

1 HB285
2 145829-2
3 By Representative Merrill
4 RFD: Education Policy
5 First Read: 14-FEB-13

1 ENGROSSED

2
3
4 A BILL
5 TO BE ENTITLED
6 AN ACT
7

8 To amend Section 16-22-15, Code of Alabama 1975,
9 relating to the posting of personnel vacancies by local boards
10 of education; to decrease the time for posting when school is
11 in session from not less than seven to not less than three
12 school days before the position is to be filled, and for all
13 supervisory, managerial, or otherwise newly created position
14 vacancies, from at least 14 to at least seven school days
15 before the position is to be filled.

16 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

17 Section 1. Section 16-22-15 of the Code of Alabama
18 1975, is amended to read as follows:

19 "§16-22-15.

20 "(a) For the purposes of this section, the following
21 words shall have the following meanings:

22 "(1) BOARD OF EDUCATION or BOARD. All public county
23 and city boards of education; the Board of Trustees of the
24 Alabama Institute for Deaf and Blind; the Alabama Youth
25 Services Department School Board in its capacity as the Board
26 of Education for the Youth Services School District; the Board
27 of Directors of the Alabama School of Fine Arts; the Board of

1 Trustees of the Alabama High School of Mathematics and
2 Science; and the State Board of Education as applied to
3 two-year postsecondary education institutions.

4 "(2) EXECUTIVE OFFICER. The superintendent of any
5 public county or city school system; the President of the
6 Alabama Institute for Deaf and Blind; the president of any
7 two-year school or college under the auspices of the State
8 Board of Education; the Executive Director of the Alabama
9 School of Fine Arts; the Superintendent of the Department of
10 Youth Services School District; and the Executive Director of
11 the Alabama High School of Mathematics and Science.

12 "(3) EMPLOYEES. Employees or personnel of the board
13 except for the following:

14 "a. Those employees covered under the Alabama state
15 Merit System.

16 "b. Those employees of the Alabama Institute for
17 Deaf and Blind who work for the Alabama Industries for the
18 Blind and those satellite employees at its regional centers.

19 "(b) Each board of education, through its executive
20 officer, shall post a notice of vacancy for each vacant
21 personnel position. The notice shall be posted in a
22 conspicuous place at each school campus and worksite at least
23 14 calendar days before the position is to be filled. The
24 notice shall include, but not necessarily be limited to, all
25 of the following:

26 "(1) Job description and title.

27 "(2) Required qualifications.

1 "(3) Salary schedule and amount.

2 "(4) Information on where to submit an application.

3 "(5) Information on any deadlines for applying.

4 "(6) Any other relevant information.

5 "(c) If a personnel vacancy occurs during the time
6 when the schools are in session, the vacancy notice shall be
7 posted not less than ~~seven~~ three ~~calendar~~ school days before
8 the position is to be filled. All vacancies involving jobs
9 which are supervisory, managerial, or otherwise newly created
10 positions shall nevertheless require posting notices of at
11 least ~~14~~ seven ~~calendar~~ school days.

12 "(d) The board may adopt or continue policies which
13 are not inconsistent with this section. The board may adopt
14 policies to ensure the safety and welfare of its students
15 during dire emergency situations, but the posting of a vacancy
16 notice as required in this section shall not be abridged or
17 delayed except in dire emergency circumstances and then
18 delayed only temporarily in order to reasonably meet the
19 conditions of the emergency. The adoption of additional
20 policies shall comply with the requirements and procedures of
21 Section 16-1-30 by all boards defined in this section."

22 Section 2. This act shall become effective on the
23 first day of the third month following its passage and
24 approval by the Governor, or its otherwise becoming law.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15

16
17
18
19

House of Representatives

Read for the first time and re-
ferred to the House of Representa-
tives committee on Education Pol-
icy 14-FEB-13

Read for the second time and
placed on the calendar 1 amend-
ment 07-MAR-13

Read for the third time and passed
as amended..... 25-APR-13

Yeas 97, Nays 0, Abstains 0

Jeff Woodard
Clerk