

HOUSE BILL 119

F1
HB 439/07 – W&M

8lr0832

By: **Delegates Cardin, Olszewski, Rice, Stein, and Walker**

Introduced and read first time: January 17, 2008

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: April 4, 2008

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 certain
5 teacher's class by the beginning of a certain academic year; requiring a certain
6 data collection method to reflect a certain number of certain students in a
7 certain class as of a certain date; requiring each county board of education to
8 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 (2006 Replacement Volume and 2007 Supplement)

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;

27 (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) ~~THE~~ BY THE BEGINNING OF THE 2011-2012 ACADEMIC YEAR,
5 THE 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) ~~EACH~~ BEGINNING WITH THE 2011-2012 ACADEMIC YEAR, EACH
13 COUNTY 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 NOVEMBER 1 OF EACH YEAR.

18 (D) ON OR BEFORE ~~DECEMBER 1~~ JANUARY 31 OF EACH YEAR, THE
19 DEPARTMENT SHALL REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE
20 WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, ON THE DATA OBTAINED
21 UNDER SUBSECTION (C)(2) OF THIS SECTION.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 2008.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.