

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 1641

Short Title: School Funding Waiver/Certain LEA's.

(Public)

Sponsors: Representative Easterling.

Referred to: Appropriations.

June 8, 1992

A BILL TO BE ENTITLED

1 AN ACT TO AUTHORIZE CERTAIN BOARDS OF EDUCATION TO REQUEST
2 AND RECEIVE A WAIVER OF STATE LAWS REGARDING FUNDING FOR
3 TEACHER ASSISTANTS.
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5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 115C-238.6(a) reads as rewritten:

7 "(a) Prior to June 30 each year, the State Superintendent shall review local school
8 improvement plans submitted by the local school administrative units in accordance
9 with policies and performance indicators adopted by the State Board of Education. If
10 the State Superintendent approves the plan for a local school administrative unit, that
11 unit shall participate in the Program for the next fiscal year.

12 If a local plan contains a request for a waiver of State laws, regulations, or policies,
13 in accordance with G.S. 115C-238.3(d), the State Superintendent shall determine
14 whether and to what extent the identified laws, regulations, or policies should be
15 waived. The State Superintendent shall present that plan and his determination to the
16 State Board of Education. If the State Board of Education deems it necessary to do so
17 to enable a local unit to reach its local accountability goals, the State Board, only upon
18 the recommendation of the State Superintendent, may grant waivers of:

- 19 (1) State laws pertaining to class size, teacher certification, use of funds
20 for and assignment of teacher assistants, the use of State-adopted
21 textbooks, and the purposes for which State funds for the public
22 schools, except for funds for school health coordinators, may be used:
23 Provided, however, the State Board of Education shall not permit the

- 1 use of funds for teachers for expanded programs under the Basic
2 Education Program for any other purpose;
- 3 (2) All State regulations and policies, except those pertaining to State
4 salary schedules and employee benefits for school employees, the
5 instructional program that must be offered under the Basic Education
6 Program, the system of employment for public school teachers and
7 administrators set out in G.S. 115C-325, health and safety codes,
8 compulsory school attendance, the minimum lengths of the school day
9 and year, and the Uniform Education Reporting System."
- 10 Sec. 2. This act applies only to boards of education in local school
11 administrative units with an average daily membership of more than 70,000 students.