

Code No. 405.2 LICENSED EMPLOYEE QUALIFICATIONS, RECRUITMENT, SELECTION

Persons interested in a licensed position, other than administrative positions which will be employed in accordance with board policies in **Series 300**, "Administration," will have an opportunity to apply and qualify for licensed positions in the school district without regard to age, race, creed, color, sex, national origin, religion, sexual orientation, gender identity or disability. Job applicants for licensed positions will be considered on the basis of the following:

- Training, experience, and skill;
- Nature of the occupation;
- Demonstrated competence; and
- Possession of, or ability to obtain, state license if required for the position.

Announcement of the position is in a manner, which the superintendent believes will inform potential applicants about the position. Applications for employment may be obtained from and completed applications are returned to the school district administrative office. Whenever possible, the preliminary screening of applicants will be conducted by the administrator who will be directly supervising and overseeing the person being hired.

The board will employ licensed employees after receiving a recommendation from the superintendent. However, the superintendent will have the authority to employ a licensed employee on a temporary basis until a recommendation can be made and action can be taken by the board on the position.

The requirements stated in the Master Contract between employees in that certified collective bargaining unit and the board regarding qualifications, recruitment and selections of such employees will be followed.

NOTE: Marital status is not a protected class for employees. The class may be added at the discretion of the board. Boards may delegate the hiring of teachers to the superintendent. If the board decides to do so, the delegation must be in board policy so boards should either accept the language in the board policy or develop their own. For more detailed discussion of this issue, see IASB's Policy Primer, Vol. 19 #10-June 8, 2007.

Legal Reference:

29 U.S.C. §§ 621-634 (2006).

42 U.S.C. §§ 2000e et seq. (2009).

42 U.S.C. §§ 12101 et seq. (2006).

Iowa Code §§ 20 ;35C ;216 ;279.13 (2009).

281 I.A.C. 12 .

282 I.A.C. 14 .

1980 Op. Att'y Gen. 367.

Cross Reference:

401.1 Equal Employment Opportunity

405 Licensed Employees - General

410.1 Substitute Teachers

First Reading: July 18, 2018

Second Reading: August 20, 2018