

## HOUSE BILL No. 2105

By Committee on Education

1-27

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9 AN ACT concerning school districts; relating to contracts of employ-  
10 ment; amending K.S.A. 72-5452 and K.S.A. 2008 Supp. 72-5437 and  
11 repealing the existing sections.  
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13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. K.S.A. 2008 Supp. 72-5437 is hereby amended to read as  
15 follows: 72-5437. (a) *Subject to the provisions of subsection (c)*, all con-  
16 tracts of employment of teachers, as defined in K.S.A. 72-5436, and  
17 amendments thereto, except contracts entered into under the provisions  
18 of K.S.A. 72-5412a, and amendments thereto, shall be deemed to con-  
19 tinue for the next succeeding school year unless written notice of termi-  
20 nation or nonrenewal is served as provided in this subsection. Written  
21 notice to terminate a contract may be served by a board upon any teacher  
22 prior to the time the contract has been completed, and written notice of  
23 intention to nonrenew a contract shall be served by a board upon any  
24 teacher on or before May 1. A teacher shall give written notice to a board  
25 that the teacher does not desire continuation of a contract on or before  
26 May 15 or, if applicable, not later than 15 days after final action is taken  
27 by the board upon termination of professional negotiation absent a bind-  
28 ing agreement under article 54 of chapter 72 of Kansas Statutes Anno-  
29 tated, whichever is the later date.

30 (b) Terms of a contract may be changed at any time by mutual con-  
31 sent of both a teacher and a board.

32 (c) *The provisions of this subsection shall apply whenever a bill con-*  
33 *taining the appropriation from the state general fund for general state aid*  
34 *for the ensuing school year has not been approved by the governor on or*  
35 *before April 16. Written notice to terminate a contract may be served by*  
36 *a board upon any teacher prior to the time the contract has been com-*  
37 *pleted. Written notice of intention to non-renew a contract shall be served*  
38 *by a board upon any teacher not later than 15 days after the date on*  
39 *which the bill containing the appropriation from the state general fund*  
40 *for state general aid is approved by the governor. A teacher shall give*  
41 *written notice to a board that the teacher does not desire continuation of*  
42 *a contract (1) not later than 30 days after the date on which the bill*  
43 *containing the appropriation from the state general fund for state general*

1 *aid is approved by the governor or (2) if applicable, not later than 15*  
2 *days after final action is taken by the board upon termination of profes-*  
3 *sional negotiation absent a binding agreement under article 54 of chapter*  
4 *72 of Kansas Statutes Annotated, and amendments thereto, whichever is*  
5 *the later date.*

6 ~~(e)~~ (d) As used in this section, “teacher” means (1) a teacher as de-  
7 fined by K.S.A. 72-5436, and amendments thereto, and (2) any profes-  
8 sional employee who is a retirant from school employment of the Kansas  
9 public employees retirement system.

10 Sec. 2. K.S.A. 72-5452 is hereby amended to read as follows: 72-  
11 5452. (a) *Subject to the provisions of subsection (c), written notice of a*  
12 *board’s intention to not renew the contract of employment of an admin-*  
13 *istrator shall be given to the administrator on or before May 1 of the year*  
14 *in which the term of the administrator’s contract expires. An administrator*  
15 *shall give written notice to a board on or before May 15 of the adminis-*  
16 *trator’s rejection of renewal of a contract of employment.*

17 (b) Terms of a contract may be changed at any time by mutual con-  
18 sent of both an administrator and a board.

19 (c) *The provisions of this subsection shall apply whenever a bill con-*  
20 *taining the appropriation from the state general fund for general state aid*  
21 *for the ensuing school year has not been approved by the governor on or*  
22 *before April 16. Written notice to terminate a contract may be served by*  
23 *a board upon any administrator prior to the time the contract has been*  
24 *completed. Written notice of intention to non-renew a contract shall be*  
25 *served by a board upon any administrator not later than 15 days after*  
26 *the date on which the bill containing the appropriation from the state*  
27 *general fund for state general aid is approved by the governor. An ad-*  
28 *ministrator shall give written notice to a board that the administrator*  
29 *does not desire continuation of a contract (1) not later than 30 days after*  
30 *the date on which the bill containing the appropriation from the state*  
31 *general fund for state general aid is approved by the governor or (2) not*  
32 *later than 15 days after final action is taken by the board upon termination*  
33 *of professional negotiation absent a binding agreement under article 54*  
34 *of chapter 72 of Kansas Statutes Annotated, and amendments thereto,*  
35 *whichever is the later date.*

36 Sec. 3. K.S.A. 72-5452 and K.S.A. 2008 Supp. 72-5437 are hereby  
37 repealed.

38 Sec. 4. This act shall take effect and be in force from and after its  
39 publication in the Kansas register.