

2018 Regular Session

HOUSE BILL NO. 587

BY REPRESENTATIVE HOFFMANN

TEACHERS: Provides relative to teacher tenure

1 AN ACT

2 To amend and reenact R.S. 17:442(A)(1) and (C), relative to teacher tenure; provides
3 relative to the performance rating that qualifies a teacher to be granted tenure or to
4 reacquire tenure; to provide relative to the performance rating on certain portions of
5 a performance evaluation that qualify certain teachers for a second observation; and
6 to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 17:442(A)(1) and (C) are hereby amended and reenacted to read as
9 follows:

10 §442. Tenure

11 A.(1)(a) A teacher who has acquired tenure before September 1, 2012,
12 retains tenure and is subject to the provisions of this Section.

13 (b) ~~Effective beginning on July 1, 2012, A~~ teacher rated "effective:
14 proficient" or "highly effective" for five years within a six-year period pursuant to
15 the performance evaluation program as provided in R.S. 17:3881 through 3905 shall
16 be granted tenure.

17 * * *

18 C.(1) A tenured teacher who receives a final performance rating of
19 "ineffective" pursuant to the performance evaluation program as provided in R.S.
20 17:3881 through 3905 shall lose his tenure and all rights related thereto immediately

1 upon exhaustion of the grievance procedure established pursuant to R.S.
 2 17:3883(A)(5), unless the "ineffective" performance rating is reversed, and such
 3 rating shall constitute sufficient grounds for disciplinary action pursuant to R.S.
 4 17:443(A). If a teacher is found "effective: proficient" or "highly effective" based
 5 on the evidence of the growth portion of the evaluation but is found "ineffective"
 6 according to the observation portion, within thirty days after such finding, the teacher
 7 shall be entitled to a second observation by members of a team of three designees,
 8 chosen by the local superintendent, which shall not include the principal.

9 (2) Such teacher shall reacquire tenure if the teacher receives a performance
 10 rating of "effective: proficient" or "highly effective" for five years within a six-year
 11 period subsequent to receiving an "ineffective" rating as provided in Subsection A
 12 of this Section.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 587 Original

2018 Regular Session

Hoffmann

Abstract: Lowers the minimum performance rating a teacher must receive in order to be granted tenure or reacquire tenure.

Present law provides that a teacher rated "highly effective" for five years within a six-year period shall be granted tenure. Proposed law grants tenure to a teacher who is rated either "effective: proficient" or "highly effective" for five years within this time frame.

Present law provides that a tenured teacher shall lose tenure immediately upon receiving a final performance rating of "ineffective". Provides that if he is found "highly effective" on the growth portion of the evaluation but "ineffective" on the observation portion, he shall be entitled to a second observation. Proposed law retains present law but also entitles him to a second observation if he is found "effective: proficient" on the growth portion. Present law provides that such a teacher shall reacquire tenure upon receiving a rating of "highly effective" for five years within a six-year period. Proposed law provides that such a teacher shall reacquire tenure upon receiving a rating of either "effective: proficient" or "highly effective" within this time frame.

(Amends R.S. 17:442(A)(1) and (C))