By Senator Geller

31-111-05

 1   A bill to be entitled
 2   An act relating to school personnel; requiring
 3   the Department of Education to limit the number
 4   of noninstructional personnel that may be
 5   employed by school districts; defining the term
 6   "noninstructional personnel"; requiring that
 7   the department classify school districts based
 8   on the number of full-time-equivalent students
 9   enrolled in the district; requiring that the
10   department establish ratios within each
11   district classification for the maximum
12   percentage of noninstructional personnel to
13   full-time-equivalent students; limiting the
14   maximum ratios that the department may
15   establish; requiring a reduction in state funds
16   for any school district that exceeds the
17   maximum percentage of noninstructional
18   personnel; providing an effective date.
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20   Be It Enacted by the Legislature of the State of Florida:
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22   Section 1. Limitation on employment of
23   noninstructional personnel by school districts.--
24   (1)(a) Notwithstanding any other law, the Department
25   of Education shall establish limitations on the number of
26   noninstructional personnel that may be employed by school
27   districts, based on the total number of full-time-equivalent
28   students enrolled in the district.
29   (b) As used in this section, the term
30   "noninstructional personnel" means school district personnel
31   who:

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 1   1. Are classified as administrative personnel or
 2   managers under section 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 with the fewest number of
 7   full-time-equivalent students shall be classified as
 8   small-sized districts; the 10 districts with the largest
 9   number of 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
16   full-time-equivalent students which a school district may
17   employ. However, the department shall provide for an
18   adjustment in the ratio for a district that contains a larger
19   percentage of small schools than districts of equivalent size.
20   The department may not establish a ratio that exceeds the
21   average ratio of noninstructional personnel to
22   full-time-equivalent students which existed within a
23   particular district size classification during the 2004-2005
24   school year.
25   (c) In addition, the department shall determine the
26   average annual salary, including the cost of benefits, for
27   noninstructional personnel employed by school districts in
28   each of the three size classifications.
29   (3) The department shall determine each school year if
30   any school district exceeds the maximum number of positions
31   allowed for noninstructional personnel. For each position that

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1 exceeds the maximum allowable number within a district, the

2 department shall deduct an amount equal to 50 percent of the

3 average cost of that position from the state funds allocated

4 to the district.

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

6 law.

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9   SENATE SUMMARY

10 Requires that the Department of Education establish
    limits on the percentage of noninstructional personnel
11 relative to student population which may be employed by
    school districts. Requires that the department divide the
12 school districts into three categories based on the
    number of full-time-equivalent students enrolled in the
13 district. Provides for the ratios set by the department
    to be based on the size classification of the district.
14 Requires that the department deduct from state funds
    allocated to the district 50 percent of the average cost
15 of each position that exceeds the maximum number allowed
    for noninstructional personnel. (See bill for details.)

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