

CHAPTER 77

(HB 75)

AN ACT relating to training and assessment of new superintendents and declaring an emergency.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

➔Section 1. KRS 156.111 is amended to read as follows:

- (1) ~~[[Prior to July 1, 1992,]]~~The Department of Education shall establish a Superintendents Training Program and Assessment Center.~~[The assessment center shall be modeled after the American Association of School Administrators assessment process or a similar validated process.]~~ The department~~[may provide assessment centers regionally and]~~ shall provide for assessor training **and shall ensure that an assessment~~[the]~~ center includes~~[shall include,]~~ but is not~~[be]~~ limited to~~[,]~~ training **and participation in the following components**~~[for superintendents in the following subjects]:~~**

- (a) Core concepts of **leadership and quality practices**~~[management];~~
- (b) **Effective implementation of** school-based decision making;
- (c) Kentucky school law;
- (d) Kentucky school finance **and budgeting**~~;~~[and]~~~~
- (e) School curriculum and assessment;
- (f) **Instructional leadership**;
- (g) **School improvement**;
- (h) **Community and board relations**;
- (i) **Effective communication**; and
- (j) **An executive coaching and mentoring program with an emphasis on demonstrated professional growth.**

The department may provide assessment centers regionally.

- (2) **Notwithstanding any other statute to the contrary, an employing local board of education shall not be responsible for any training costs associated with a superintendent's participation in the training and assessment center process.**
- (3) At the conclusion of the training, each participant shall **deliver to the employing board of education and the Kentucky Department of Education a comprehensive collection of work products and assessments that demonstrate proficiency in each area of training**~~[complete a written comprehensive examination based on the content of the training].~~
- ~~(4)~~~~(3)~~ In addition to any applicable certification and experience requirements, **any~~[to be qualified and eligible for continued employment as a school superintendent, effective July 1, 1994, the school superintendent shall have successfully completed the assessment center process. a]~~ person hired for the first time as superintendent in Kentucky ~~[after June 30, 1994,]~~ shall successfully complete the assessment center process within **two (2) years**~~[one (1) year]~~ of **taking office**~~[assuming his duties]~~ as superintendent.**
- ~~(5)~~~~(4)~~ The Kentucky Board of Education shall adopt administrative regulations to govern the training content, number of hours, **assessments, and work products**~~[written examination, and criteria]~~ for successful completion of the training and assessment center process. The board shall also establish the continuing professional development requirements for school superintendents~~[, to be effective July 1, 1994].~~
- (6) **The Department of Education may contract with qualified agencies, organizations, or institutions or may approve programs offered by training providers to carry out the provisions of this section.**

➔Section 2. KRS 160.350 is amended to read as follows:

- (1) After considering the recommendations of a screening committee, as provided in KRS 160.352, each board of education shall appoint a superintendent of schools whose term of office shall begin on July 1, following the individual's appointment. The appointment may be for a term of no more than four (4) years. In the event a

vacancy occurs in the office of superintendent prior to the expiration of the term set by the board, the term shall expire on the date the vacancy occurs. Therefore, the board may appoint a superintendent for a new term as provided in this subsection, which shall begin on the date of the superintendent's appointment, except when the vacancy occurs after a school board election and before the newly elected members take office. When a vacancy occurs during this period, the position shall not be filled until the new members take office, but the board may appoint an acting superintendent to serve a term not to exceed six (6) months. This appointment may be renewed once for a period not to exceed three (3) months. If a vacancy occurs, a local board may also appoint an acting superintendent during the period the screening committee pursuant to KRS 160.352 conducts its business and prior to the actual appointment of the new superintendent. No superintendent shall resign during a term and accept a new term from the same board of education prior to the expiration date of the present term. In the case of a vacancy in the office for an unexpired term, the board of education shall make the appointment so that the term will end on June 30. The board shall set the salary of the superintendent to be paid in regular installments.

- (2) An individual shall not assume the duties of superintendent in a district until he or she provides the board of education with a copy of a certificate for school superintendent issued by the Education Professional Standards Board or its legal predecessor. A superintendent shall hold a valid certificate throughout the period of employment. A superintendent ~~candidate who is to begin the duties of superintendent after June 30, 1994,~~ shall successfully complete the training program and assessment center process within *two (2) years* ~~one (1) year~~ of assuming the duties of superintendent. A superintendent shall not serve as director or officer of a bank, trust company, or savings or loan association that has the school district's funds on deposit. Following appointment, the superintendent shall establish residency in Kentucky.
- (3) A superintendent of schools may be removed for cause by a vote of four-fifths (4/5) of the membership of a board of education and upon approval by the commissioner of education. However, if the dismissal of the superintendent has been recommended by a highly skilled certified educator pursuant to KRS 158.6455 and the action is approved by the commissioner of education, the board shall terminate the superintendent's contract. Written notice setting out the charges for removal shall be spread on the minutes of the board and given to the superintendent. The board shall seek approval by the commissioner of education for removing the superintendent. The commissioner of education shall investigate the accuracy of the charges made, evaluate the superintendent's overall performance during the superintendent's appointment, and consider the educational performance of the students in the district. Within thirty (30) days of notification, the commissioner of education shall either approve or reject the board's request.
- (4) After the completion of a superintendent's first contract or after four (4) years, whichever comes last, the board of education may, no later than June 30, extend the contract of the superintendent for one (1) additional year beyond the current term of employment.

➔Section 3. Whereas it is necessary for the Kentucky Board of Education to promulgate administrative regulations in order to implement the provisions of this Act before July 1, 2014, an emergency is declared to exist, and this Act takes effect upon its passage and approval by the Governor or upon its otherwise becoming a law.

Signed by Governor April 10, 2014.