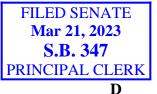
GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2023



S

1

SENATE BILL DRS45136-NGa-62

Short Title:	Revise, Study, and Fund LEP Allotment.	(Public)
Sponsors:	Senators Meyer, Murdock, and Marcus (Primary Sponsors).	
Referred to:		

A BILL TO BE ENTITLED

2 AN ACT TO REVISE THE STUDENTS WITH LIMITED ENGLISH PROFICIENCY 3 ALLOTMENT, TO REQUIRE THE STATE BOARD OF EDUCATION TO STUDY THE 4 STUDENTS WITH LIMITED ENGLISH PROFICIENCY ALLOTMENT, AND TO 5 APPROPRIATE FUNDS TO THE STUDENTS WITH LIMITED ENGLISH 6 PROFICIENCY ALLOTMENT. 7

The General Assembly of North Carolina enacts:

8 SECTION 1.(a) For the 2023-2025 fiscal biennium, the State Board of Education 9 shall develop guidelines for identifying and providing services to students with limited 10 proficiency in the English language, as follows:

- The State Board of Education shall allocate these funds to local school 11 (1)12 administrative units and to charter schools under a formula that takes into account the average percentage of students in the units or the charters over the 13 14 past three years who have limited English proficiency. The State Board of 15 Education shall allocate funds to a unit or a charter school only if (i) average 16 daily membership of the unit or the charter school includes at least 20 students 17 with limited English proficiency or (ii) students with limited English proficiency comprise at least two and one-half percent (2.5%) of the average 18 19 daily membership of the unit or charter school. For the portion of the funds that is allocated on the basis of the number of identified students, the State 20 21 Board of Education shall not set a maximum number or percentage of 22 identified students for whom a unit or charter school may receive funds.
- 23 Local school administrative units shall use funds allocated to them to pay for (2) 24 classroom teachers, teacher assistants, tutors, textbooks, classroom 25 materials/instructional supplies/equipment, transportation costs, and staff development of teachers for students with limited English proficiency. 26
- 27 28 29

A county in which a local school administrative unit receives funds under this (3) section shall use the funds to supplement local current expense funds and shall not supplant local current expense funds.

SECTION 1.(b) The Department of Public Instruction shall prepare a current head 30 31 count of the number of students classified with limited English proficiency by December 1 of each year. Students in the head count shall be assessed at least once every three years to determine 32 33 their level of English proficiency.

34 SECTION 2. The State Board of Education shall study the allotment for students 35 with limited English proficiency (LEP), as enacted by Section 1 of this act. No later than December 31, 2023, the State Board of Education shall report the results of its study to the Joint 36



	General Assem	bly Of North Carolina	Session 2023			
1	Legislative Education Oversight Committee and the Fiscal Research Division. The report shall					
2	include, at a minimum, the following information:					
3	(1)	Whether the current LEP allotment is aligned with resources	needed to ensure			
4		that students with limited English proficiency have the oppor	tunity to become			
5		proficient in English.				
6	(2)	A recommended funding factor to be included in the LEP allo	tment to account			
7		for the number of languages spoken by students in local scho	ol administrative			
8		units and charter schools.				
9	(3)	A recommended plan to foster more bilingual education program	rams in the State.			
10	(4)	Recommended funding models, with associated costs, to	o eliminate any			
11		achievement gap between students who are proficient in Eng	lish and students			
12		with limited English proficiency.				
13	(5)	An analysis of the effects of eliminating in the LEP	allotment any			
14		consideration of (i) the concentration of students with	limited English			
15		proficiency and (ii) a minimum eligibility threshold. The	analysis should			
16		include whether to eliminate any or all of these compone	ents of the LEP			
17		allotment and proposed alternative metrics for allotting these				
18	SEC	TION 3. There is appropriated from the General Fund to the	e Department of			
19	Public Instruction the sum of three million four hundred thousand dollars (\$3,400,000) in					
20	recurring funds for the 2023-2024 fiscal year to increase the students with limited English					
21	proficiency allotment.					
22	SEC'	TION 4. This act becomes effective July 1, 2023.				