

By Senator Bogdanoff

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1 A bill to be entitled

2 An act relating to class size; amending s. 1003.03,
3 F.S.; deleting a provision relating to the calculation
4 of class size categorical allocations and the
5 reduction and reallocation of funds; deleting a
6 provision that requires the Commissioner of Education
7 to prepare a reallocation of funds for school
8 districts that have met the class size requirements;
9 deleting a provision that adds remaining funds to a
10 school district's class size categorical allocation if
11 the school district submits a certified plan to the
12 commissioner; providing an effective date.

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

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16 Section 1. Subsection (4) of section 1003.03, Florida
17 Statutes, is amended to read:

18 1003.03 Maximum class size.—

19 (4) ACCOUNTABILITY.—

20 (a) If the department determines that the number of
21 students assigned to any individual class exceeds the class size
22 maximum, as required in subsection (1), based upon the October
23 student membership survey, the department shall:

24 1. Identify, for each grade group, the number of classes in
25 which the number of students exceeds the maximum and the total
26 number of students which exceeds the maximum for all classes.

27 2. Determine the number of FTE students which exceeds the
28 maximum for each grade group.

29 3. Multiply the total number of FTE students which exceeds

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30 the maximum for each grade group by the district's FTE dollar
31 amount of the class size categorical allocation for that year
32 and calculate the total for all three grade groups.

33 ~~4. Multiply the total number of FTE students which exceeds~~
34 ~~the maximum for all classes by an amount equal to 50 percent of~~
35 ~~the base student allocation adjusted by the district cost~~
36 ~~differential for the 2010-2011 fiscal year and by an amount~~
37 ~~equal to the base student allocation adjusted by the district~~
38 ~~cost differential beginning in the 2011-2012 fiscal year and~~
39 ~~thereafter.~~

40 4.5. Reduce the district's class size categorical
41 allocation by an amount equal to the sum of the calculation
42 ealeculations in subparagraph ~~subparagraphs~~ 3. ~~and~~ 4.

43 (b) The amount of funds reduced shall be the lesser of the
44 amount calculated in paragraph (a) or the undistributed balance
45 of the district's class size categorical allocation. The Florida
46 Education Finance Program Appropriation Allocation Conference
47 shall verify the department's calculation in paragraph (a). The
48 commissioner may withhold distribution of the class size
49 categorical allocation to the extent necessary to comply with
50 paragraph (a).

51 (c) In lieu of the reduction calculation in paragraph (a),
52 if the Commissioner of Education has evidence that a district
53 was unable to meet the class size requirements despite
54 appropriate efforts to do so or because of an extreme emergency,
55 the commissioner may recommend by February 15, subject to
56 approval of the Legislative Budget Commission, the reduction of
57 an alternate amount of funds from the district's class size
58 categorical allocation.

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59 ~~(d) Upon approval of the reduction calculation in~~
60 ~~paragraphs (a) - (c), the commissioner must prepare a reallocation~~
61 ~~of the funds made available for the districts that have fully~~
62 ~~met the class size requirements. The funds shall be reallocated~~
63 ~~by calculating an amount of up to 5 percent of the base student~~
64 ~~allocation multiplied by the total district FTE students. The~~
65 ~~reallocation total may not exceed 25 percent of the total funds~~
66 ~~reduced.~~

67 (d) ~~(e)~~ Each district that has not complied with the
68 requirements in subsection (1) shall submit to the commissioner
69 by February 15 a plan certified by the district school board
70 which ~~that~~ describes the specific actions the district will take
71 in order to fully comply with the requirements in subsection (1)
72 by October of the following school year. ~~If a district submits~~
73 ~~the certified plan by the required deadline, the funds remaining~~
74 ~~after the reallocation calculation in paragraph (d) shall be~~
75 ~~added back to the district's class size categorical allocation~~
76 ~~based on each qualifying district's proportion of the total~~
77 ~~reduction for all qualifying districts for which a reduction was~~
78 ~~calculated in paragraphs (a) - (c). However, no district shall~~
79 ~~have an amount added back that is greater than the amount that~~
80 ~~was reduced.~~

81 (e) ~~(f)~~ The department shall adjust school district class
82 size reduction categorical allocation distributions based on the
83 calculations in paragraphs (a)-(d) ~~(a)-(e)~~.

84 Section 2. This act shall take effect July 1, 2012.