

By Messrs. Segal of Danvers and Harrington of Salem, petition of Jerome A. Segal and Michael J. Harrington for legislation to remove school superintendents and principals from the law relating to tenure. Education.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty-Nine.

AN ACT REMOVING SCHOOL SUPERINTENDENTS FROM THE LAW RELATING TO TENURE.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 32 of chapter 43 of the General Laws, as
2 appearing in the Tercentenary Edition, is hereby amended by
3 striking out the words "forty-one" and inserting in place
4 thereof the words:— forty-two A, — in the first sentence.

1 SECTION 2. Section 41 of chapter 71 of the General Laws, as
2 appearing in the Tercentenary Edition, is hereby amended by
3 striking out the words "or superintendent" in the first, second,
4 and third sentences.

1 SECTION 3. Section 42 of said chapter 71 is hereby further
2 amended by striking out the words "or superintendent" in the
3 second sentence and inserting, following the word "dismissed"
4 in the second sentence, the words:— or a person employed by
5 contract under provisions of section forty-two A shall not be
6 dismissed during the term of the contract.

1 SECTION 4. Said chapter 71 is hereby further amended by
2 striking out section forty-two A and inserting in place thereof
3 the following section:—

4 *Section 42A.* Every school committee in electing a super-
5 intendent, shall grant a contract for a minimum of three years
6 which contract may be renewed an indefinite number of times

7 by a majority vote of the school committee, each renewal to be
8 for a minimum of three years, fixing his salary for each contract
9 which shall not be reduced, but may be increased, during the
10 term of said contract. The salary fixed in subsequent con-
11 tracts shall not be less than that prevailing at the termination of
12 the preceding contract. In any case where a contract of a per-
13 son designated by this section is not renewed the school committee
14 shall employ him as a teacher to serve at its discretion, such
15 employment to be at no less a salary grade than that commen-
16 surate with his experience as a teacher, such experience to in-
17 clude the number of previous consecutive school years of em-
18 ployment as a teacher in any school district prior to his service
19 under provisions of this section. The provisions of this section
20 shall apply only to persons elected to a position covered herein
21 for the first time by a school committee subsequent to its enact-
22 ment. Any person elected to positions designated by this sec-
23 tion prior to the time of its enactment shall be employed accord-
24 ing to provisions of the General Laws existing prior to the
25 enactment of this act.

1 SECTION 5. Section 42D of said chapter 71 is hereby further
2 amended by striking out the words "or superintendent" in the
3 second sentence and inserting, following the word "forty-one"
4 in the same sentence, the words: — or a person employed by
5 contract under provisions of section forty-two A.

1 SECTION 6. Section 43 of said chapter 71 is hereby further
2 amended by striking out the second sentence which reads "the
3 salary of no superintendent so employed shall be reduced with-
4 out his consent until at least one year after the committee has
5 so noted,".

1 SECTION 7. Section 43A of said chapter 71 is hereby further
2 amended by striking out the words "or superintendent" in the
3 first sentence and inserting, following the word "discretion" in
4 the same sentence, the words: — or a person employed by con-
5 tract under provisions of section forty-two.

1 SECTION 8. Section 43B of said chapter 71 is hereby further
2 amended by striking out the words "or superintendent of

3 schools" in the first clause and inserting, following the word "dis-
4 cretion" in the same clause, the words: — or a person employed
5 by contract under provisions of section forty-two A.

1 SECTION 9. Section 63 of said chapter 71 is hereby further
2 amended by inserting, following the phrase "each for a term of
3 three years" in the last sentence, the following words: — Shall
4 be continued in such position in compliance with provisions of
5 section forty-two A, and.

of which, in the first instance, follows the same line as the first, but in the second, the water is in a permanent state of motion, and the water is in a permanent state of motion.

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