 507)

Passed House, Date 2/24/92 (p. 211) Passed Senate, Date 3/6/92 (p. 637)
Vote: Ayes 91 Nays 1 Vote: Ayes 46 Nays 0
Approved 3/12/92 (p. 528)

A BILL FOR

1 An Act relating to notification and determination dates for the
2 discontinuance of a school district administrator contract.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

HOUSE FILE 2245

H-5094

- 1 Amend House File 2245 as follows:
- 2 1. Page 2, by inserting after line 13 the
- 3 following:
- 4 "Sec. ____ . This Act, being deemed of immediate
- 5 importance, takes effect upon enactment."
- 6 2. Title page, line 2, by inserting after the
- 7 word "contract" the following: "and providing an
- 8 effective date".
- 9 3. By renumbering as necessary.

By WISSING of Scott

H-5094 FILED FEBRUARY 19, 1992

Adopted 2/24 (p. 311)

HF 2245

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1 Section 1. Section 279.24, unnumbered paragraphs 3, 5, and
2 7, Code 1991, are amended to read as follows:

3 Administrators employed in a school district for less than
4 two consecutive years are probationary administrators.
5 However, a school board may waive the probationary period for
6 any administrator who has previously served a probationary
7 period in another school district and the school board may
8 extend the probationary period for an additional year with the
9 consent of the administrator. If a school board determines
10 that it should terminate a probationary administrator's
11 contract, the school board shall notify the administrator not
12 later than ~~March-31~~ April 30 that the contract will not be
13 renewed beyond the current year. The notice shall be in
14 writing by letter, personally delivered, or mailed by
15 certified mail. The notification shall be complete when
16 received by the administrator. Within ten days after
17 receiving the notice, the administrator may request a private
18 conference with the school board to discuss the reasons for
19 termination. The school board's decision to terminate a
20 probationary administrator's contract shall be final unless
21 the termination was based upon an alleged violation of a
22 constitutionally guaranteed right of the administrator.

23 On or before ~~March-31~~ April 30, the administrator shall be
24 notified in writing by a letter personally delivered or mailed
25 by certified mail that the school board has voted to consider
26 termination of the contract. The notification shall be
27 complete when received by the administrator.

28 Within five days after receipt of the written notice that
29 the school board has voted to consider termination of the
30 contract, the administrator may request in writing to the
31 secretary of the school board that the notification be
32 forwarded to the board of educational examiners along with a
33 request that the board of educational examiners submit a list
34 of five qualified administrative law judges to the parties.
35 Within three days from receipt of the list the parties shall

1 select an administrative law judge by alternately removing a
2 name from the list until only one name remains. The person
3 whose name remains shall be the administrative law judge. The
4 parties shall determine by lot which party shall remove the
5 first name from the list. The hearing shall be held no sooner
6 than ten days and not later than thirty days following the
7 administrator's request unless the parties otherwise agree.
8 If the administrator does not request a hearing, the school
9 board, not later than ~~April~~ May 15, may determine the
10 continuance or discontinuance of the contract. School board
11 action shall be by majority roll call vote entered on the
12 minutes of the meeting. Notice of school board action shall
13 be personally delivered or mailed to the administrator.

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EXPLANATION

This bill changes the date for notification by a school board of the discontinuance of contracts for school district administrators from March 31 to April 30. In cases where the administrator does not request a hearing regarding the notification of contract termination, the bill changes the date on which the board may determine the continuance or discontinuance of the contract from April 15 to May 15.

Sen. Ed 2/26 To Pass 2/4 (p. 508)

HOUSE FILE 2245
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO HSB 507)

(As Amended and Passed by the House February 24, 1992)

Passed House, Date 2/24/92 (p. 311) Passed Senate, Date 3/6/92 (p. 637)
Vote: Ayes 91 Nays 1 Vote: Ayes 46 Nays 0
Approved 3/12/92 (p. 578)

A BILL FOR

1 An Act relating to notification and determination dates for the
2 discontinuance of a school district administrator contract and
3 providing an effective date.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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House Amendments _____

1 Section 1. Section 279.24, unnumbered paragraphs 3, 5, and
2 7, Code 1991, are amended to read as follows:

3 Administrators employed in a school district for less than
4 two consecutive years are probationary administrators.
5 However, a school board may waive the probationary period for
6 any administrator who has previously served a probationary
7 period in another school district and the school board may
8 extend the probationary period for an additional year with the
9 consent of the administrator. If a school board determines
10 that it should terminate a probationary administrator's
11 contract, the school board shall notify the administrator not
12 later than ~~March-31~~ April 30 that the contract will not be
13 renewed beyond the current year. The notice shall be in
14 writing by letter, personally delivered, or mailed by
15 certified mail. The notification shall be complete when
16 received by the administrator. Within ten days after
17 receiving the notice, the administrator may request a private
18 conference with the school board to discuss the reasons for
19 termination. The school board's decision to terminate a
20 probationary administrator's contract shall be final unless
21 the termination was based upon an alleged violation of a
22 constitutionally guaranteed right of the administrator.

23 On or before ~~March-31~~ April 30, the administrator shall be
24 notified in writing by a letter personally delivered or mailed
25 by certified mail that the school board has voted to consider
26 termination of the contract. The notification shall be
27 complete when received by the administrator.

28 Within five days after receipt of the written notice that
29 the school board has voted to consider termination of the
30 contract, the administrator may request in writing to the
31 secretary of the school board that the notification be
32 forwarded to the board of educational examiners along with a
33 request that the board of educational examiners submit a list
34 of five qualified administrative law judges to the parties.
35 Within three days from receipt of the list the parties shall

1 select an administrative law judge by alternately removing a
2 name from the list until only one name remains. The person
3 whose name remains shall be the administrative law judge. The
4 parties shall determine by lot which party shall remove the
5 first name from the list. The hearing shall be held no sooner
6 than ten days and not later than thirty days following the
7 administrator's request unless the parties otherwise agree.
8 If the administrator does not request a hearing, the school
9 board, not later than ~~April~~ May 15, may determine the
10 continuance or discontinuance of the contract. School board
11 action shall be by majority roll call vote entered on the
12 minutes of the meeting. Notice of school board action shall
13 be personally delivered or mailed to the administrator.

14 Sec. 2. This Act, being deemed of immediate importance,
15 takes effect upon enactment.

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EDUCATION

Now

HOUSE FILE 2245
BY (PROPOSED COMMITTEE ON
EDUCATION BILL BY
CHAIRPERSON OLLIE)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to notification and determination dates for the
2 discontinuance of a school district administrator contract.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SUB COMMITTEE ASSIGNMENTS
CHAIR: *Wessing*
COMMITTEE: *Education*
1-16-92

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 2 name from the list until only one name remains. The person
 3 whose name remains shall be the administrative law judge. The
 4 parties shall determine by lot which party shall remove the
 5 first name from the list. The hearing shall be held no sooner
 6 than ten days and not later than thirty days following the
 7 administrator's request unless the parties otherwise agree.
 8 If the administrator does not request a hearing, the school
 9 board, not later than ~~April~~ May 15, may determine the
 10 continuance or discontinuance of the contract. School board
 11 action shall be by majority roll call vote entered on the
 12 minutes of the meeting. Notice of school board action shall
 13 be personally delivered or mailed to the administrator.

EXPLANATION

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 15 This bill changes the date for notification by a school
 16 board of the discontinuance of contracts for school district
 17 administrators from March 31 to April 30. In cases where the
 18 administrator does not request a hearing regarding the noti-
 19 fication of contract termination, the bill changes the date on
 20 which the board may determine the continuance or discon-
 21 tinuance of the contract from April 15 to May 15.

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HOUSE FILE 2245

AN ACT

RELATING TO NOTIFICATION AND DETERMINATION DATES FOR THE DISCONTINUANCE OF A SCHOOL DISTRICT ADMINISTRATOR CONTRACT AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 279.24, unnumbered paragraphs 3, 5, and 7, Code 1991, are amended to read as follows:

Administrators employed in a school district for less than two consecutive years are probationary administrators. However, a school board may waive the probationary period for any administrator who has previously served a probationary period in another school district and the school board may extend the probationary period for an additional year with the consent of the administrator. If a school board determines that it should terminate a probationary administrator's contract, the school board shall notify the administrator not later than March-31 April 30 that the contract will not be

renewed beyond the current year. The notice shall be in writing by letter, personally delivered, or mailed by certified mail. The notification shall be complete when received by the administrator. Within ten days after receiving the notice, the administrator may request a private conference with the school board to discuss the reasons for termination. The school board's decision to terminate a probationary administrator's contract shall be final unless the termination was based upon an alleged violation of a constitutionally guaranteed right of the administrator.

On or before March-31 April 30, the administrator shall be notified in writing by a letter personally delivered or mailed by certified mail that the school board has voted to consider termination of the contract. The notification shall be complete when received by the administrator.

Within five days after receipt of the written notice that the school board has voted to consider termination of the contract, the administrator may request in writing to the secretary of the school board that the notification be forwarded to the board of educational examiners along with a request that the board of educational examiners submit a list of five qualified administrative law judges to the parties. Within three days from receipt of the list the parties shall select an administrative law judge by alternately removing a name from the list until only one name remains. The person whose name remains shall be the administrative law judge. The parties shall determine by lot which party shall remove the first name from the list. The hearing shall be held no sooner than ten days and not later than thirty days following the administrator's request unless the parties otherwise agree. If the administrator does not request a hearing, the school board, not later than April-30 May 15, may determine the continuance or discontinuance of the contract. School board action shall be by majority roll call vote entered on the minutes of the meeting. Notice of school board action shall be personally delivered or mailed to the administrator.

Sec. 2. This Act, being deemed of immediate importance, takes effect upon enactment.

ROBERT C. ARNOULD
Speaker of the House

MICHAEL E. GRONSTAL
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2245, Seventy-fourth General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

Approved 3/12, 1992

TERRY E. BRANSTAD
Governor