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LEGISLATIVE ACTION

Senate	.	House
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Senator Bullard moved the following:

**Senate Amendment (with ballot amendment)**

Delete lines 15 - 89

and insert:

ARTICLE IX

EDUCATION

SECTION 1. Public education.—

(a) The education of children is a fundamental value of the people of the State of Florida. It is, therefore, a paramount duty of the state to make adequate provision for the education of all children residing within its borders. Adequate provision shall be made by law for a uniform, efficient, safe, secure, and high quality system of free public schools that allows students



908080

14 to obtain a high quality education and for the establishment,  
15 maintenance, and operation of institutions of higher learning  
16 and other public education programs that the needs of the people  
17 may require. To assure that children attending public schools  
18 obtain a high quality education, the legislature shall make  
19 adequate provision to ensure that, by the beginning of the 2010-  
20 2011 ~~2010~~ school year and for each school year thereafter, there  
21 are a sufficient number of classrooms so that:

22 (1) The maximum number of students who are assigned to each  
23 teacher who is teaching in public school classrooms for  
24 prekindergarten through grade 3 does not exceed 18 students;

25 (2) The maximum number of students who are assigned to each  
26 teacher who is teaching in public school classrooms for grades 4  
27 through 8 does not exceed 22 students; and

28 (3) The maximum number of students who are assigned to each  
29 teacher who is teaching in public school classrooms for grades 9  
30 through 12 does not exceed 25 students.

31 (b) Upon confirmation that schools have met the class size  
32 requirements of subsection (a) through the October student  
33 membership survey each year, schools may exceed these  
34 requirements in the event of unexpected student enrollment  
35 growth with the following restrictions:

36 (1) The maximum number of students who are assigned to each  
37 teacher in an individual classroom for prekindergarten through  
38 grade 3 does not exceed 21 students;

39 (2) The maximum number of students who are assigned to each  
40 teacher in an individual classroom for grades 4 through 8 does  
41 not exceed 27 students; and

42 (3) The maximum number of students who are assigned to each



908080

43 teacher in an individual classroom for grades 9 through 12 does  
44 not exceed 30 students.

45  
46 The class size requirements of subsections (a) and (b) ~~this~~  
47 ~~subsection~~ do not apply to extracurricular or virtual classes.  
48 Payment of the costs associated with reducing class size to meet  
49 these requirements is the responsibility of the state and not of  
50 local school ~~schools~~ districts. ~~Beginning with the 2003-2004~~  
51 ~~fiscal year,~~ The legislature shall provide sufficient funds to  
52 maintain ~~reduce~~ the average number of students required by  
53 subsections (a) and (b) ~~in each classroom by at least two~~  
54 ~~students per year until the maximum number of students per~~  
55 ~~classroom does not exceed the requirements of this subsection.~~

56 (c) ~~(b)~~ Every four-year old child in Florida shall be  
57 provided by the State a high quality prekindergarten ~~pre-~~  
58 ~~kindergarten~~ learning opportunity in the form of an early  
59 childhood development and education program which shall be  
60 voluntary, high quality, free, and delivered according to  
61 professionally accepted standards. An early childhood  
62 development and education program means an organized program  
63 designed to address and enhance each child's ability to make age  
64 appropriate progress in an appropriate range of settings in the  
65 development of language and cognitive capabilities and  
66 emotional, social, regulatory, and moral capacities through  
67 education in basic skills and such other skills as the  
68 Legislature may determine to be appropriate.

69 (d) ~~(e)~~ The early childhood education and development  
70 programs provided by reason of subsection (c) ~~subparagraph (b)~~  
71 shall be implemented no later than the beginning of the 2005



908080

72 school year through funds generated in addition to those used  
73 for existing education, health, and development programs.  
74 Existing education, health, and development programs are those  
75 funded by the State as of January 1, 2002, that provided for  
76 child or adult education, health care, or development.

77 ARTICLE XII

78 SCHEDULE

79 SECTION 31. Class size requirements for public schools. The  
80 amendment to Section 1 of Article IX, which provides flexibility  
81 for schools to meet class size requirements for public schools  
82 due to unexpected student growth after the October student  
83 membership survey, and this section shall take effect upon  
84 approval by the electors and shall operate retroactively to the  
85 beginning of the 2010-2011 school year.

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88 ===== B A L L O T S T A T E M E N T A M E N D M E N T =====

89 And the ballot statement is amended as follows:

90 Delete lines 90 - 115

91 and insert:

92 BE IT FURTHER RESOLVED that the following statement be  
93 placed on the ballot:

94 CONSTITUTIONAL AMENDMENT

95 ARTICLE IX, SECTION 1

96 ARTICLE XII, SECTION 31

97 REVISION OF THE CLASS SIZE REQUIREMENTS FOR PUBLIC  
98 SCHOOLS.—Proposes amendment of the State Constitution to provide  
99 flexibility for schools to meet class size requirements for  
100 public schools due to unexpected student growth after the



908080

101 October student membership survey. For public school classrooms  
102 for prekindergarten through grade 3, for grades 4 through 8, and  
103 for grades 9 through 12, upon confirmation that a school has met  
104 class size requirements through the October student membership  
105 survey, provides a limit on the maximum number of students who  
106 may be assigned to each teacher in an individual classroom.  
107 Provides that class size requirements do not apply to virtual  
108 classes. Modifies requirements for funding to require that the  
109 Legislature provide sufficient funds to maintain class size  
110 requirements. Clarifies that class size requirements apply by  
111 the beginning of the 2010-2011 school year and for each school  
112 year thereafter. Schedules these revisions to take effect upon  
113 approval by the electors of this state and to operate  
114 retroactively to the beginning of the 2010-2011 school year.  
115