

1 HB24
2 188387-1
3 By Representative Whorton (I)
4 RFD: Education Policy
5 First Read: 09-JAN-18
6 PFD: 11/07/2017

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8 SYNOPSIS: Under existing law, a local board of
9 education is required to post notice of each
10 personnel vacancy in a conspicuous place at each
11 school campus and worksite at least 14 days before
12 the position is to be filled.

13 This bill would require the local board of
14 education to post notice of each personnel vacancy
15 on the board website, at a minimum, or in a
16 conspicuous place at each school campus and
17 worksite, at least seven days before the position
18 is to be filled.

19
20 A BILL
21 TO BE ENTITLED
22 AN ACT
23

24 To amend Section 16-22-15, Code of Alabama 1975,
25 relating to the posting of personnel vacancies by a local
26 board of education; to require the local board of education to
27 post notice of each personnel vacancy on the board website, at

1 a minimum; and to decrease the time required for posting a
2 personnel vacancy notice from 14 to seven calendar days before
3 the position is to be filled.

4 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

5 Section 1. Section 16-22-15 of the Code of Alabama
6 1975, is amended to read as follows:

7 "§16-22-15.

8 "(a) For the purposes of this section, the following
9 words shall have the following meanings:

10 "(1) BOARD OF EDUCATION or BOARD. All public county
11 and city boards of education; the Board of Trustees of the
12 Alabama Institute for Deaf and Blind; the Alabama Youth
13 Services Department School Board in its capacity as the Board
14 of Education for the Youth Services School District; the Board
15 of Directors of the Alabama School of Fine Arts; the Board of
16 Trustees of the Alabama High School of Mathematics and
17 Science; and the State Board of Education as applied to
18 two-year postsecondary education institutions.

19 "(2) EXECUTIVE OFFICER. The superintendent of any
20 public county or city school system; the President of the
21 Alabama Institute for Deaf and Blind; the president of any
22 two-year school or college under the auspices of the State
23 Board of Education; the Executive Director of the Alabama
24 School of Fine Arts; the Superintendent of the Department of
25 Youth Services School District; and the Executive Director of
26 the Alabama High School of Mathematics and Science.

1 "(3) EMPLOYEES. Employees or personnel of the board
2 except for the following:

3 "a. Those employees covered under the Alabama state
4 Merit System.

5 "b. Those employees of the Alabama Institute for
6 Deaf and Blind who work for the Alabama Industries for the
7 Blind and those satellite employees at its regional centers.

8 "(b) Each board of education, through its executive
9 officer, shall post a notice of vacancy for each vacant
10 personnel position. The notice shall be posted on the board
11 website, at a minimum, or in a conspicuous place at each
12 school campus and worksite, at least ~~14~~ seven calendar days
13 before the position is to be filled. The notice shall include,
14 but not necessarily be limited to, all of the following:

15 "(1) Job description and title.

16 "(2) Required qualifications.

17 "(3) Salary schedule and amount.

18 "(4) Information on where to submit an application.

19 "(5) Information on any deadlines for applying.

20 "(6) Any other relevant information.

21 "(c) If a personnel vacancy occurs during the time
22 when the schools are in session, the vacancy notice shall be
23 posted not less than seven calendar days before the position
24 is to be filled. All vacancies involving jobs which are
25 supervisory, managerial, or otherwise newly created positions
26 shall nevertheless require posting notices of at least 14
27 calendar days.

1 "(d) The board may adopt or continue policies which
2 are not inconsistent with this section. The board may adopt
3 policies to ensure the safety and welfare of its students
4 during dire emergency situations, but the posting of a vacancy
5 notice as required in this section shall not be abridged or
6 delayed except in dire emergency circumstances and then
7 delayed only temporarily in order to reasonably meet the
8 conditions of the emergency. The adoption of additional
9 policies shall comply with the requirements and procedures of
10 Section 16-1-30 by all boards defined in this section."

11 Section 2. This act shall become effective on the
12 first day of the third month following its passage and
13 approval by the Governor, or its otherwise becoming law.