

Adopted	Rejected
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COMMITTEE REPORT

YES:	8
NO:	3

MR. SPEAKER:

*Your Committee on Education, to which was referred House Bill 1205, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

1 Page 1, delete lines 1 through 10, begin a new paragraph and insert:
2 "SECTION 1. IC 20-26-5-4.3 IS ADDED TO THE INDIANA
3 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
4 [EFFECTIVE JULY 1, 2012]: **Sec. 4.3. (a) On or before the earlier**
5 **of:**
6 **(1) the date the governing body and a candidate for**
7 **superintendent declare an intent to enter into an employment**
8 **contract; or**
9 **(2) the date that is seven (7) days before an employment**
10 **contract is entered into by a governing body and a school**
11 **superintendent;**
12 **the governing body shall hold a public meeting on the proposed**
13 **contract at which public testimony is heard.**
14 **(b) Notice of the meeting on the proposed contract shall be given**
15 **in accordance with IC 5-3-1 and posted on the school corporation's**
16 **Internet web site."**

1 Page 2, after line 1, begin a new paragraph and insert:

2 **"(d) A governing body shall post the provisions of an**
 3 **employment contract that the governing body enters into with a**
 4 **superintendent of the school corporation on the school**
 5 **corporation's Internet web site.**

6 SECTION 2. IC 20-26-5-4.7 IS ADDED TO THE INDIANA CODE
 7 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 8 1, 2012]: **Sec. 4.7. (a) This section does not apply to a:**

- 9 **(1) superintendent of a school corporation; or**
 10 **(2) certificated employee (as defined in IC 20-29-2-4) that is**
 11 **represented by an exclusive representative (as defined in**
 12 **IC 20-29-2-9) under IC 20-29.**

13 **(b) The superintendent shall post the provisions of an**
 14 **employment contract that the school corporation enters into with**
 15 **a certificated employee on the school corporation's Internet web**
 16 **site.**

17 SECTION 3. IC 20-28-8-6, AS ADDED BY P.L.1-2005, SECTION
 18 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
 19 2012]: **Sec. 6. A contract entered into by a governing body and its**
 20 **superintendent is subject to the following conditions:**

21 **(1) The basic contract must be in the form of the regular teacher's**
 22 **contract.**

23 **(2) If the contract: ~~must be for:~~**

24 **(A) is entered into before July 1, 2012, the contract must**
 25 **have a term of at least thirty-six (36) months; or**

26 **(B) is entered into after June 30, 2012, the contract may**
 27 **not have a term that exceeds twenty-four (24) months.**

28 **(3) The contract may be altered or rescinded for a new one at any**
 29 **time by mutual consent of the governing body and the**
 30 **superintendent. The consent of both parties must be in writing and**
 31 **must be expressed in a manner consistent with this section and**
 32 **sections 7 through 8 of this chapter.**

33 **(4) The rights of a superintendent as a teacher under any other law**
 34 **are not affected by the contract.**

35 SECTION 4. IC 20-29-6-19 IS ADDED TO THE INDIANA CODE
 36 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 37 1, 2012]: **Sec. 19. Not later than fourteen (14) business days after**
 38 **the parties have reached an agreement under this chapter, the**

- 1 **school employer shall post the contract upon which the parties**
- 2 **have agreed on the school employer's Internet web site."**

(Reference is to HB 1205 as introduced.)

and when so amended that said bill do pass.

Representative Behning