A BILL TO BE ENTITLED

AN ACT TO REQUIRE THAT THE SCHOOL PRINCIPAL REPORT TO THE SUPERINTENDENT ON NONCOMPLIANCE WITH CLASS SIZE REQUIREMENTS IN KINDERGARTEN THROUGH THIRD GRADE.

The General Assembly of North Carolina enacts:

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

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

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

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

In addition to assuring that the requirements of G.S. 115C-301 are met, each local board of education shall also have the duty to provide an adequate number of classrooms to meet the requirements of that statute."
SECTION 2. This act is effective when it becomes law and applies beginning with the 2019-2020 school year.