

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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HOUSE BILL 720
Committee Substitute Favorable 6/7/11
Third Edition Engrossed 6/8/11
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Proposed Conference Committee Substitute H720-PCCS70263-RQ-1

Short Title: School & Teacher Paperwork Reduction Act.

(Public)

Sponsors:

Referred to:

April 7, 2011

A BILL TO BE ENTITLED

AN ACT TO ENACT THE SCHOOL AND TEACHER PAPERWORK REDUCTION ACT.

The General Assembly of North Carolina enacts:

SECTION 1. This act shall be known as the "School and Teacher Paperwork Reduction Act."

SECTION 2.(a) G.S. 115C-12(19) reads as rewritten:

"(19) Duty to Identify Required Reports and to Eliminate Unnecessary Reports and Paperwork. – Prior to the beginning of each school year, the State Board of Education shall identify all reports that are required at the State level for the school year.

The State Board of Education shall adopt policies to ensure that local school administrative units are not required by the State Board of Education, the State Superintendent, or the Department of Public Instruction staff to (i) provide information that is already available on the student information management system or housed within the Department of Public Instruction; (ii) provide the same written information more than once during a school year unless the information has changed during the ensuing period; or (iii) complete forms, for children with disabilities, that are not necessary to ensure compliance with the federal Individuals with Disabilities Education Act (IDEA). Notwithstanding the foregoing, the State Board may require information available on its student information management system or require the same information twice if the State Board can demonstrate a compelling need and can demonstrate there is not a more expeditious manner of getting the information.

The State Board shall permit schools and local school administrative units to submit all reports to the Department of Public Instruction electronically.

The State Board of Education, in collaboration with the education roundtables within the Department of Public Instruction, shall consolidate all plans that affect the school community. The consolidated plan shall be



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1 posted on each school's Web site for easy access by the public and by school
2 personnel.

3 The State Board shall report to the Joint Legislative Education Oversight
4 Committee by November 15 of each year on the reports it has consolidated
5 or eliminated for the upcoming school year."

6 **SECTION 2.(b)** G.S. 115C-12 is amended by adding a new subdivision to read:

7 "(19a) Duty to Consolidate Applications for State Funding. – The State Board of
8 Education shall adopt policies to streamline the process for local school
9 administrative units applying for State funding. The policies shall provide
10 for a consolidation of all such applications."

11 **SECTION 3.** G.S. 115C-47(18) reads as rewritten:

12 "(18) To Make Rules Concerning the Conduct and Duties of Personnel. – Local
13 boards of education, upon the recommendation of the superintendent, shall
14 have full power to make all just and needful rules and regulations governing
15 the conduct of teachers, principals, and supervisors, the kind of reports they
16 shall make, and their duties in the care of school property.

17 Prior to the beginning of each school year, each local board of education
18 shall identify all reports, including local school required reports, that are
19 required at the local level for the school year and shall, to the maximum
20 extent possible, eliminate any duplicate or obsolete reporting
21 requirements, requirements and consolidate remaining reporting
22 requirements. No additional reports shall be required at the local level after
23 the beginning of the school year without the prior approval of the local board
24 of education.

25 Prior to the beginning of each school year, each local board of education
26 shall also identify software protocols such as NC Wise that could be used to
27 minimize repetitious data entry by teachers and shall make them available to
28 teachers.

29 Each local board of education shall appoint a person or establish a local
30 paperwork control committee to monitor all reports and other paperwork
31 required of teachers by the central office, office and to monitor teachers'
32 access to software protocols that minimize repetitious data entry."

33 **SECTION 4.** The Department of Health and Human Services, in consultation with
34 the More at Four Program and the Smart Start Program, shall review all reporting requirements
35 imposed on the public schools relating to the operations of the programs and child care
36 regulation requirements. The Department of Health and Human Services shall reduce the
37 frequency of reporting as appropriate, based upon the review and recommendation of the
38 parties involved.

39 The Department of Health and Human Services shall report to the General
40 Assembly on its implementation of this section by October 1, 2011.

41 **SECTION 5.** G.S. 115C-302.1(b) reads as rewritten:

42 "(b) Salary Payments. – State-allotted teachers shall be paid for a term of 10 months.
43 State-allotted months of employment for vocational education to local boards shall be used for
44 the employment of teachers of vocational and technical education for a term of employment to
45 be determined by the local boards of education. However, local boards shall not reduce the
46 term of employment for any vocational agriculture teacher personnel position that was 12
47 calendar months for the 1982-83 school year for any school year thereafter. In addition, local
48 boards shall not reduce the term of employment for any vocational agriculture teacher
49 personnel position that was 12 calendar months for the 2003-2004 school year for any school
50 year thereafter.

1 Each local board of education shall establish a set date on which monthly salary payments
2 to State-allotted teachers shall be made. This set pay date may differ from the end of the month
3 of service. The daily rate of pay for teachers shall equal midway between one twenty-first and
4 one twenty-second of the monthly rate of pay. Except for teachers employed in a year-round
5 school or paid in accordance with a year-round calendar, or both, the initial pay date for
6 teachers shall be no later than August 31 and shall include a full monthly payment. Subsequent
7 pay dates shall be spaced no more than one month apart and shall include a full monthly
8 payment.

9 ~~Teachers may be prepaid on the monthly pay date for days not yet worked. A teacher who~~
10 ~~fails to attend scheduled workdays or who has not worked the number of days for which the~~
11 ~~teacher has been paid and who resigns, is dismissed, or whose contract is not renewed shall~~
12 ~~repay to the local board any salary payments received for days not yet worked. A teacher who~~
13 ~~has been prepaid and continues to be employed by a local board but fails to attend scheduled~~
14 ~~workdays may be subject to dismissal under G.S. 115C 325 or other appropriate~~
15 ~~discipline. Teachers shall be paid only for the days employed as of the set pay date. Payment for~~
16 ~~a full month when days employed are less than a full month is prohibited, as this constitutes~~
17 ~~prepayment.~~

18 Any individual teacher who is not employed in a year-round school may be paid in 12
19 monthly installments if the teacher so requests on or before the first day of the school year. The
20 request shall be filed in the local school administrative unit which employs the teacher. The
21 payment of the annual salary in 12 installments instead of 10 shall not increase or decrease the
22 teacher's annual salary nor in any other way alter the contract made between the teacher and the
23 local school administrative unit. Teachers employed for a period of less than 10 months shall
24 not receive their salaries in 12 installments.

25 Notwithstanding this subsection, the term "daily rate of pay" for the purpose of
26 G.S. 115C-12(8) or for any other law or policy governing pay or benefits based on the teacher
27 salary schedule shall not exceed one twenty-second of a teacher's monthly rate of pay."

28 **SECTION 6.(a)** If House Bill 22, 2011 Regular Session, becomes law, then
29 G.S. 115C-12(19), as amended by this act, reads as rewritten:

30 "(19) Duty to Identify Required Reports and to Eliminate Unnecessary Reports
31 and Paperwork. – Prior to the beginning of each school year, the State Board
32 of Education shall identify all reports that are required at the State level for
33 the school year.

34 The State Board of Education shall adopt policies to ensure that local
35 school administrative units are not required by the State Board of Education,
36 the State Superintendent, or the Department of Public Instruction staff to (i)
37 provide information that is already available on the student information
38 management system or housed within the Department of Public Instruction;
39 (ii) provide the same written information more than once during a school
40 year unless the information has changed during the ensuing period; or (iii)
41 complete forms, for children with disabilities, that are not necessary to
42 ensure compliance with the federal Individuals with Disabilities Education
43 Act (IDEA). Notwithstanding the foregoing, the State Board may require
44 information available on its student information management system or
45 require the same information twice if the State Board can demonstrate a
46 compelling need and can demonstrate there is not a more expeditious
47 manner of getting the information.

48 The State Board shall permit schools and local school administrative
49 units to submit all reports to the Department of Public Instruction
50 electronically.

1 The State Board of Education, in collaboration with the education
2 roundtables within the Department of Public Instruction, shall consolidate all
3 plans that affect the school ~~community~~community, including school
4 improvement plans. The consolidated plan shall be posted on each school's
5 Web site for easy access by the public and by school personnel.

6 The State Board shall report to the Joint Legislative Education Oversight
7 Committee by November 15 of each year on the reports it has consolidated
8 or eliminated for the upcoming school year."

9 **SECTION 6.(b)** If House Bill 22, 2011 Regular Session, becomes law, then
10 G.S. 115C-105.27 is amended by adding a new subsection to read:

11 "(f) If a local board of education finds that a school improvement plan adequately covers
12 another plan that the local school administrative unit is otherwise required to prepare, the local
13 school administrative unit shall not be required to prepare an additional plan on the matter."

14 **SECTION 7.** Section 5 of this act becomes effective July 1, 2012. The remainder
15 of this act is effective when it becomes law and applies beginning with the 2011-2012 school
16 year.