

HB0318S01 compared with HB0318

~~{deleted text}~~ shows text that was in HB0318 but was deleted in HB0318S01.

inserted text shows text that was not in HB0318 but was inserted into HB0318S01.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Rebecca P. Edwards proposes the following substitute bill:

CLASSROOM SIZE REVISIONS

2013 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Rebecca P. Edwards

Senate Sponsor: _____

LONG TITLE

General Description:

This bill ~~{imposes requirements pertaining}~~ modifies provisions relating to a program to reduce class size.

Highlighted Provisions:

This bill:

- ▶ ~~{limits the number of students who may be assigned to a teacher who teaches a core curriculum course in kindergarten through grade 3, unless a paraprofessional is assigned to the teacher's class for the duration of the core curriculum course;~~
- ▶ ~~establishes qualifications for a paraprofessional assigned to a class that exceeds the maximum class size requirement; and~~
- ▶ ~~provides that}~~ requires a school district or charter school ~~{is eligible }~~ to ~~{receive money appropriated}~~ submit a plan for and a report on, the use of class size

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reduction ~~{, if}~~ money to qualify for the school ~~{district}~~ district's or charter ~~{school}~~ school's complies with requirements to limit class size in kindergarten through grade 3 or assign a paraprofessional to a class that exceeds the maximum class size school's allocation of class size reduction money;

- ▶ specifies information to be included in a plan for, and a report on, the use of class size reduction money; and
- ▶ requires the State Board of Education to make an annual report to the Education Interim Committee.

Money Appropriated in this Bill:

None

Other Special Clauses:

~~{ This bill takes effect on July 1, 2013. }~~ None

Utah Code Sections Affected:

AMENDS:

53A-17a-124.5, as last amended by Laws of Utah 2010, Chapter 3

~~{ENACTS:~~

~~53A-15-106, Utah Code Annotated 1953~~

Be it enacted by the Legislature of the state of Utah:

Section 1. Section ~~{53A-15-106}~~ **53A-17a-124.5** is ~~{enacted to read:~~

~~53A-15-106. Maximum class size in kindergarten through grade 3 -- Exception --~~

Qualifications of a paraprofessional assigned to a class that exceeds the maximum class size:

~~(1) As used in this section:~~

~~(a) "Core curriculum course" means a language arts, mathematics, science, or social studies course.~~

~~(b) "Direct supervision of a licensed teacher" means the teacher:~~

~~(i) prepares the lesson and plans the instructional support activities the paraprofessional carries out; and~~

~~(ii) evaluates the achievement of the students with whom the paraprofessional works.~~

~~(c) "Paraprofessional" means an individual who:~~

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- ~~_____ (i) works under the direct supervision of a licensed teacher; and~~
 - ~~_____ (ii) meets the qualifications established in Subsection (4).~~
 - ~~_____ (2) Except as provided in Subsection (3), the maximum number of students assigned to a teacher who is teaching a core curriculum course may not exceed:~~
 - ~~_____ (a) 20 students for a kindergarten class, beginning with the 2013-14 school year;~~
 - ~~_____ (b) 22 students for a first grade class, beginning with the 2014-15 school year;~~
 - ~~_____ (c) 22 students for a second grade class, beginning with the 2015-16 school year; and~~
 - ~~_____ (d) 24 students for a third grade class, beginning with the 2016-17 school year.~~
 - ~~_____ (3) The number of students assigned to a teacher who is teaching a core curriculum course may exceed the maximum class size specified in Subsection (2) if a paraprofessional is assigned to the class for the entire duration of the core curriculum course.~~
 - ~~_____ (4) A paraprofessional who is assigned to a class pursuant to Subsection (3) shall have:~~
 - ~~_____ (a) (i) earned a secondary school diploma or a recognized equivalent; and~~
 - ~~_____ (ii) (A) completed at least two years with a minimum of 48 semester hours at an accredited higher education institution; or~~
 - ~~_____ (B) obtained an associate's or higher degree from an accredited higher education institution; or~~
 - ~~_____ (b) satisfied a rigorous state or local assessment of the individual's knowledge of, and ability to assist in instructing students in, reading, writing, and mathematics.~~
- ~~_____ Section 2. Section 53A-17a-124.5 is amended to read:~~

~~†~~ amended to read:

53A-17a-124.5. Appropriation for class size reduction.

(1) Money appropriated to the State Board of Education for class size reduction shall be used to reduce the average class size in kindergarten through the eighth grade in the state's public schools.

~~{ _____ (2) (a) A school district or charter school is eligible to receive money appropriated under Subsection (1) if the school district or charter school complies with the requirements in Section 53A-15-106 to limit class size in kindergarten through grade 3 or assign a paraprofessional to a class that exceeds the maximum class size.~~

~~†~~ ~~{(2)}{ (b)}~~ Each district or charter school shall receive its allocation based upon prior year average daily membership in kindergarten through grade [eight] ~~8~~ plus growth as

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determined under Subsection 53A-17a-106(3) as compared to the ~~{state total based on}~~ [state] total prior year average daily membership in kindergarten through grade 8 plus growth of school districts and charter schools that ~~{are eligible}~~ qualify for an allocation pursuant to Subsection ~~(2)(a)~~ 8.

(3) (a) A district ~~{or charter school}~~ may use its allocation to reduce class size in any one or all of the grades referred to under this section, except as otherwise provided in Subsection (3)(b).

(b) (i) Each district or charter school shall use 50% of its allocation to reduce class size in any one or all of grades kindergarten through grade ~~[two]~~ 2, with an emphasis on improving student reading skills.

(ii) If a district's or charter school's average class size is below 18 in grades kindergarten through ~~[two]~~ grade 2, it may petition the state board for, and the state board may grant, a waiver to use its allocation under Subsection (3)(b)(i) for class size reduction in the other grades.

(4) Schools may use nontraditional innovative and creative methods to reduce class sizes with this appropriation and may use part of their allocation to focus on class size reduction for specific groups, such as at risk students, or for specific blocks of time during the school day.

(5) (a) A school district or charter school may use up to 20% of its allocation under Subsection (1) for capital facilities projects if such projects would help to reduce class size.

(b) If a school district's or charter school's student population increases by 5% or 700 students from the previous school year, the school district or charter school may use up to 50% of any allocation it receives under this section for classroom construction.

(6) This appropriation is to supplement any other appropriation made for class size reduction.

(7) The Legislature shall provide for an annual adjustment in the appropriation authorized under this section in proportion to the increase in the number of students in the state in kindergarten through grade eight.

~~{Section 3. Effective date.~~

~~— This bill takes effect on July 1, 2013.~~

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Legislative Review Note

~~as of 2-14-13 8:00 AM~~

~~Office of Legislative Research and General Counsel~~ (8) (a) To qualify for class size reduction money, a school district or charter school shall submit:

(i) a plan for the use of the school district's or charter school's allocation of class size reduction money to the State Board of Education; and

(ii) beginning with the 2014-15 school year, a report on the school district's or charter school's use of class size reduction money in the prior school year.

(b) The plan and report required pursuant to Subsection (8)(a) shall include the following information:

(i) (A) the number of teachers employed using class size reduction money;

(B) the amount of class size reduction money expended for teachers; and

(C) if supplemental school district or charter school funds are expended to pay for teachers employed using class size reduction money, the amount of the supplemental money;

(ii) (A) the number of paraprofessionals employed using class size reduction money;

(B) the amount of class size reduction money expended for paraprofessionals; and

(C) if supplemental school district or charter school funds are expended to pay for paraprofessionals employed using class size reduction money, the amount of the supplemental money; and

(iii) the amount of class size reduction money expended for capital facilities.

(c) The information required to be reported in Subsections (8)(b)(i)(A) through (C) and (8)(b)(ii)(A) through (C) shall be categorized by a teacher's or paraprofessional's teaching assignment, such as the grade level, course, or subject taught.

(d) Based on the data contained in the class size reduction plans and reports submitted by school districts and charter schools, and data on average class size, the State Board of Education shall annually report to the Education Interim Committee on the impact of class size reduction money on class size.