



February 16, 2011

## SENATE BILL No. 294

DIGEST OF SB 294 (Updated February 9, 2011 8:02 pm - DI 71)

**Citations Affected:** IC 20-28.

**Synopsis:** Probationary teacher contracts. Requires the state superintendent of public instruction to develop a form for a probationary teacher's contract. Provides that a school corporation shall hire a teacher who has not previously taught for the school corporation while holding at least an initial practitioner's license on a probationary contract. Specifies the term of a probationary contract is 60 days and requires an evaluation of the probationary teacher by the principal after 30 days, followed by a meeting between the teacher and the principal, with a written report of the evaluation and meeting provided to the superintendent and the probationary teacher. Requires the superintendent to give notice, after the evaluation, to the probationary teacher of the possible termination of the probationary teacher's contract, if necessary. Provides that after 60 days, the school corporation may terminate the probationary teacher's employment or enter into a regular teacher's contract with the probationary teacher. Provides that a probationary teacher whose contract is terminated is not entitled to the due process of a permanent or semipermanent teacher.

**Effective:** July 1, 2011.

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**Holdman, Kruse, Banks, Yoder,  
Schneider, Tomes, Grooms, Smith J**

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January 6, 2011, read first time and referred to Committee on Education and Career Development.  
February 15, 2011, amended, reported favorably — Do Pass.

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SB 294—LS 6496/DI 71+



February 16, 2011

First Regular Session 117th General Assembly (2011)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2010 Regular Session of the General Assembly.

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## SENATE BILL No. 294

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A BILL FOR AN ACT to amend the Indiana Code concerning education.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 20-28-6-3, AS AMENDED BY P.L.2-2006,  
2 SECTION 137, IS AMENDED TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2011]: Sec. 3. The state superintendent shall do  
4 the following:
- 5 (1) Prescribe the following forms:
    - 6 (A) The uniform teacher's contract in the following alternate  
7 forms:
      - 8 (i) The regular teacher's contract.
      - 9 (ii) The temporary teacher's contract.
      - 10 **(iii) The probationary teacher's contract.**
    - 11 (B) The supplemental service teacher's contract.
  - 12 (2) Furnish each school corporation with the forms.
  - 13 (3) Require each school corporation to include in the school  
14 corporation's semiannual report on ADA a statement that the  
15 school corporation is in compliance with IC 20-28-5-2, sections  
16 4 through 7 of this chapter, IC 20-28-9-7, and IC 20-28-9-8.
- 17 SECTION 2. IC 20-28-6-11 IS ADDED TO THE INDIANA CODE

SB 294—LS 6496/DI 71+



1 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 2 1, 2011]: **Sec. 11. (a) A school corporation shall require an**  
 3 **individual who:**  
 4 (1) **is hired to serve under a contract as a teacher in the school**  
 5 **corporation; and**  
 6 (2) **has not yet provided any student instruction as a teacher**  
 7 **with at least an initial practitioner's license for the school**  
 8 **corporation;**  
 9 **to sign a probationary teacher's contract under this section.**  
 10 (b) **The length of a probationary teacher's contract is sixty (60)**  
 11 **days. The principal of the school in which a probationary teacher**  
 12 **teaches must:**  
 13 (1) **conduct an evaluation of the probationary teacher after**  
 14 **thirty (30) days;**  
 15 (2) **meet with the probationary teacher to discuss the**  
 16 **principal's evaluation, allowing the teacher to provide**  
 17 **relevant information; and**  
 18 (3) **provide a written report of the evaluation and meeting to**  
 19 **the superintendent and the probationary teacher.**  
 20 (c) **After the superintendent receives a written report under**  
 21 **subsection (b), the superintendent shall give notice to the**  
 22 **probationary teacher of the possible termination of the**  
 23 **probationary teacher's employment at the end of the probationary**  
 24 **period.**  
 25 (d) **When a probationary teacher's contract expires, a school**  
 26 **corporation may:**  
 27 (1) **terminate the probationary teacher's employment with the**  
 28 **school corporation; or**  
 29 (2) **enter into a regular teacher's contract with the**  
 30 **probationary teacher.**  
 31 (e) **A teacher whose probationary contract is terminated under**  
 32 **this section is not entitled to further process under IC 20-28-7.**

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COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 294, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 2, delete "may" and insert "**shall**".

Page 2, line 6, after "instruction" insert "**as a teacher with at least an initial practitioner's license**".

Page 2, line 11, after "must" insert "**(1)**".

Page 2, line 12, after "days" insert ";

**(2) meet with the probationary teacher to discuss the principal's evaluation, allowing the teacher to provide relevant information;**".

Page 2, line 12, after "and" begin a new line block indented and insert:

**"(3)**".

Page 2, line 12, after "evaluation" insert "**and meeting**".

and when so amended that said bill do pass.

(Reference is to SB 294 as introduced.)

KRUSE, Chairperson

Committee Vote: Yeas 7, Nays 0.

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