Regular Session, 2014

HOUSE CONCURRENT RESOLUTION NO. 46

BY REPRESENTATIVE NORTON

TEACHERS: Amends a State Board of Elementary and Secondary Education rule relative to planning time for teachers

1	A CONCURRENT RESOLUTION
2	To amend the State Board of Elementary and Secondary Education rule (LAC
3	28:CXV.911(A)), relative to planning time and lunch periods for teachers, and to
4	direct the Office of the State Register to print the amendment in the Louisiana
5	Administrative Code.
6	WHEREAS, relative to planning time for teachers, LAC 28:CXV.911(A) provides
7	for a minimum of forty-five minutes of daily planning time or its weekly equivalent each day
8	for every teacher actively engaged in the instruction and supervision of students in the public
9	schools and provides that implementation of such planning time is subject to the availability
10	of state funds and shall not result in a lengthened school day; and
11	WHEREAS, there is some concern that the rule adopted by the State Board of
12	Elementary and Secondary Education needs to be amended to specify the types of activities
13	that such planning time may and may not include; and
14	WHEREAS, R.S. 49:969 provides that the "legislature, by Concurrent Resolution,
15	may suspend, amend, or repeal any rule or regulation or body of rules or regulations, or any
16	fee or any increase, decrease, or repeal of any fee, adopted by a state department, agency,
17	board, or commission".
18	THEREFORE, BE IT RESOLVED by the Legislature of Louisiana that LAC
19	28:CXV.911(A) is hereby amended to read as follows:
20	§911. Planning Time and Lunch Periods
21	A. Subject to the availability of state funds for this purpose, LEAs shall
22	provide a minimum of 45 minutes daily planning time, or its weekly equivalent, and

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CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

1	a minimum of 30 minutes for lunch each day which shall be duty-free for every
2	teacher actively engaged in the instruction and supervision of students in the public
3	schools. Implementation of planning time and lunch periods for teachers as required
4	in this Section shall not result in a lengthened school day. Planning includes but is
5	not limited to preparation for instruction, evaluation of student work, and completion
6	of administrative functions related to instruction. Time spent attending
7	administrative meetings or training at which attendance is required by school
8	administrators shall not be counted toward the daily minimum of planning time to
9	which teachers are entitled.
10	* * *
11	BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the
12	Office of the State Register, the president of the State Board of Elementary and Secondary
13	Education, and the state superintendent of education.
14	BE IT FURTHER RESOLVED that the Office of the State Register is hereby
15	directed to have the amendment to the rule printed and incorporated into the Louisiana
16	Administrative Code and to transmit a copy of the revised rule to the president of the State
17	Board of Elementary and Secondary Education and the state superintendent of education.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Norton

HCR No. 46

<u>Present rule</u> provides that subject to the availability of state funds for such purpose, local education agencies (LEA) shall provide a minimum of 45 minutes daily planning time, or its weekly equivalent, and a minimum of 30 minutes for lunch each day which shall be duty-free for every teacher actively engaged in the instruction and supervision of students in the public schools. Provides that implementation of planning time and lunch periods for teachers shall not result in a lengthened school day.

<u>Proposed rule</u> amends <u>present rule</u> to add that planning includes but is not limited to preparation for instruction, evaluation of student work, and completion of administrative functions related to instruction. Further adds that time spent by attending administrative meetings or training at which attendance is required by school administrators shall not be counted toward the daily minimum of planning time to which teachers are entitled.