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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/15/2011	.	
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The Committee on Budget (Simmons) recommended the following:

Senate Amendment (with title amendment)

Delete lines 36 - 119

and insert:

(a) Courses in language arts/reading, mathematics, social studies, and science in prekindergarten through grade 3;

(b) Courses in grades 4 through 8 in subjects that are measured by state assessment at any grade level and courses required for middle school promotion;

(c) Courses in grades 9 through 12 in subjects that are measured by state assessment at any grade level and courses that are specifically identified by name in statute as required for high school graduation and that are not measured by state



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14 assessment, excluding any extracurricular courses pursuant to
15 subsection (15);

16 (d) Exceptional student education courses; and

17 (e) English for Speakers of Other Languages courses.

18 ~~courses defined by the Department of Education as mathematics,~~
19 ~~language arts/reading, science, social studies, foreign~~
20 ~~language, English for Speakers of Other Languages, exceptional~~
21 ~~student education, and courses taught in traditional self-~~
22 ~~contained elementary school classrooms.~~

23

24 The term is limited in meaning and used for the sole purpose of
25 designating classes that are subject to the maximum class size
26 requirements established in s. 1, Art. IX of the State
27 Constitution. This term does not include courses offered under
28 ss. 1002.37, 1002.415, and 1002.45.

29 (15) "Extracurricular courses" means all courses that are
30 not defined as "core-curricula courses," which may include, but
31 are not limited to, physical education, fine arts, performing
32 fine arts, ~~and~~ career education, and courses that may result in
33 college credit. The term is limited in meaning and used for the
34 sole purpose of designating classes that are not subject to the
35 maximum class size requirements established in s. 1, Art. IX of
36 the State Constitution.

37 Section 2. Subsections (1) and (2) of section 1003.03,
38 Florida Statutes, are amended, and subsection (6) is added to
39 that section, to read:

40 1003.03 Maximum class size.—

41 (1) ~~CONSTITUTIONAL~~ CLASS SIZE MAXIMUMS.—Each year, on or
42 before the October student membership survey, the following



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43 class size maximums shall be satisfied Pursuant to s. 1, Art. IX
44 of the State Constitution, beginning in the 2010-2011 school
45 year:

46 (a) The maximum number of students assigned to each teacher
47 who is teaching core-curricula courses in public school
48 classrooms for prekindergarten through grade 3 may not exceed 18
49 students.

50 (b) The maximum number of students assigned to each teacher
51 who is teaching core-curricula courses in public school
52 classrooms for grades 4 through 8 may not exceed 22 students.
53 The maximum number of students assigned to a core-curricula high
54 school course in which a student in grades 4 through 8 is
55 enrolled shall be governed by the requirements in paragraph (c).

56 (c) The maximum number of students assigned to each teacher
57 who is teaching core-curricula courses in public school
58 classrooms for grades 9 through 12 may not exceed 25 students.

59
60 These maximums shall be maintained after the October student
61 membership survey, except as provided in paragraph (2) (b) or due
62 to an extreme emergency beyond the control of the district
63 school board.

64 (2) IMPLEMENTATION.—

65 (a) The Department of Education shall annually calculate
66 class size measures described in subsection (1) based upon the
67 October student membership survey.

68 (b) A student who enrolls in a school after the October
69 student membership survey may be assigned to an existing class
70 that temporarily exceeds the maximum number of students in
71 subsection (1) if the district school board determines it to be



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72 impractical, educationally unsound, or disruptive to student
73 learning to not assign the student to the class. If the district
74 school board makes this determination:

75 1. Up to three students may be assigned to a teacher in
76 kindergarten through grade 3 above the maximum as provided in
77 paragraph (1) (a);

78 2. Up to five students may be assigned to a teacher in
79 grades 4 through 12 above the maximum as provided in paragraphs
80 (1) (b) and (1) (c), respectively; and

81 3. The district school board shall develop a plan that
82 provides that the school will be in full compliance with the
83 maximum class size in subsection (1) by the next October student
84 membership survey.

85 ~~(b) Prior to the adoption of the district school budget for~~
86 ~~2010-2011, each district school board shall hold public hearings~~
87 ~~and provide information to parents on the district's website,~~
88 ~~and through any other means by which the district provides~~
89 ~~information to parents and the public, on the district's~~
90 ~~strategies to meet the requirements in subsection (1).~~

91 (6) COURSES FOR COMPLIANCE.—Consistent with the provisions
92 in ss. 1003.01(14) and 1003.428, the Department of Education
93 shall identify from the Course Code Directory the core-curricula
94 courses for the purpose of satisfying the maximum class size
95 requirement in this section. The department may adopt rules to
96 implement this subsection, if necessary.

97
98 ===== T I T L E A M E N D M E N T =====

99 And the title is amended as follows:

100 Delete line 23



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101 and insert:
102 the next October student membership survey; requiring
103 that the Department of Education identify from the
104 Course Code Directory the core-curricula courses for
105 the purpose of satisfying the maximum class size
106 requirement; authorizing the department to adopt
107 rules; amending