

HOUSE BILL 2348

By McCormick

AN ACT to amend Tennessee Code Annotated, Title 49, Chapter 1, Part 1; Section 49-1-302; Title 49, Chapter 3, Part 3 and Title 49, Chapter 5, Part 4, relative to K-12 public education.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-1-104, is amended by deleting subsection (a) in its entirety and replacing it with the following:

(a) Every LEA shall have a policy prohibiting pupil-teacher ratios from exceeding the maximums prescribed in this section. In no school building shall the maximum class size of any grade level unit prescribed in this section exceed the stated number.

<u>Grade Level</u>	<u>Maximum Class Size</u>
K-3	25
4-6	30
7-12	35
Career & Technical Education	25

SECTION 2. Tennessee Code Annotated, Section 49-1-104(c), is amended by deleting it in its entirety.

SECTION 3. Tennessee Code Annotated, Section 49-1-104(e)(3), is amended by deleting the subsection in its entirety.

SECTION 4. Tennessee Code Annotated, Section 49-3-306(a), is amended by deleting the subsection in its entirety and replacing it with the following:

(a) Each LEA shall annually submit to the commissioner a salary plan, which shall be applicable to licensed personnel and which shall include an established base salary per school year consisting of a term of two hundred (200) days. In no event shall

the salary plan adopted pursuant to this subdivision result in the reduction of the salary for a teacher employed by the LEA at the time of the adoption of the salary plan. The salary plan shall not be applicable to substitute personnel. Any additional expenditure incurred as a result of any such salary plan shall be subject to appropriation by the governing body empowered to appropriate the funds.

SECTION 5. Tennessee Code Annotated, Section 49-3-306(b)(2), is amended by deleting the language “the state salary schedule” and replacing it with the word “salaries”.

SECTION 6. Tennessee Code Annotated, Section 49-3-306(b)(4)(B), is amended by deleting the subsection in its entirety and replacing it with the following:

(B) No LEA may use additional funds provided by the state for salaries for licensed personnel to supplant local funds used for such purposes at the time additional state funds were appropriated.

SECTION 7. Tennessee Code Annotated, Section 49-3-306(b)(4)(C), is amended by deleting the subsection in its entirety.

SECTION 8. Tennessee Code Annotated, Section 49-3-306, is amended by deleting subsections (e), (f), and (g) in their entirety.

SECTION 9. Tennessee Code Annotated, Section 49-3-366, is amended by deleting the section in its entirety and replacing it with the following:

(a) Notwithstanding § 49-1-302, § 49-3-351, or any other law or rule to the contrary, effective with the 2012-2013 fiscal year, the dollar value of the BEP instructional positions component shall be forty-two thousand two hundred and fifty dollars (\$42,250) per instructional position and the following Tennessee Basic Education Program (BEP) component funding levels as outlined by the state board of education for regular classroom positions shall be adjusted as follows:

1 position per 25 students in grades K-3;

1 position per 30 students in grades 4-6;

1 position per 30 students in grades 7-8;

1 position per 25 students in grade 9; and

1 position per 22.08 students in grades 10-12

(b) No LEA shall receive from the BEP in fiscal year 2012-2013 and in subsequent fiscal years a lesser amount of state funds for instructional salaries, benefits, insurance, and unit costs adjusted for any mandatory increases in these categories and adjusted for any changes in average daily membership, than it received for such purposes in the 2011-2012 fiscal year.

SECTION 10. Tennessee Code Annotated, Section 49-5-402, is amended by deleting this section in its entirety.

SECTION 11. This act shall take effect July 1, 2012, the public welfare requiring it.