

HOUSE BILL 379

F1
HB 119/08 – W&M

9lr1354

By: **Delegates Olszewski, Cardin, Walker, Boteler, Braveboy, Bromwell, Frush, Griffith, Healey, Hixson, Howard, Hubbard, Ivey, Kach, Kaiser, Minnick, Pena-Melnyk, Rice, Ross, Schuler, Stukes, F. Turner, V. Turner, and Valderrama**

Introduced and read first time: February 2, 2009

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education – Reporting Requirement – Class Size**

3 FOR the purpose of requiring the State Department of Education to develop a uniform
4 data collection method to track a certain number of certain students in a
5 classroom teacher’s class by the beginning of a certain academic year; requiring
6 a certain data collection method to reflect a certain number of certain students
7 in a certain class as of a certain date; requiring each county board of education
8 to implement a certain data collection method and report the results of this data
9 collection to the Department on or before a certain date; requiring the
10 Department to report to the General Assembly regarding certain data on or
11 before a certain date; defining a certain term; and generally relating to a
12 uniform data collection method to determine the number of students who
13 participate in a classroom teacher’s class.

14 BY adding to
15 Article – Education
16 Section 7–119
17 Annotated Code of Maryland
18 (2008 Replacement Volume)

19 Preamble

20 WHEREAS, All children deserve an opportunity to learn with consideration
21 given to each child’s learning style; and

22 WHEREAS, Children learn best in learning environments that allow the
23 teacher to provide for individualization of the instructional program and quick
24 attention to each child’s problems and needs; and

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 WHEREAS, Research has shown the strong correlation between small class size
2 and increased student achievement, particularly among minority students; and

3 WHEREAS, Class size data is collected on a random basis, if at all, and most
4 often is recorded as pupil-teacher ratios rather than as actual class size; and

5 WHEREAS, Accurate and consistent class size data is essential; now, therefore,

6 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
7 MARYLAND, That the Laws of Maryland read as follows:

8 **Article - Education**

9 **7-119.**

10 (A) (1) IN THIS SECTION, "CLASSROOM TEACHER" MEANS A TEACHER
11 WHO IS PRIMARILY RESPONSIBLE AND ACCOUNTABLE FOR THE STUDENTS IN
12 THAT CLASS.

13 (2) "CLASSROOM TEACHER" DOES NOT INCLUDE:

14 (I) CURRICULUM SPECIALISTS;

15 (II) GUIDANCE COUNSELORS;

16 (III) LIBRARIANS;

17 (IV) MEDIA SPECIALISTS;

18 (V) INSTRUCTIONAL AIDES;

19 (VI) ATTENDANCE PERSONNEL;

20 (VII) HEALTH SERVICES PERSONNEL;

21 (VIII) PSYCHOLOGISTS;

22 (IX) SOCIAL WORKERS;

23 (X) CLERICAL PERSONNEL;

24 (XI) COMMUNITY COLLEGE STAFF; OR

1 **(XII) ANY OTHER INDIVIDUAL WHOSE JOB DOES NOT**
2 **REQUIRE SKILL IN THE FIELD OF EDUCATION AND WHO IS NOT RESPONSIBLE**
3 **FOR THE DAY-TO-DAY INSTRUCTION OF THE SAME GROUP OF STUDENTS.**

4 **(B) (1) BY THE BEGINNING OF THE 2012-2013 ACADEMIC YEAR, THE**
5 **DEPARTMENT SHALL DEVELOP A UNIFORM DATA COLLECTION METHOD TO**
6 **TRACK THE NUMBER OF STUDENTS WHO REGULARLY PARTICIPATE IN A**
7 **CLASSROOM TEACHER'S CLASS.**

8 **(2) THE UNIFORM DATA COLLECTION METHOD DEVELOPED**
9 **UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL REFLECT THE NUMBER OF**
10 **STUDENTS WHO PARTICIPATE IN A CLASSROOM TEACHER'S CLASS AS OF**
11 **SEPTEMBER 30 OF EACH YEAR.**

12 **(C) BEGINNING WITH THE 2012-2013 ACADEMIC YEAR, EACH COUNTY**
13 **BOARD SHALL:**

14 **(1) IMPLEMENT THE UNIFORM DATA COLLECTION METHOD**
15 **DEVELOPED UNDER SUBSECTION (B) OF THIS SECTION; AND**

16 **(2) REPORT THE RESULTS OF THE DATA COLLECTION TO THE**
17 **DEPARTMENT ON OR BEFORE DECEMBER 1 OF EACH YEAR.**

18 **(D) ON OR BEFORE JANUARY 31 OF EACH YEAR, THE DEPARTMENT**
19 **SHALL REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246**
20 **OF THE STATE GOVERNMENT ARTICLE, ON THE DATA OBTAINED UNDER**
21 **SUBSECTION (C)(2) OF THIS SECTION.**

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 2009.