

(P. 396) 2/23/93 Motion to R/c Passage by  
Bues, Dodson  
(P. 454) 3/2/93 Motion to R/c Prevailed  
(P. 510) 3-4-93 Committee - Education  
(P. 107) 4-2-93  
HOUSE FILE 104

FEB 3 1993

BY COMMITTEE ON EDUCATION

Place On Calendar

(SUCCESSOR TO HF 12)

(P. 392)  
Passed House, Date 2/23/93 Passed Senate, Date 3/2/93  
Vote: Ayes 87 Nays 9 Vote: Ayes 95 Nays 0  
Approved April 22, 1993

A BILL FOR

- 1 An Act relating to the employment of administrators by school
- 2 districts and area education agencies.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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HF 104

1 Section 1. Section 279.21, Code 1993, is amended by adding  
2 the following new unnumbered paragraph:

3 NEW UNNUMBERED PARAGRAPH. For purposes of this section and  
4 sections 279.23, 279.23A, 279.24, and 279.25, the term  
5 "principal" includes school principals, associate principals,  
6 and assistant principals.

7 Sec. 2. Section 279.23, subsection 1, and unnumbered  
8 paragraph 3, Code 1993, are amended to read as follows:

9 1. The term of employment which for all administrators  
10 except for superintendents may be a term of up to two years.  
11 Superintendents may be employed under section 279.20 for a  
12 term not to exceed three years.

13 An Except as otherwise specifically provided, an  
14 administrator's contract shall be governed by the provisions  
15 of this section and sections 279.23A, 279.24, and 279.25 and  
16 not by section 279.13. For purposes of this section and  
17 sections 279.23A, 279.24, and 279.25, the term "administrator"  
18 includes school superintendents, assistant superintendents,  
19 educational directors employed by school districts for grades  
20 kindergarten through twelve, educational directors employed by  
21 area education agencies under chapter 273, principals,  
22 assistant principals, and other certified school supervisors  
23 employed by school districts for grades kindergarten through  
24 twelve as defined under section 20.4, and other certified  
25 school supervisors employed by area education agencies under  
26 chapter 273.

27 Sec. 3. Section 279.24, unnumbered paragraph 1, Code 1993,  
28 is amended to read as follows:

29 An administrator's contract shall remain in force and  
30 effect for the period stated in the contract. The contract,  
31 for an indefinite period of time, shall be automatically  
32 continued in force and effect for one-year additional one-year  
33 periods beyond the end of its original term, except as and  
34 until the contract is modified or terminated by mutual  
35 agreement of the board of directors and the administrator, or

1 until terminated as hereinafter provided by this section.

2 EXPLANATION

3 Section 1 of this bill defines the term principal, for  
4 purposes of employment by a school district, as including  
5 associate and assistant principals in addition to regular  
6 school principals.

7 Section 2 of the bill relates to the content of  
8 administrator contracts. The length of a regular school  
9 administrator's term under a contract is to be up to two  
10 years. The length of a superintendent's contract is to be up  
11 to three years. This section also provides that the  
12 definition of the term administrator includes educational  
13 directors and other certified school supervisors employed by  
14 both schools and area education agencies.

15 Section 3 of the bill provides for the automatic renewal or  
16 continuation of school district administrator contracts for  
17 additional one-year periods beyond the original term, unless  
18 the contract is modified or terminated by mutual agreement of  
19 the administrator and the board of directors of the school  
20 district.

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HOUSE FILE 104

H-3141

1 Amend House File 104 as follows:

2 1. Page 1, lines 30 and 31, by striking the words  
3 "contract, for an indefinite period of time," and  
4 inserting the following: "contract".

5 2. Page 2, by inserting after line 1 the  
6 following:

7 "Sec. \_\_\_\_ . Section 279.24, Code 1993, is amended  
8 by adding the following new unnumbered paragraph after  
9 unnumbered paragraph 1:

10 NEW UNNUMBERED PARAGRAPH. If the board of  
11 directors is considering termination of an  
12 administrator's contract, prior to any formal action,  
13 the board may arrange to meet in closed session, in  
14 accordance with the provisions of section 21.5, with  
15 the administrator and the administrator's  
16 representative. The board shall review the  
17 administrator's evaluation, review the reasons for  
18 nonrenewal, and give the administrator an opportunity  
19 to respond. If, following the closed session, the  
20 board of directors and the administrator are unable to  
21 mutually agree to a modification or termination of the  
22 administrator's contract, or the board of directors  
23 and the administrator are unable to mutually agree to  
24 enter into a one-year nonrenewable contract, the board  
25 of directors shall follow the procedures in this  
26 section."

By GRIES of Crawford  
NEUHAUSER of Johnson

DODERER of Johnson  
GRUBBS of Scott

H-3141 FILED FEBRUARY 25, 1993

(P. 455) adopted 3/2/93

HOUSE FILE 104

H-3069

1 Amend House File 104 as follows:

2 1. Page 1, lines 30 and 31, by striking the words  
3 "contract, for an indefinite period of time," and  
4 inserting the following: "contract".

5 2. Page 2, by inserting after line 1 the  
6 following:

7 "Sec. \_\_\_\_ . Section 279.24, Code 1993, is amended  
8 by adding the following new unnumbered paragraph after  
9 unnumbered paragraph 1:

10 NEW UNNUMBERED PARAGRAPH. If the board of  
11 directors is considering termination of an  
12 administrator's contract, prior to any formal action,  
13 the board shall arrange to meet in private session  
14 with the administrator and the administrator's  
15 representative. The board shall review the  
16 administrator's evaluation, review the reasons for  
17 nonrenewal, and give the administrator an opportunity  
18 to respond. If, following the private session, the  
19 board of directors and the administrator are unable to  
20 mutually agree to a modification or termination of the  
21 administrator's contract, or the board of directors  
22 and the administrator are unable to mutually agree to  
23 enter into a one-year nonrenewable contract, the board  
24 of directors shall follow the procedures in this  
25 section."

By IVERSON of Wright  
GRIES of Crawford

H-3069 FILED FEBRUARY 16, 1993

(P. 392) adopted 2/23/93

(P. 454) 2/2/93 Martin to R/c

H. 3069 Now Withdrawn

HOUSE FILE 104  
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO HF 12)

(As Amended and Passed by the House March 2, 1993)

Passed House, Date \_\_\_\_\_ Passed Senate, Date <sup>(P.1176)</sup> 4-15-93  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes 48 Nays 0  
Approved April 22, 1993

**A BILL FOR**

1 An Act relating to the employment of administrators by school  
2 districts and area education agencies.

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

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House Amendments \_\_\_\_\_

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1 Section 1. Section 279.21, Code 1993, is amended by adding  
2 the following new unnumbered paragraph:

3 NEW UNNUMBERED PARAGRAPH. For purposes of this section and  
4 sections 279.23, 279.23A, 279.24, and 279.25, the term  
5 "principal" includes school principals, associate principals,  
6 and assistant principals.

7 Sec. 2. Section 279.23, subsection 1, and unnumbered  
8 paragraph 3, Code 1993, are amended to read as follows:

9 1. The term of employment which for all administrators  
10 except for superintendents may be a term of up to two years.  
11 Superintendents may be employed under section 279.20 for a  
12 term not to exceed three years.

13 An Except as otherwise specifically provided, an  
14 administrator's contract shall be governed by the provisions  
15 of this section and sections 279.23A, 279.24, and 279.25 and  
16 not by section 279.13. For purposes of this section and  
17 sections 279.23A, 279.24, and 279.25, the term "administrator"  
18 includes school superintendents, assistant superintendents,  
19 educational directors employed by school districts for grades  
20 kindergarten through twelve, educational directors employed by  
21 area education agencies under chapter 273, principals,  
22 assistant principals, and other certified school supervisors  
23 employed by school districts for grades kindergarten through  
24 twelve as defined under section 20.4, and other certified  
25 school supervisors employed by area education agencies under  
26 chapter 273.

27 Sec. 3. Section 279.24, unnumbered paragraph 1, Code 1993,  
28 is amended to read as follows:

29 An administrator's contract shall remain in force and  
30 effect for the period stated in the contract. The contract  
31 shall be automatically continued in force and effect for one  
32 year additional one-year periods beyond the end of its  
33 original term, except as and until the contract is modified or  
34 terminated by mutual agreement of the board of directors and  
35 the administrator, or until terminated as hereinafter provided

1 by this section.

2 Sec. 4. Section 279.24, Code 1993, is amended by adding  
3 the following new unnumbered paragraph after unnumbered  
4 paragraph 1:

5 NEW UNNUMBERED PARAGRAPH. If the board of directors is  
6 considering termination of an administrator's contract, prior  
7 to any formal action, the board may arrange to meet in closed  
8 session, in accordance with the provisions of section 21.5,  
9 with the administrator and the administrator's representative.  
10 The board shall review the administrator's evaluation, review  
11 the reasons for nonrenewal, and give the administrator an  
12 opportunity to respond. If, following the closed session, the  
13 board of directors and the administrator are unable to  
14 mutually agree to a modification or termination of the  
15 administrator's contract, or the board of directors and the  
16 administrator are unable to mutually agree to enter into a  
17 one-year nonrenewable contract, the board of directors shall  
18 follow the procedures in this section.

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HOUSE FILE 104

AN ACT

RELATING TO THE EMPLOYMENT OF ADMINISTRATORS BY SCHOOL DISTRICTS  
AND AREA EDUCATION AGENCIES.

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

Section 1. Section 279.21, Code 1993, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. For purposes of this section and sections 279.23, 279.23A, 279.24, and 279.25, the term "principal" includes school principals, associate principals, and assistant principals.

Sec. 2. Section 279.23, subsection 1, and unnumbered paragraph 3, Code 1993, are amended to read as follows:

1. The term of employment which for all administrators except for superintendents may be a term of up to two years. Superintendents may be employed under section 279.20 for a term not to exceed three years.

An Except as otherwise specifically provided, an administrator's contract shall be governed by the provisions of this section and sections 279.23A, 279.24, and 279.25 and

not by section 279.13. For purposes of this section and sections 279.23A, 279.24, and 279.25, the term "administrator" includes school superintendents, assistant superintendents, educational directors employed by school districts for grades kindergarten through twelve, educational directors employed by area education agencies under chapter 273, principals, assistant principals, and other certified school supervisors employed by school districts for grades kindergarten through twelve as defined under section 20.4, and other certified school supervisors employed by area education agencies under chapter 273.

Sec. 3. Section 279.24, unnumbered paragraph 1, Code 1993, is amended to read as follows:

An administrator's contract shall remain in force and effect for the period stated in the contract. The contract shall be automatically continued in force and effect for one year additional one-year periods beyond the end of its original term, except as and until the contract is modified or terminated by mutual agreement of the board of directors and the administrator, or until terminated as hereinafter provided by this section.

Sec. 4. Section 279.24, Code 1993, is amended by adding the following new unnumbered paragraph after unnumbered paragraph 1:

NEW UNNUMBERED PARAGRAPH. If the board of directors is considering termination of an administrator's contract, prior to any formal action, the board may arrange to meet in closed session, in accordance with the provisions of section 21.5, with the administrator and the administrator's representative. The board shall review the administrator's evaluation, review the reasons for nonrenewal, and give the administrator an opportunity to respond. If, following the closed session, the board of directors and the administrator are unable to mutually agree to a modification or termination of the administrator's contract, or the board of directors and the

administrator are unable to mutually agree to enter into a one-year nonrenewable contract, the board of directors shall follow the procedures in this section.

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HAROLD VAN MAANEN  
Speaker of the House

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LEONARD L. BOSWELL  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 104, Seventy-fifth General Assembly.

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ELIZABETH ISAACSON  
Chief Clerk of the House

Approved April 22, 1993

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TERRY E. BRANSTAD  
Governor