

Recommendation to add blue underline text and delete ~~red strike-through~~ text.

1 AN ACT relating to postsecondary employment.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 →Section 1. KRS 164.230 is amended to read as follows:

4 (1) The board of trustees has full power to suspend or remove any of the officers,
 5 teachers, professors, or agents that it is authorized to appoint, but no president,
 6 professor, or teacher shall be removed except for incompetency, neglect of or
 7 refusal to perform his or her duty, ~~[or for]~~immoral conduct, or failure to meet
 8 college or university performance and productivity requirements as determined in
 9 accordance with subsection (2) of this section. A president, professor or teacher
 10 shall not be removed until after ten (10) days' notice in writing, stating the nature of
 11 the charges preferred, and after an opportunity has been given him or her to make
 12 defense before the board by counsel or otherwise and to introduce testimony which
 13 shall be heard and determined by the board. Officer, teacher, professor, or agent
 14 appointment and removal decisions may be delegated to the president provided
teachers and professors retain an opportunity to make defense before the board of
trustees by counsel or otherwise. [Change "member/s" to "employee/s"]

15 (2) Performance and productivity of all faculty members shall be evaluated at least
 16 once every four (4) years using ~~a process~~ procedures approved by the board.
 17 Failure to meet performance and productivity requirements may result in the
 18 removal of a faculty member, regardless of status. The evaluation ~~process~~
 19 procedures shall be established by the board and provided to all faculty
 20 members by January 1, 2025, to become effective July 1, 2025.

21 →Section 2. KRS 164.360 is amended to read as follows:

22 (1) (a) Each board of regents for the universities shall~~[may]~~ appoint a president, ~~[and~~
 23 ~~on the recommendation of the president may, in its discretion,]~~appoint all
 24 faculty members and employees, and fix their compensation and tenure of
 25 service, subject to the provisions of subsection (2) of this section. Faculty
 26 member and employee appointment decisions may be delegated to the
 27 president.