

SENATE BILL 990

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9lr3339
CF HB 379

By: ~~Senator Stone~~ Senators Stone, Conway, Dyson, Colburn, Greenip,
Harrington, Harris, Lenett, Pinsky, and Rosapepe

Introduced and read first time: February 25, 2009

Assigned to: Rules

Re-referred to: Education, Health, and Environmental Affairs, March 5, 2009

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 27, 2009

CHAPTER _____

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 WHEREAS, Children learn best in learning environments that allow the
2 teacher to provide for individualization of the instructional program and quick
3 attention to each child's problems and needs; and

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

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

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

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

11 **Article - Education**

12 **7-119.**

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

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

17 (I) CURRICULUM SPECIALISTS;

18 (II) GUIDANCE COUNSELORS;

19 (III) LIBRARIANS;

20 (IV) MEDIA SPECIALISTS;

21 (V) INSTRUCTIONAL AIDES;

22 (VI) ATTENDANCE PERSONNEL;

23 (VII) HEALTH SERVICES PERSONNEL;

24 (VIII) PSYCHOLOGISTS;

25 (IX) SOCIAL WORKERS;

26 (X) CLERICAL PERSONNEL;

1 (XI) COMMUNITY COLLEGE STAFF; OR

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

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

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

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

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

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

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

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

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.