

By Senator Geller

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A bill to be entitled

An act relating to school personnel; requiring the Department of Education to limit the number of noninstructional personnel that may be employed by school districts; defining the term "noninstructional personnel"; requiring that the department classify school districts based on the number of full-time equivalent students enrolled in the district; requiring that the department establish ratios within each district classification for the maximum percentage of noninstructional personnel to full-time equivalent students; limiting the maximum ratios that the department may establish; requiring a reduction in state funds for any school district that exceeds the maximum percentage of noninstructional personnel; providing an effective date.

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

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

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

(b) As used in this section, the term "noninstructional personnel" means school district personnel who:

1 1. Are classified as administrative personnel or
2 managers under s. 1012.01, 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 having the fewest number of full-time
7 equivalent students shall be classified as small-sized
8 districts; the 10 districts having the largest number of
9 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 full-time
16 equivalent students which a school district may employ.
17 However, the department shall provide for an adjustment in the
18 ratio for a district that contains a larger percentage of
19 small schools than districts of equivalent size. The
20 department may not establish a ratio that exceeds the average
21 ratio of noninstructional personnel to full-time equivalent
22 students which existed within a particular district size
23 classification during the 2006-2007 school year.

24 (c) In addition, the department shall determine the
25 average annual salary, including the cost of benefits, for
26 noninstructional personnel employed by school districts in
27 each of the three size classifications.

28 (3) The department shall determine each school year if
29 any school district exceeds the maximum number of positions
30 allowed for noninstructional personnel. For each position that
31 exceeds the maximum allowable number within a district, the

1 department shall deduct an amount equal to 50 percent of the
2 average cost of that position from the state funds allocated
3 to the district.

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

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8 SENATE SUMMARY

9 Requires the Department of Education to limit the number
10 of noninstructional personnel that may be employed by
11 school districts. Defines the term "noninstructional
12 personnel." Requires that the department classify school
13 districts based on the number of full-time equivalent
14 students enrolled in the district. Requires that the
15 department establish ratios within each district
16 classification for the maximum percentage of
17 noninstructional personnel to full-time equivalent
18 students. Limits the maximum ratios that the department
19 may establish. Requires a reduction in state funds for
20 any school district that exceeds the maximum percentage
21 of noninstructional personnel.
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