



State of Tennessee
PUBLIC CHAPTER NO. 614

HOUSE BILL NO. 2328

By Representatives Hawk, Roach, Ford, Harrison, Montgomery, Eldridge, Shaw, Sargent, Swann, Ryan Williams, Pody, Wirgau, Womick, Harry Brooks, Holt, Butt, Todd, Faison, Ragan, Lollar, Forgety, White, McCormick, Evans, Parkinson, Halford, Powers, Sexton

Substituted for: Senate Bill No. 2578

By Senators Southerland, Faulk

AN ACT to amend Tennessee Code Annotated, Section 49-1-302 and Title 49, Chapter 5, relative to use of teacher evaluations in tenure decisions.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-5-509, is amended by deleting the section in its entirety and substituting instead the following:

49-5-509.

(a) If a teacher transfers from one LEA in this state to another LEA, the LEA from which the teacher transfers shall send to the LEA to which the teacher transfers the results of the teacher's last five (5) evaluations or the results of all evaluations, if fewer than five (5) are available.

(b) A transferring teacher who is tenured or a transferring teacher who is nontenured and has five (5) or more years of prior service shall serve the regular probationary period in the new LEA, unless the local board of education, upon the recommendation of the director of schools, waives the probationary period requirement and grants tenure status or shortens the probationary period.

(c) If a nontenured teacher who does not have five (5) years of prior service transfers to an LEA, then tenure shall not be granted until the teacher has served at least five (5) years when service in both LEAs is counted.

(d) All tenure decisions made under this section are subject to the requirements of § 49-5-504 concerning overall performance effectiveness levels.

SECTION 2. This act shall take effect July 1, 2012, the public welfare requiring it.

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PASSED: MARCH 12, 2012

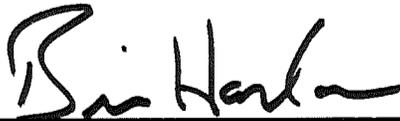


BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 23rd day of March 2012



BILL HASLAM, GOVERNOR