

1 HB429
2 216650-3
3 By Representatives Ledbetter and Collins
4 RFD: Ways and Means Education
5 First Read: 01-MAR-22

1 ENGROSSED

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4 A BILL
5 TO BE ENTITLED
6 AN ACT
7

8 Relating to public K-12 schools; to require the
9 State Board of Education to phase in the employment of
10 auxiliary teachers to assist classroom teachers with
11 instructional and noninstructional activities in all public
12 schools in the state providing instruction in grades K-3.

13 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

14 Section 1. (a) The State Board of Education shall
15 establish and maintain a comprehensive plan to phase in the
16 employment of auxiliary teachers in public schools to partner
17 with certificated classroom teachers in the daily care and
18 instruction of children in grades K-3.

19 (b) The minimum education requirement for an
20 auxiliary teacher is a Child Development Associate credential
21 or the equivalent of nine hours of coursework in childhood
22 development as approved by the State Board of Education. The
23 State Board of Education shall prescribe the duties of
24 auxiliary teachers and shall also establish standards which
25 provide for a determination of how and when auxiliary teachers
26 may be used as an appropriate and necessary part of classroom
27 instruction. An auxiliary teacher employed under this section

1 shall be under the direction of a certificated teacher and the
2 immediate supervision of a school administrator, and may not
3 be utilized to carry out administrative duties other than
4 those administrative duties which may be assigned by the
5 classroom teacher or pursuant to policy of the local board of
6 education as prescribed by State Board of Education standards.

7 (c) The number of auxiliary teachers provided to
8 each school shall be based on a formula developed by the
9 board, taking into consideration average daily membership and
10 student proficiency on the Alabama Comprehensive Assessment
11 Program, or any successor program.

12 (d) (1) Commencing with the 2023-2024 school year,
13 the plan shall initially provide for the employment of
14 auxiliary teachers in those schools where 75 percent or more
15 of the student population are scoring at ~~or below~~ level 1
16 proficiency on the Alabama Comprehensive Assessment Program,
17 or any successor assessment program.

18 (2) Commencing with the 2024-2025 school year, in
19 addition to the auxiliary teachers provided for those schools
20 described in subdivision (1), the plan shall phase in the
21 employment of auxiliary teachers for the remaining public
22 schools in the state providing instruction in grades K-3, with
23 preference given to those schools with a high percentage of
24 the student population scoring ~~below~~ at level 1 proficiency on
25 the Alabama Comprehensive Assessment Program, or any successor
26 program.

1 (3) On or before July 1, 2030, all public schools in
2 the state providing instruction in grades K-3 shall employ
3 auxiliary teachers.

4 (e) Nothing in this section shall be construed to
5 prohibit either of the following:

6 (1) A local board of education from utilizing an
7 individual who has completed, or is in the process of
8 completing, a school youth registered apprenticeship program
9 or internship in education pursuant to the Alabama College and
10 Career Readiness Act or who is credentialed or earning
11 credential pursuant to the Alabama Credential Quality and
12 Transparency Act.

13 (2) A local board of education from utilizing
14 students in attendance in high school grades, or students in
15 attendance in two-year or four-year institutions of higher
16 education, as volunteer aides or assistants to teachers and
17 other school personnel in addition to auxiliary teachers.

18 (f) ~~The funding for this~~ The K-3 auxiliary teacher
19 program requirement is contingent upon available revenue in
20 the Education Trust Fund and appropriation by the Legislature.

21 Section 2. This act shall become effective on the
22 first day of the third month following its passage and
23 approval by the Governor, or its otherwise becoming law.

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House of Representatives

Read for the first time and re-
ferred to the House of Representa-
tives committee on Ways and Means
Education..... 01-MAR-22

Read for the second time and placed
on the calendar 1 amendment 09-MAR-22

Read for the third time and passed
as amended..... 29-MAR-22

Yeas 100, Nays 0, Abstains 0

Jeff Woodard
Clerk