

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003

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HOUSE BILL 38

Short Title: Tenured Teachers Retain Tenure. (Public)

Sponsors: Representatives Adams; B. Allen, Bell, Cunningham, Farmer-Butterfield,
Jones, Mitchell, Parmon, Pate, Wainwright, and Womble.

Referred to: Education.

February 20, 2003

1 A BILL TO BE ENTITLED
2 AN ACT TO PERMIT CAREER TEACHERS TO RETAIN CAREER STATUS
3 WHEN THEY CHANGE SCHOOL SYSTEMS OR RETURN TO TEACHING
4 AFTER LEAVING THE PROFESSION.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 115C-325(c)(2) reads as rewritten:

7 "(2) Employment of a Career Teacher. – ~~A teacher who has obtained career~~
8 ~~status in any North Carolina public school system need not serve~~
9 ~~another probationary period of more than two years. The board may~~
10 ~~grant career status immediately upon employing the teacher, or after~~
11 ~~the first or second year of employment. If a majority of the board votes~~
12 ~~against granting career status, the teacher shall not teach beyond the~~
13 ~~current term. If after two consecutive years of employment, the board~~
14 ~~fails to vote on the issue of granting career status:~~

- 15 a. ~~It shall not reemploy the teacher for a third consecutive year;~~
16 b. ~~As of June 16, the teacher shall be entitled to one month's pay~~
17 ~~as compensation for the board's failure to vote upon the issue of~~
18 ~~granting career status; and~~
19 e. ~~The teacher shall be entitled to one additional month's pay for~~
20 ~~every 30 days beyond June 16 that the board fails to vote upon~~
21 ~~the issue of granting career status.~~

22 A teacher hired by any North Carolina public school system shall
23 acquire career status upon employment if the teacher has served as a
24 teacher with career status in any North Carolina public school system
25 within the previous five years."

26 **SECTION 2.(a)** Section 1 of this act applies to all teachers, irrespective of
27 date of offer or acceptance of employment, whose duties in new employment begin on
28 or after July 1, 2004.

1 **SECTION 2.(b)** Section 1 of this act does not apply to a teacher who (i) has
2 obtained career status as a teacher in a North Carolina public schools system and (ii) is
3 serving a probationary period as a teacher on the date this act becomes law. The
4 employing board shall vote upon whether to grant such a teacher career status near the
5 end of the teacher's current year of employment. In any event, if the person is
6 reemployed for an additional consecutive year, the person shall automatically become a
7 career teacher.

8 **SECTION 3.** This act is effective when it becomes law.