

1.1 moves to amend H.F. No. 1870, the delete everything amendment
1.2 (H1870DE4), as follows:

1.3 Page 5, after line 25, insert:

1.4 "Sec. 4. Minnesota Statutes 2010, section 122A.40, subdivision 19, is amended to read:

1.5 Subd. 19. **Records relating to individual teacher; access; expungement.** All
1.6 evaluations and files generated within a school district relating to each individual teacher,
1.7 including teacher evaluation data under subdivisions 8, 10, and 11, among other teacher
1.8 evaluations and files must be available to each individual teacher upon written request.

1.9 Effective January 1, 1976, all evaluations and files, wherever generated, relating to each
1.10 individual teacher must be available to each individual teacher upon written request. The
1.11 teacher shall have the right to reproduce any of the contents of the files at the teacher's
1.12 expense and to submit for inclusion in the file written information in response to any
1.13 material contained therein.

1.14 A district may destroy the files as provided by law and must expunge from
1.15 the teacher's file any material found to be false or inaccurate through the grievance
1.16 procedure required pursuant to section 179A.20, subdivision 4. The grievance procedure
1.17 promulgated by the director of the bureau of mediation services, pursuant to section
1.18 179A.04, subdivision 3, clause (h), applies to those principals and supervisory employees
1.19 not included in an appropriate unit as defined in section 179A.03. Expungement
1.20 proceedings must be commenced within the time period provided in the collective
1.21 bargaining agreement for the commencement of a grievance. If no time period is provided
1.22 in the bargaining agreement, the expungement proceedings must commence within 15
1.23 days after the teacher has knowledge of the inclusion in the teacher's file of the material
1.24 the teacher seeks to have expunged.

1.25 **EFFECTIVE DATE.** This section is effective the day following final enactment."

1.26 Page 7, after line 28, insert:

2.1 "Sec. 6. Minnesota Statutes 2010, section 122A.41, subdivision 15, is amended to read:

2.2 Subd. 15. **Records relating to individual teacher; access; expungement.** All
2.3 evaluations and files generated within a district relating to each individual teacher,
2.4 including teacher evaluation data under subdivisions 5, 6, and 14, among other teacher
2.5 evaluations and files must be available to each individual teacher upon the teacher's
2.6 written request. Effective January 1, 1976, all evaluations and files, wherever generated,
2.7 relating to each individual teacher must be available to each individual teacher upon the
2.8 teacher's written request. The teacher has the right to reproduce any of the contents of the
2.9 files at the teacher's expense and to submit for inclusion in the file written information in
2.10 response to any material contained therein.

2.11 A district may destroy the files as provided by law and must expunge from
2.12 the teacher's file any material found to be false or substantially inaccurate through
2.13 the grievance procedure required pursuant to section 179A.20, subdivision 4. The
2.14 grievance procedure promulgated by the director of the Bureau of Mediation Services,
2.15 pursuant to section 179A.04, subdivision 3, clause (h), applies to those principals and
2.16 supervisory employees not included in an appropriate unit as defined in section 179A.03.
2.17 Expungement proceedings must be commenced within the time period provided in the
2.18 collective bargaining agreement for the commencement of a grievance. If no time period
2.19 is provided in the bargaining agreement, the expungement proceedings must commence
2.20 within 15 days after the teacher has knowledge of the inclusion in the teacher's file of the
2.21 material the teacher seeks to have expunged.

2.22 **EFFECTIVE DATE.** This section is effective the day following final enactment."

2.23 Renumber the sections in sequence and correct the internal references

2.24 Amend the title accordingly