

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1357 be amended to read as follows:

- 1 Page 9, between lines 29 and 30, begin a new paragraph and insert:
2 "SECTION 7. IC 20-28-8-6, AS ADDED BY P.L. 1-2005, SECTION
3 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
4 2013]: Sec. 6. **(a)** A contract entered into by a governing body and its
5 superintendent is subject to the following conditions:
6 **(1) If the superintendent holds a license under IC 20-28-5,** the
7 basic contract must be in the form of the regular teacher's
8 contract.
9 **(2) The contract must be for a term of at least thirty-six (36)**
10 **months.**
11 **(3) Except as provided in subsection (b) or (c),** the contract may
12 be altered or rescinded for a new one at any time by mutual
13 consent of the governing body and the superintendent. The
14 consent of both parties must be in writing and must be expressed
15 in a manner consistent with this section and sections 7 through 8
16 of this chapter.
17 **(4) If the superintendent holds a license under IC 20-28-5,** the
18 rights of a superintendent as a teacher under any other law are not
19 affected by the contract.
20 **(b) This subsection applies to a contract entered into after June**
21 **30, 2013. The governing body may terminate a contract with a**
22 **superintendent if the governing body provides the superintendent**
23 **liquidated damages in an amount that equals the superintendent's**
24 **current annual salary, including employer contributions to the**

1 superintendent's retirement account under IC 5-10.4.

2 (c) This subsection applies to a contract entered into after June
 3 30, 2013. During the period beginning one (1) year before the
 4 expiration date of a superintendent's current contract and ending
 5 on the expiration date of the current contract, the parties may not
 6 mutually agree to increase the superintendent's salary, including
 7 employer contributions to the superintendent's retirement account
 8 under IC 5-10.4, in an amount that exceeds ten percent (10%) of
 9 the superintendent's current annual salary, including employer
 10 contributions to the superintendent's retirement account under
 11 IC 5-10.4, unless the parties agree to extend the term of the
 12 contract to a date at least one (1) year after the expiration date of
 13 the current contract."

14 Page 9, delete lines 30 through 42.

15 Page 10, delete lines 1 through 4.

16 Page 10, between lines 33 and 34, begin a new line block indented
 17 and insert:

18 **"(5) On the date the governing body terminates a contract**
 19 **under section 6(b) of this chapter, if the governing body gives**
 20 **notice to the superintendent in writing, delivered in person or**
 21 **by registered mail at least ten (10) days before the contract is**
 22 **terminated."**

(Reference is to HB 1357 as printed February 1, 2013.)

Representative Karickhoff