

By Representative Ritter

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 the department to  
16          determine average annual salary for  
17          noninstructional personnel; requiring a  
18          reduction in state funds for any school  
19          district that exceeds the maximum percentage of  
20          noninstructional personnel; providing an  
21          effective date.

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

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25           Section 1. Limitation on employment of  
26 noninstructional personnel by school districts.--

27           (1)(a) Notwithstanding any other law, the Department  
28 of Education shall establish limitations on the number of  
29 noninstructional personnel that may be employed by school  
30 districts, based on the total number of full-time-equivalent  
31 students enrolled in the district.

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

1           (3) The department shall determine each school year if  
2 any school district exceeds the maximum number of positions  
3 allowed for noninstructional personnel. For each position that  
4 exceeds the maximum allowable number within a district, the  
5 department shall deduct an amount equal to 50 percent of the  
6 average cost of that position from the state funds allocated  
7 to the district.

8           Section 2. This act shall take effect upon becoming a  
9 law.

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SENATE SUMMARY

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