



927004

LEGISLATIVE ACTION

Senate

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House

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Senators Montford, Garcia, and Bean moved the following:

**Senate Amendment (with title amendment)**

Between lines 32 and 33

insert:

Section 2. Subsection (4) of section 1003.03, Florida Statutes, is amended to read:

1003.03 Maximum class size.—

(4) ACCOUNTABILITY.—

(a) The department shall annually determine whether the number of students assigned to each individual classroom exceeds the class size maximums, as required in subsection (1), based



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12 upon the October student membership survey.

13 ~~(b)(a)~~ If the department determines that the number of  
14 students assigned to any classroom ~~individual class~~ exceeds the  
15 class size maximum, ~~as required in subsection (1), based upon~~  
16 ~~the October student membership survey,~~ the department shall:

17 1. Identify, for each grade group, the number of classrooms  
18 ~~classes~~ in which the number of students exceeds the maximum and  
19 the total number of students which exceeds the maximum for all  
20 classrooms ~~classes~~.

21 2. Determine the number of FTE students which exceeds the  
22 maximum for each grade group.

23 3. Multiply the total number of FTE students which exceeds  
24 the maximum for each grade group by the district's FTE dollar  
25 amount of the class size categorical allocation for that year  
26 and calculate the total for all three grade groups.

27 ~~4. Multiply the total number of FTE students which exceeds~~  
28 ~~the maximum for all classes by an amount equal to 50 percent of~~  
29 ~~the base student allocation adjusted by the district cost~~  
30 ~~differential for each of the 2010-2011 through 2013-2014 fiscal~~  
31 ~~years and by an amount equal to the base student allocation~~  
32 ~~adjusted by the district cost differential in the 2014-2015~~  
33 ~~fiscal year and thereafter.~~

34 ~~5. Reduce the district's class size categorical allocation~~  
35 ~~by an amount equal to the sum of the calculations in~~  
36 ~~subparagraphs 3. and 4.~~

37 ~~(c)(b)~~ The amount of funds reduced shall be the lesser of  
38 the amount calculated in paragraph (a) or the undistributed  
39 balance of the district's class size categorical allocation. The  
40 Florida Education Finance Program Appropriation Allocation



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41 Conference shall verify the department's calculation in  
42 paragraph (b) ~~(a)~~. ~~The commissioner may withhold distribution of~~  
43 ~~the class size categorical allocation to the extent necessary to~~  
44 ~~comply with paragraph (a).~~

45 ~~(d)(c)~~ ~~In lieu of the reduction calculation in paragraph~~  
46 ~~(a),~~ If the Commissioner of Education has evidence that a  
47 district was unable to meet the class size requirements despite  
48 appropriate efforts to do so or because of an extreme emergency,  
49 the commissioner may recommend by February 15, subject to  
50 approval of the Legislative Budget Commission, ~~the reduction of~~  
51 an alternate calculation of amount of funds from the district's  
52 class size categorical allocation.

53 ~~(e)(d)~~ Upon approval of the alternate reduction calculation  
54 in paragraphs (b)-(d) ~~(a)-(c)~~, the funds shall be expended on  
55 the lowest performing elementary schools based on the state  
56 reading assessment for which an additional hour of instruction  
57 is required pursuant to s. 1011.62 (1) (f)2. or (9) (a). Any  
58 remaining funds shall be expended pursuant to the remaining  
59 provisions of s. 1011.62(1) (f) ~~commissioner must prepare a~~  
60 ~~reallocation of the funds made available for the districts that~~  
61 ~~have fully met the class size requirements. The funds shall be~~  
62 ~~reallocated by calculating an amount of up to 5 percent of the~~  
63 ~~base student allocation multiplied by the total district FTE~~  
64 ~~students. The reallocation total may not exceed 25 percent of~~  
65 ~~the total funds reduced.~~

66 ~~(f)(e)~~ Each district that has not complied with the  
67 requirements in subsection (1) shall submit to the commissioner  
68 by February 1 a plan certified by the district school board that  
69 describes the specific actions the district will take in order



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70 to fully comply with the requirements in subsection (1) by  
71 October of the following school year. ~~If a district submits the~~  
72 ~~certified plan by the required deadline, the funds remaining~~  
73 ~~after the reallocation calculation in paragraph (d) shall be~~  
74 ~~added back to the district's class size categorical allocation~~  
75 ~~based on each qualifying district's proportion of the total~~  
76 ~~reduction for all qualifying districts for which a reduction was~~  
77 ~~calculated in paragraphs (a)-(c). However, no district shall~~  
78 ~~have an amount added back that is greater than the amount that~~  
79 ~~was reduced.~~

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

83  
84 ===== T I T L E A M E N D M E N T =====

85 And the title is amended as follows:

86 Between lines 4 and 5

87 insert:

88 s. 1003.03, F.S.; revising accountability requirements  
89 for maximum class size calculations; amending