

1.1 A bill for an act

1.2 relating to education; removing obsolete and unneeded mandates; amending
1.3 Minnesota Statutes 2008, section 123B.143, subdivision 1; repealing Minnesota
1.4 Statutes 2008, sections 120B.39; 122A.628; 122A.75.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2008, section 123B.143, subdivision 1, is amended to
1.7 read:

1.8 Subdivision 1. **Contract; duties.** All districts maintaining a classified secondary
1.9 school must employ a superintendent who shall be an ex officio nonvoting member of the
1.10 school board. The authority for selection and employment of a superintendent must be
1.11 vested in the board in all cases. An individual employed by a board as a superintendent
1.12 shall have an initial employment contract for a period of time no longer than three years
1.13 from the date of employment. Any subsequent employment contract must not exceed a
1.14 period of three years. A board, at its discretion, may or may not renew an employment
1.15 contract. A board must not, by action or inaction, extend the duration of an existing
1.16 employment contract. Beginning 365 days prior to the expiration date of an existing
1.17 employment contract, a board may negotiate and enter into a subsequent employment
1.18 contract to take effect upon the expiration of the existing contract. A subsequent contract
1.19 must be contingent upon the employee completing the terms of an existing contract. If a
1.20 contract between a board and a superintendent is terminated prior to the date specified in
1.21 the contract, the board may not enter into another superintendent contract with that same
1.22 individual that has a term that extends beyond the date specified in the terminated contract.
1.23 A board may terminate a superintendent during the term of an employment contract for any
1.24 of the grounds specified in section 122A.40, subdivision 9 or 13. A superintendent shall

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2.1 not rely upon an employment contract with a board to assert any other continuing contract
2.2 rights in the position of superintendent under section 122A.40. Notwithstanding the
2.3 provisions of sections 122A.40, subdivision 10 or 11, 123A.32, 123A.75, or any other law
2.4 to the contrary, no individual shall have a right to employment as a superintendent based
2.5 on order of employment in any district. If two or more districts enter into an agreement for
2.6 the purchase or sharing of the services of a superintendent, the contracting districts have
2.7 the absolute right to select one of the individuals employed to serve as superintendent
2.8 in one of the contracting districts and no individual has a right to employment as the
2.9 superintendent to provide all or part of the services based on order of employment in a
2.10 contracting district. The superintendent of a district shall perform the following:

- 2.11 (1) visit and supervise the schools in the district, report and make recommendations
2.12 about their condition when advisable or on request by the board;
- 2.13 (2) recommend to the board employment and dismissal of teachers;
- 2.14 (3) superintend school grading practices and examinations for promotions;
- 2.15 (4) make reports required by the commissioner; and
- 2.16 (5) ~~by January 10, submit an annual report to the commissioner in a manner~~
2.17 ~~prescribed by the commissioner, in consultation with school districts, identifying the~~
2.18 ~~expenditures that the district requires to ensure an 80 percent student passage rate on~~
2.19 ~~the MCA-IIs taken in the eighth grade, identifying the highest student passage rate the~~
2.20 ~~district expects it will be able to attain on the MCA-IIs by grade 12, and the amount of~~
2.21 ~~expenditures that the district requires to attain the targeted student passage rate; and~~
2.22 ~~(6)~~ perform other duties prescribed by the board.

2.23 **EFFECTIVE DATE.** This section is effective the day following final enactment
2.24 and applies to the 2009-2010 school year and later.

2.25 Sec. 2. **REPEALER.**

2.26 Minnesota Statutes 2008, sections 120B.39; 122A.628; and 122A.75, are repealed.

2.27 **EFFECTIVE DATE.** This section is effective the day following final enactment.

120B.39 UNIFORM FORMS FOR STATE EXAMINATIONS; COMMISSIONER.

Upon the request of any superintendent of any public or private school teaching high school courses in the state, the commissioner shall designate or prepare uniform forms for state examinations in each high school subject during the month of May of each year; the request shall be in writing and delivered to the commissioner before January 1 of that year.

122A.628 SCHOOLS MENTORING SCHOOLS REGIONAL SITES.

Subdivision 1. **Program.** The commissioner of education shall select up to four school districts, or partnerships of school districts, for the purpose of assisting other school districts in the region with the development of thorough and effective teacher mentoring programs. The commissioner shall use geographic balance and proven teacher induction programs as criteria when selecting the sites. One site must include the Brainerd teacher support system, which has been cited by the Minnesota Board of Teaching as a model program and was one of only six programs in the nation to be recognized for the 2004 NEA-Saturn/UAW partnership award. The sites shall be known as schools mentoring schools regional sites.

The sites shall provide high quality mentoring assistance programs and services to other nearby school districts for the development of effective systems of support for new teachers. The sites shall offer coaching/mentor training, in-class observation training, and train-the-teacher opportunities for teams of participating teachers. The sites shall use their recognized experience and methods to equip schools to work with their own new and beginning teachers. The commissioner shall review and report annually to the legislature on the operation of each training center.

Subd. 2. **Revenue.** A school district that is selected to participate in the schools mentoring schools program under this section may utilize its professional compensation revenue under section 122A.414, subdivision 4, to pay regional training sites for staff development and training services.

122A.75 ADMINISTRATORS ACADEMY.

Subdivision 1. **Services.** An Administrators Academy is established. The academy shall provide at least the following services:

- (1) an administrator assessment that results in an individual professional development plan;
- (2) research and development assistance that provides current research and data of interest to administrators; and
- (3) brokerage assistance to provide services and resources to help administrators with needs identified in their individual professional development plan.

Subd. 2. **Governance.** The commissioner of education shall appoint a 17-member committee to govern the Administrators Academy. Eight members must be from among administrators who are receiving or have received the services of the academy. In addition, a representative of each of the following organizations: Minnesota Department of Education, Minnesota Association of School Administrators, Minnesota elementary school principals, Minnesota secondary school principals, University of Minnesota, state university system, and a representative from the private colleges must be appointed by the organization each represents. Parents and teachers shall also have representation on the governing board.