
offers the following amendment:

1 *Amend SB 472 (LC 49 2646S) by inserting after "misconduct;" on line 4 the following:* to
2 provide for employment contract terms, conditions, and limitations for local school
3 superintendents under certain conditions;

4 *By inserting after line 156 the following:*

5 Said chapter is further amended in Article 5, relating to local school superintendents, by
6 revising Code Section 20-2-101, relating to appointment of school superintendents, as
7 follows:

8 "20-2-101.

9 (a)(1) Except as provided in paragraph (2) of this subsection, each local school
10 superintendent ~~Superintendents of each school system~~ shall be employed by the local
11 board of education under written contracts for a term of not less than one year and not
12 more than three years. Any provision of any such contract which provides for an
13 extension of the duration of employment thereunder, whether automatic or contingent
14 upon the occurrence of one or more events, shall be void if that extension would result
15 in employment under the contract, as extended, for a period which exceeds three years.

16 (2) At any time a local school system is designated as a high-risk local school system by
17 the Department of Audits and Accounts pursuant to Code Section 20-2-67, the local
18 school superintendent's contract of employment shall not be extended for a term which
19 exceeds 12 months. Any such term which exceeds 12 months shall be void.

20 (3) Any contract by which a local school superintendent is employed by a local board of
21 education that is entered into or renewed on or after July 1, 2026, shall include terms and
22 conditions that shall have the following effect:

23 (A) It shall be an act of default for the local school superintendent to be the subject of
24 a finding by the state auditor of financial mismanagement or misconduct following an
25 investigation made pursuant to Code Section 50-6-28;

26 (B) It shall be an act of default for the local school superintendent to be the subject of
27 a finding by the state auditor that the local school superintendent has knowingly failed
28 or refused to comply with a material requirement of a plan for intervention or other
29 corrective action plan put in place in conjunction with the local school system being
30 designated by the state auditor as requiring the highest level of monitoring, supports,
31 and interventions promulgated by the Department of Audits and Accounts pursuant to
32 Code Section 50-6-6; and

33 (C) In the event of an act of default provided for in subparagraph (A) or (B) of this
34 paragraph, the local board of education shall be authorized to terminate the employment
35 contract of the local school superintendent for cause.

36 (b)(1) No person shall be eligible to be appointed or employed or to serve as a local
37 school superintendent of schools of any county or independent school system unless such
38 person is of good moral character, has never been convicted of any crime involving moral
39 turpitude, and possesses acceptable business or management experience as specified by
40 the Professional Standards Commission or the minimum valid certificate or a letter of
41 eligibility for said certificate required by the Professional Standards Commission.

42 (2) No person shall be eligible to be appointed or employed; or to serve as a local school
43 superintendent of schools of any county or independent school system who has an
44 immediate family member sitting on the local board of education for such the local school
45 system or who has an immediate family member hired as or promoted to a principal,
46 assistant principal, or system administrative staff on or after July 1, 2009, by that such
47 local school system. As used in this subsection paragraph, the term 'immediate family
48 member' means a spouse, child, sibling, or parent or the spouse of a child, sibling, or
49 parent whose term as a member of the local board of education or whose employment as

50 a principal, assistant principal, or system administrative staff in the local school system
51 began on or after January 1, 2010. Nothing in this ~~Code section paragraph~~ shall affect
52 the employment of any person who is employed by a local school system on or before
53 July 1, 2009, or who is employed by a local school system when an immediate family
54 member becomes the local school superintendent for ~~that such local~~ school system.

55 (c) ~~Superintendents~~ Local school superintendents shall have such additional qualifications
56 as may be prescribed by local law or policies of the local board ~~of education for that school~~
57 ~~district~~, not inconsistent with the provisions of this chapter.

58 (d) At any time during the 12 months immediately preceding the expiration of an
59 appointed local school superintendent's contract or term of office, or when a vacancy in the
60 office of local school superintendent occurs, the local board of education may appoint and
61 employ a successor local school superintendent in accordance with the above provisions
62 of this Code section, notwithstanding that the terms of some or all of the local board of
63 education members will expire before ~~the employment of the superintendent so appointed~~
64 ~~and employed such employment~~ begins.

65 (e) A local school superintendent may concurrently serve as a principal, teacher, or in
66 another staff position as directed by the local board of education in its sole discretion and
67 in accordance with the terms of the contract between the local school superintendent and
68 the local board of education. A local school superintendent may also serve concurrently
69 as local school superintendent of one or more local school systems in accordance with the
70 terms of his or her respective contracts and upon approval by each affected local school
71 system.

72 (f) No substantive or procedural right regarding employment or termination of
73 employment of a local school superintendent by a local school system shall be created by
74 this Code section. Rather, the terms and conditions of employment of a local school
75 superintendent by a local school system shall be determined exclusively by the contract
76 between those parties and may include, without being limited to, the conditions under and

77 procedures by which ~~that~~ such contract may be terminated prior to the end of the term of
78 ~~that~~ such contract."

79 **SECTION 3.**

80 *By redesignating Sections 3, 4, 5, and 6 as Sections 4, 5, 6, and 7, respectively.*