

POLICY: 401.11

LICENSED EMPLOYEE CONTRACT RELEASE

Licensed employees who wish to be released from an executed contract must give at least 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 will be contingent upon finding a suitable replacement. All resignations for the following school year submitted within 21 days of the annual issuance of the contract modifications shall be accepted by the Board. Licensed employees requesting release from a contract after it has been signed and before it expires may be required to pay the board the cost of advertising or other reasonable administrative costs incurred to locate and hire a suitable replacement. Upon written mutual agreement between the employee and the superintendent, and to the extent allowed by law, 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 authorized to file a complaint with the Iowa Board of Educational Examiners against a licensed employee who leaves without proper release by the Board.

Legal Reference: Iowa code §§ 216; 272; 279; 13,. 19A, .46 (1995)
1978 Op. Att'y Gen. 247
1974 Op. Att'y Gen. 11, 322

Adopted: 07/25/00
Revised: 6/14/10, 1/23/17, 1/28/19, 09/26/22, 06/12/23
Reviewed: 5/29/12, 1/23/17