

EMPLOYEES

Series 400

Policy Title Licensed Employee Contract Release

Code No. 407.02

Licensed employees who wish to be released from an executed contract must give twenty-one (21) days notice to the superintendent. Licensed employees may be released at the discretion of the board. Only in unusual and extreme circumstances will the board release a licensed employee from a contract. The board will have sole discretion to determine what constitutes unusual and extreme circumstances.

Release from a contract shall be contingent upon finding a suitable replacement. Licensed employees requesting release from a contract after it has been signed and before it expires will be required to pay the board the cost of advertising incurred to locate and hire a suitable replacement. Upon written mutual agreement between the employee and the superintendent, the costs may be deducted from the employee's salary. Payment of these costs is a condition for release from the contract at the discretion of the board. Failure of the licensed employee to pay these expenses may result in a cause of action being filed in small claims court.

The superintendent is required to file a complaint with the Iowa Board of Educational Examiners against any licensed employee who leaves without proper release from the board.

Legal Reference:
Iowa Code §§ 216; 272; 279.13, .19A, .46 (2009).
1978 Op. Att'y Gen. 247.
1974 Op. Att'y Gen. 11, 322.

Cross Reference:
405.03 Licensed Employee Individual Contracts
405.04 Licensed Employee Continuing Contracts
407.03 Licensed Employee Retirement

Date of Adoption: November 4, 2009 (Revised)

Related Administrative Rules and Regulations:

