

Hall of the House of Representatives
87th General Assembly - Regular Session, 2009
Amendment Form

Subtitle of House Bill No. 1921

"TO AMEND THE PUBLIC SCHOOL EMPLOYEE FAIR HEARING ACT."

Amendment No. 1 to House Bill No. 1921.

Amend House Bill No. 1921 as originally introduced:

Page 1, delete lines 20 and 21 and substitute:

“SECTION 1. Arkansas Code § 6-17-1702 is amended to read as follows:
6-17-1702. Definitions.

As used in this subchapter:

(1) “Employee” shall mean any person employed by a school district under a written annual contract, who is not required to have a teaching ~~certificate~~ license issued by the Department of Education as a condition of employment;

(2) “Full-time employee” means any employee who is contracted to work at least twenty (20) hours per week; ~~and~~

(3) “Nonprobationary employee” means an employee who has completed three (3) successive years of employment in any one (1) school district in this state. However, when a nonprobationary employee begins employment at a new school district, the employing school district by a majority vote of its board of directors may provide for one (1) additional year of probationary status for that particular employee, the same being the employee’s first year of employment with that district; and

~~(3)~~(4) “Probationary employee” means an employee who:

(A) ~~has~~ Has not completed one (1) year of employment in the school district in which he is employed. Provided that at least thirty (30) days prior to the completion of an employee’s probationary period, the superintendent of schools may recommend and the board of directors may vote that one (1) additional year of probation is necessary for an employee three (3) successive years of employment in any one (1) school district in this state; or

(B) Having completed three (3) successive years of employment in any one (1) school district in this state, begins employment at a new school district and the employing school district, by a majority vote of its board of directors, provides for one (1) additional year of probationary status for that employee, the same being the employee’s first year of employment with that district.



SECTION 2. Arkansas Code § 6-17-1703 is amended to read as follows:"

AND

Page 1, line 25, delete "nonprobationary" and substitute "~~nonprobationary~~"

AND

Page 1, line 31, delete "nonprobationary" entirely

AND

Page 2, delete lines 5 through 8 and substitute:

"subchapter shall include a statement of the ~~reasons for the proposed termination or nonrenewal~~ grounds for the recommendation, setting forth the grounds in separately numbered paragraphs so a reasonable employee can prepare a defense."

AND

Page 2, line 13, delete "nonprobationary" and substitute "~~nonprobationary~~"

AND

Page 2, delete lines 31 through 34 and substitute:

"(1) ~~include a~~ Include a statement of ~~reasons for the suspension~~ the grounds for the recommendation, setting forth the grounds in separately numbered paragraphs so a reasonable employee can prepare a defense;"

AND

Page 4, delete lines 30 and 31 and substitute:

"(1) If there is a reduction in force that cannot be accomplished through attrition and requires a layoff;"

AND

Page 6, line 2, delete "all provisions" and substitute "the provisions"

AND

Appropriately renumber the sections of the bill

The Amendment was read _____
By: Representative Nix
JSE/JSE - 03-20-2009 09:19 _____
JSE289 Chief Clerk