

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

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SENATE BILL 38

Short Title: Class Size Reporting/Principal. (Public)

Sponsors: Senator Horner (Primary Sponsor).

Referred to: Rules and Operations of the Senate

February 12, 2019

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THAT THE SCHOOL PRINCIPAL REPORT TO THE
3 SUPERINTENDENT ON NONCOMPLIANCE WITH CLASS SIZE REQUIREMENTS IN
4 KINDERGARTEN THROUGH THIRD GRADE.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 115C-47(10) reads as rewritten:

7 "(10) To Assure Appropriate Class Size. – It shall be the responsibility of local
8 boards of education to assure that the class size requirements set forth in
9 G.S. 115C-301 for kindergarten through third grade are met. ~~Any teacher who
10 believes that the requirements of G.S. 115C-301 have not been met shall make
11 a report to the principal and superintendent, and the superintendent shall
12 immediately determine whether the requirements have in fact not been met. If
13 the superintendent determines the requirements have not been met, he or she~~
14 The principal of each school in the local school administrative unit shall report
15 noncompliance with the class size requirements for kindergarten through third
16 grade as set forth in G.S. 115C-301 to the superintendent on the first school
17 day of each month. The superintendent shall make a report to the local board
18 of education on noncompliance with the class size requirements set forth in
19 G.S. 115C-301 at the next local board of education meeting. The local board
20 of education shall take action to meet the requirements of the statute. If the
21 local board cannot organizationally correct the exception, it shall immediately
22 apply to the State Board of Education for additional personnel or a waiver of
23 the class size requirements, as provided in G.S. 115C-301(g).

24 Upon notification from the State Board of Education that the reported
25 exception does not qualify for an allotment adjustment or a waiver under
26 provisions of G.S. 115C-301, the local board, within 30 days, shall take action
27 necessary to correct the exception, as required in G.S. 115C-301(g).

28 At the end of October and end of February of each school year, the local
29 board of education, through the superintendent, shall file a report with the
30 Superintendent of Public Instruction, in a format prescribed by the
31 Superintendent of Public Instruction, describing the organization for each
32 school in the local school administrative unit, as required by
33 G.S. 115C-301(f).

34 In addition to assuring that the requirements of G.S. 115C-301 are met,
35 each local board of education shall also have the duty to provide an adequate
36 number of classrooms to meet the requirements of that statute."



1 **SECTION 2.** This act is effective when it becomes law and applies beginning with
2 the 2019-2020 school year.