

HOUSE BILL 739

By Mitchell

AN ACT to amend Tennessee Code Annotated, Title 49,  
Chapter 13, relative to compensation of charter  
school staff.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 13, is amended by adding the following as a new section:

**49-13-146. Compensation of licensed administrative and supervisory staff.**

(a) As used in this section, "compensation" means the total compensation package, including salary, benefits, and other payments, of a licensed administrative or supervisory staff member of an LEA or public charter school.

(b) The comptroller of the treasury shall compile for each school year the average statewide compensation for licensed administrative and supervisory staff employed by LEAs according to the position held and training and experience. LEAs shall provide all information required by the comptroller to comply with this section. The comptroller shall post the compilation on the comptroller's website.

(c) Before hiring a licensed administrative or supervisory staff member or increasing the compensation of a licensed administrative or supervisory staff member, the public charter school governing body must compare the proposed compensation to the comptroller's compilation for the school year in which the compensation is to be paid according to the position held by the staff member and the staff member's training and experience. If the proposed compensation is more than one hundred fifty percent (150%) of the average statewide compensation of licensed personnel in a similar

position with comparable training and experience, then the governing body shall submit the proposed compensation to the governing body's authorizer for approval.

(d) The authorizer of the public charter school must approve the proposed compensation by a majority roll call vote before the staff member may be paid accordingly. If the authorizer does not approve the proposed compensation, then the governing body shall set the staff member's compensation at an amount that does not exceed one hundred fifty percent (150%) of the average statewide compensation of licensed personnel in a similar position with comparable training and experience.

SECTION 2. Tennessee Code Annotated, Section 49-13-120(a)(2), is amended by designating the existing language as subdivision (A) and adding the following language as a new subdivision (B):

(B) A list of all licensed administrative and supervisory staff members whose compensation was submitted to the charter school's authorizer for approval under § 49-13-146(c) together with the proposed compensation amount, the authorizer's disposition of each submission, and the ultimate compensation paid to each staff member; and

SECTION 3. The headings to sections in this act are for reference purposes only and do not constitute a part of the law enacted by this act. However, the Tennessee Code Commission is requested to include the headings in any compilation or publication containing this act.

SECTION 4. This act takes effect July 1, 2023, the public welfare requiring it, and applies to the 2023-2024 school year and each school year thereafter.