

Tenn. Code Ann. § 49-3-306

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*** Current through the 2013 Regular Session ***

Title 49 Education
Chapter 3 Finances
Part 3 Tennessee Education Finance Act of 1977

Tenn. Code Ann. § 49-3-306 (2013)

49-3-306. Computation -- Pay supplement -- Licensed personnel salaries.

(a) (1) The commissioner, as approved by the state board of education, shall annually formulate a table of training and experience factors and a state salary schedule to be effective for each school year, which shall be applicable to all licensed personnel in every LEA, and which shall include an established base salary per school year consisting of a term of two hundred (200) days for beginning licensed personnel with a bachelor's degree and zero (0) years of experience. Licensed personnel having more training and experience shall receive more than the established base per school year. Certified personnel having less training and experience shall receive less than the established base per school year. The salary schedule shall not be applicable to substitute personnel. In the alternative, an LEA may submit to the commissioner its own proposed salary schedule, subject to collective bargaining where applicable. Implementation of such a salary schedule shall be subject to approval by the commissioner and the state board. In no case shall a salary schedule adopted pursuant to this subdivision (a)(1) result in the reduction of the salary of a teacher employed by the LEA at the time of the adoption of the salary schedule. Any additional expenditure incurred as a result of any such salary schedule shall be subject to appropriation by the governing body empowered to appropriate the funds.

(2) In addition to the state salary schedule developed by the commissioner for fiscal year 2004-2005 pursuant to subdivision (a)(1), the commissioner shall develop a local salary schedule for each LEA for fiscal year 2004-2005. Notwithstanding this section or any other law to the contrary, the local salary schedule shall provide that the LEA adopt a local salary supplement for fiscal year 2004-2005 that is lower than the supplement paid in fiscal year 2003-2004, so long as any such reduction by a LEA in the local salary supplement is not larger in amount than any increase in the state minimum salary for that LEA for fiscal year 2004-2005 resulting from appropriations made pursuant to this subdivision (a)(2). Any reduction by a LEA of the local salary supplement for fiscal year 2004-2005 shall be subject to existing collective bargaining agreements to which such LEA is a party. In the event the agreement bars a reduction in local salary supplements and the LEA is unable to reach an agreement permitting the reduction, the commissioner shall reduce the state minimum salary for that LEA in an appropriate amount for fiscal year 2004-2005. Nothing in this subdivision (a)(2) shall be construed to diminish or in any way serve to reduce any general state salary schedule increase that may be provided outside the parameters of chapter 670 of the Public Acts of 2004. Nothing in this subdivision (a)(2) shall be construed to prohibit or modify the mandatory nature of negotiations of salary for fiscal year 2004-2005 where such supplements or improvements in salary are implemented subsequent to the commissioner's recalibration or possible reduction of some local salary supplements as they existed on the 2003-2004 local salary schedules.

(b) (1) Salaries shall be payable in at least ten (10) monthly installments during any school year.

(2) State education funds received by any LEA for the state salary schedule shall be payable in equal installments starting with the first regular pay period.