

1 HB43
2 116931-2
3 By Representative Lindsey
4 RFD: Education Appropriations
5 First Read: 12-JAN-10
6 PFD: 11/05/2009

1 Superintendent of Education, average daily membership for
2 local boards of education may be calculated using alternative
3 days to the first 20 scholastic days following Labor Day. Such
4 alternative calculation shall be determined by the State
5 Department of Education on a case by case basis. If a request
6 from a local board is made to the State Superintendent, he
7 shall submit a report detailing the decision of the
8 superintendent to the chairman of the Senate Finance and
9 Taxation-Education and the House Education Appropriations
10 committees and to the Examiners of Public Accounts within 30
11 days following the end of the ADM reporting period. Average
12 daily membership is defined as the average number of students
13 enrolled on a daily basis. Each school, at a minimum, shall
14 earn instructional support units based on the accreditation
15 standards of the commissions which comprise the Southern
16 Association of Colleges and Schools or as otherwise required
17 by an accreditation system adopted by the State Board of
18 Education. Instructional support units shall be earned for
19 principals, assistant principals, counselors, and librarians,
20 and shall be added to a school's teacher units to determine
21 total units earned for each school. Notwithstanding the
22 accreditation standards referenced above, every school shall
23 earn one full-time principal unit beginning with the fiscal
24 year 2008-2009. An instructional support unit earned for a
25 principal shall be increased by a factor of .7 for high
26 schools, unit schools, and area vocational centers; .6 for

1 middle schools; and .5 for elementary schools. An
2 instructional support unit earned for an assistant principal
3 shall be increased by .3; and an instructional support unit
4 earned for a high school guidance counselor shall be increased
5 by .1. Each area vocational center shall earn only one
6 instructional support unit which shall be a principal
7 (director) and shall continue to earn a counselor should it
8 have received a counselor unit in 1994-95. Beginning in the
9 2009-10 school year, the salary supplement factors for
10 instructional support units, including principals, assistant
11 principals, counselors, and librarians, shall be recommended
12 to the Governor and the Legislature annually by the State
13 Board of Education, but shall not be less than the factors
14 established above. Those local boards of education which show
15 an increase in average daily membership during the first 20
16 scholastic days following Labor Day of the current year may be
17 allowed one additional teacher unit or fraction thereof for
18 each specified number of pupils in subsection (b) in such
19 increase in average daily membership for such current year.

20 "(b) The grade level divisors for each fiscal year
21 shall be weighted for each grade to provide funding for
22 special education and vocational education. For the 1995-96
23 school year the grade level divisors include for special
24 education 5 percent full time equivalent across all grades
25 weighted 2.5 times the regular student weight. For the 1995-96
26 school year the grade level divisors include for

1 vocational/technical education 7.4 percent full time
2 equivalent in grades 7-8 weighted 1.4 times the regular
3 student weight, and 16.5 percent full time equivalent in
4 grades 9-12 weighted 2.0 times the regular student weight. The
5 weights for special education and vocational education shall
6 be recommended to the Governor and the Legislature annually by
7 the State Board of Education. For the 1995-1996 school year,
8 one teacher unit shall be allowed for each 16 pupils in
9 average daily membership in kindergarten through third grade;
10 one teacher unit shall be allowed for each 24 pupils in
11 average daily membership in grade four through grade six; one
12 teacher unit shall be allowed for each 23 pupils in average
13 daily membership in grade seven through grade eight; and one
14 teacher unit shall be allowed for each 20 pupils in average
15 daily membership in grade nine through grade twelve. Beginning
16 in the 1996-97 school year, the teacher unit divisors shall be
17 recommended to the Governor and the Legislature annually by
18 the State Board of Education, but shall not be higher than the
19 divisors established for the 1995-1996 school year.

20 "(c) It is the intent of the Legislature that local
21 boards of education experiencing increases in average daily
22 membership receive payment for additional current teacher
23 units earned pursuant to subsection (a) as early in the school
24 year as possible. The State Superintendent of Education shall
25 certify to the State Budget Officer the amount for additional
26 current teacher units earned and/or other current expense

1 increase required by subsection (j) and shall adjust the local
2 board of education's regular allocation of state funds, and
3 make requisition on the state Comptroller accordingly, within
4 thirty days of receipt of the first 20 scholastic days
5 membership report.

6 "(d) Current units shall be calculated by comparing
7 the first 20 scholastic days following Labor Day of average
8 daily membership of a current year with that of the prior
9 year. This comparison shall be grade by grade with the prior
10 year first 20 scholastic days following Labor Day average
11 daily membership subtracted from the current year first 20
12 scholastic days following Labor Day average daily membership.
13 The difference shall be divided by the Foundation Program
14 grade divisor for each grade. The result by grade shall be
15 summed over all grades to yield current teacher units by local
16 board of education. No current teacher units shall be earned
17 if the number of units by local board of education is less
18 than or equal to zero. The total of all current teacher units
19 by local board of education determines the number of state
20 current teacher units for the year.

21 "(e) The allocation of funds for current teacher
22 units shall be determined by multiplying the average
23 allocation per teacher unit in the current year Foundation
24 Program.

25 "(f) Current teacher unit calculations shall be
26 completed by the State Department of Education not later than

1 December 1 of the current year and the allocation of current
2 teacher unit funds shall be distributed in accordance with
3 subsection (c).

4 "(g) If funds allocated for current teacher units
5 are insufficient to fully fund current teacher units, the
6 allocation for each current teacher unit shall be prorated
7 accordingly based upon funds available for that purpose.

8 "(h) The State Department of Education shall report
9 to the Governor by December 1 of each year the estimated
10 current teacher units for the next budget year.

11 "(i) Current teacher units shall be allocated only
12 when earned.

13 "(j) Current teacher unit funds not earned shall be
14 distributed to all local boards of education as an increase in
15 other current expense.

16 "(k) Local boards of education have the management
17 responsibility to allocate current teacher unit funds where
18 needed."

19 Section 2. This act shall become effective
20 immediately following its passage and approval by the
21 Governor, or its otherwise becoming law.

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House of Representatives

Read for the first time and re-
ferred to the House of Representa-
tives committee on Education Approp-
riations 12-JAN-10

Acted on by Education Appropria-
tions as Favorable with 1 substi-
tute 21-JAN-10

Read for the third time and passed
as amended 28-JAN-10

Yeas 100, Nays 0, Abstains 0

Greg Pappas
Clerk