

5498

2009-2010 Regular Sessions

I N   S E N A T E

May 12, 2009

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Introduced by Sen. FOLEY -- read twice and ordered printed, and when printed to be committed to the Committee on Education

AN ACT to amend the education law, in relation to securing for previously tenured administrators and supervisors the same probationary period as provided for teachers and all other members of the teaching staffs of school districts in the state

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. Paragraph (b) of subdivision 1 of section 3012 of the  
2 education law, as amended by chapter 442 of the laws of 1980, is amended  
3 to read as follows:  
4     (b) Principals, administrators, supervisors and all other members of  
5 the supervising staff of school districts, including common school  
6 districts and/or school districts employing fewer than eight teachers,  
7 other than city school districts, shall be appointed by the board of  
8 education, or the trustees of a common school district, upon the recom-  
9 mendation of the superintendent of schools for a probationary period of  
10 three years; PROVIDED, HOWEVER, THAT IN THE CASE OF A PRINCIPAL, ADMIN-  
11 ISTRATOR, SUPERVISOR OR ANY OTHER MEMBER OF A SUPERVISING STAFF WHO HAS  
12 BEEN APPOINTED ON TENURE IN ANOTHER SCHOOL DISTRICT WITHIN THE STATE,  
13 THE SCHOOL DISTRICT WHERE CURRENTLY EMPLOYED, OR BY A BOARD OF COOPER-  
14 ATIVE EDUCATIONAL SERVICES, AND WHO IS NOT DISMISSED FROM SUCH DISTRICT  
15 OR BOARD AS A RESULT OF CHARGES BROUGHT PURSUANT TO SUBDIVISION ONE OF  
16 SECTION THREE THOUSAND TWENTY-A OF THIS ARTICLE, THE PROBATIONARY PERIOD  
17 SHALL NOT EXCEED TWO YEARS. The service of a person appointed to any of  
18 such positions may be discontinued at any time during the probationary  
19 period on the recommendation of the superintendent of schools, by a  
20 majority vote of the board of education or the trustees of a common  
21 school district.  
22     S 2. This act shall take effect on the first of July next succeeding  
23 the date on which it shall have become a law.

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets [ ] is old law to be omitted.

LBD04201-01-9