29-189-00

1                      A bill to be entitled

2           An act relating to school personnel; requiring

3           the Department of Education to limit the number

4           of noninstructional personnel that may be

5           employed by school districts; defining the term

6           "noninstructional personnel"; requiring that

7           the department classify school districts based

8           on the number of full-time-equivalent students

9           enrolled in the district; requiring that the

10          department establish ratios within each

11          district classification for the maximum

12          percentage of noninstructional personnel to

13          full-time-equivalent students; limiting the

14          maximum ratios that the department may

15          establish; requiring a reduction in state funds

16          for any school district that exceeds the

17          maximum percentage of noninstructional

18          personnel; providing an effective date.

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20   Be It Enacted by the Legislature of the State of Florida:

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22          Section 1.  Limitation on employment of

23   noninstructional personnel by school districts.--

24          (1)(a)  Notwithstanding any other law, the Department

25   of Education shall establish limitations on the number of

26   noninstructional personnel that may be employed by school

27   districts, based on the total number of full-time-equivalent

28   students enrolled in the district.

29          (b)  As used in this section, the term

30   "noninstructional personnel" means school district personnel

31   who:

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**CODING:** Words ~~stricken~~ are deletions; words <u>underlined</u> are additions.

1          1.  Are classified as administrative personnel or
2    managers under section 236.685, Florida Statutes; and
3          2.  Do not perform any instructional duties.
4          (2)(a)  Based on the prior year's enrollment, the
5    department shall classify the school districts as follows:
6    the 20 districts with the fewest number of
7    full-time-equivalent students shall be classified as
8    small-sized districts; the 10 districts with the largest
9    number of full-time-equivalent students shall be classified as
10   large-sized districts; and the remaining districts shall be
11   classified as medium-sized districts.
12         (b)  By July 1 of each year, the department shall
13   establish a ratio for the school districts in each of the
14   three size classifications. The ratio must specify the maximum
15   percentage of noninstructional personnel to
16   full-time-equivalent students which a school district may
17   employ.  However, the department shall provide for an
18   adjustment in the ratio for a district that contains a larger
19   percentage of small schools than districts of equivalent size.
20   The department may not establish a ratio that exceeds the
21   average ratio of noninstructional personnel to
22   full-time-equivalent students which existed within a
23   particular district size classification during the 1998-1999
24   school year.
25         (c)  In addition, the department shall determine the
26   average annual salary, including the cost of benefits, for
27   noninstructional personnel employed by school districts in
28   each of the three size classifications.
29         (3)  The department shall determine each school year if
30   any school district exceeds the maximum number of positions
31   allowed for noninstructional personnel. For each position that

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1  exceeds the maximum allowable number within a district, the

2  department shall deduct an amount equal to 50 percent of the

3  average cost of that position from the state funds allocated

4  to the district.

5       Section 2.  This act shall take effect upon becoming a

6  law.

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9                        SENATE SUMMARY

10  Requires that the Department of Education establish
    limits on the percentage of noninstructional personnel
11  compared to students that may be employed by school
    districts. Requires that the department divide the school
12  districts into three categories, based on the number of
    full-time-equivalent students enrolled in the district.
13  Provides for the ratios set by the department to be based
    on the size classification of the district. Requires that
14  the department deduct from state funds allocated to the
    district 50 percent of the average cost of each position
15  that exceeds the maximum number allowed for
    noninstructional personnel. (See bill for details.)

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