

EDUCATION  
FILED FEB 28 '0

SENATE FILE 310  
BY REDFERN

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to community college faculty members by exempting  
2 certain community college faculty members from the  
3 practitioner licensure requirements and providing for tenure  
4 policies and time limits for tenure determinations.

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

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SF 310  
EDUCATION

1 Section 1. Section 260C.14, subsection 3, Code 2001, is  
2 amended to read as follows:

3 3. Have the powers and duties with respect to community  
4 colleges, not otherwise provided in this chapter, which are  
5 prescribed for boards of directors of local school districts  
6 by chapter 279 except that the board of directors is not  
7 required to prohibit the use of tobacco and the use or  
8 possession of alcoholic liquor or beer by any student of legal  
9 age under the provisions of section 279.9. Notwithstanding  
10 the provisions of chapter 279, the board shall also develop  
11 and implement, in consultation with appropriate faculty  
12 representatives, tenure policies that, among other things,  
13 provide that faculty members who possess a permanent license  
14 issued under chapter 272 and who have been employed by the  
15 community college for not less than three years, shall be  
16 considered permanent, or tenured, employees. Tenure for any  
17 full-time faculty member shall be determined by the end of the  
18 faculty member's fifth consecutive year of employment.

19 Sec. 2. Section 272.1, subsection 11, Code 2001, is  
20 amended to read as follows:

21 11. "School" means a school under section 280.2, a  
22 ~~community-college~~, an area education agency, and a school  
23 operated by a state agency for special purposes.

24 Sec. 3. Section 272.3, subsection 5, Code 2001, is amended  
25 by striking the subsection.

26 Sec. 4. NEW SECTION. 272.15 COMMUNITY COLLEGE LICENSURE  
27 REQUIREMENT -- EXEMPTION.

28 Effective July 1, 2002, community college faculty members  
29 employed by a community college to teach a postsecondary-level  
30 curriculum, or for remediation purposes at the postsecondary  
31 level, are exempt from the licensing requirements of this  
32 chapter. However, an individual employed by a community  
33 college to teach a secondary-level curriculum under the  
34 provisions of section 256.7, subsection 7, or under a  
35 supplementary weighting plan pursuant to section 257.11,

1 subsection 3, shall be considered a teacher for purposes of  
2 this chapter.

3 Sec. 5. Section 272.33, unnumbered paragraph 1, Code 2001,  
4 is amended to read as follows:

5 In addition to licenses required under rules adopted  
6 pursuant to this chapter, an individual employed as an  
7 administrator, supervisor, school service person, or teacher  
8 by a school district, or area education agency, ~~or community~~  
9 ~~college~~, who conducts evaluations of the performance of  
10 individuals holding licenses under this chapter, shall possess  
11 an evaluator license or an evaluator endorsement appearing on  
12 a teaching or administrative license. ~~Individuals employed in~~  
13 ~~community colleges who do not directly supervise licensed~~  
14 ~~teaching faculty are exempt from this section.~~

15 EXPLANATION

16 This bill exempts community college faculty members who are  
17 employed to teach a postsecondary-level curriculum, or who are  
18 employed for remediation purposes at the postsecondary level,  
19 from the licensing requirements administered by the board of  
20 educational examiners. However, the bill provides that an  
21 individual employed by a community college to teach a  
22 secondary-level curriculum under a sharing agreement or via  
23 the Iowa communications network must be licensed by the board  
24 of educational examiners. The bill also directs the board of  
25 directors of a community college to develop and implement  
26 tenure policies and provides time limits for tenure  
27 determinations.

28 The Code defines "school" for practitioner licensing  
29 purposes. The bill strikes community colleges from the  
30 institutions listed under that definition. The bill also  
31 strikes community colleges from the Code provision that  
32 requires an individual who conducts evaluations of licensed  
33 practitioners to possess an evaluator license or an evaluator  
34 endorsement on the individual's license.

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