



HOUSE BILL 238: Duty-Free Time/Lunch for Teachers

**This Bill Analysis
reflects the contents
of the bill as it was
presented in
committee.**

2015-2016 General Assembly

Committee:	House Education - K-12	Date:	April 28, 2015
Introduced by:	Reps. Elmore, Holloway, Glazier	Prepared by:	Denise Huntley Adams and James Ritter
Analysis of:	PCS to First Edition H238-CSTW-11		Legislative Analysts

SUMMARY: *H.B. 238 would make changes to the statute governing duty-free instructional planning time and would require that daily duty-free planning time be provided to full-time assigned classroom teachers during instructional time during regular student contact hours without implementation funding from the General Assembly. It also sets out in G.S. 115C-301.1 that teachers be given duty-free lunch.*

The Proposed Committee Substitute (PCS) for H.B. 238 would require that teachers must be provided duty-free instructional planning time and a duty-free lunch time, and that a principal may not require a teacher to give up either one on an on-going basis without the consent of the teacher.

The PCS would state that school improvement plans must have a plan for providing a duty-free lunch time for every teacher on a daily basis, or a goal of providing at least seventy-five minutes per week. The PCS would delete provisions regarding any funds from the General Assembly for providing duty-free instructional planning time.

CURRENT LAW: All full-time assigned classroom teachers must be provided duty-free planning time to the maximum extent that:

- The safety and supervision of children will allow during regular student contact hours.
- The duty-free time is funded by the General Assembly.

Principals may not unfairly burden a teacher by making that teacher give up his or her duty-free time on an ongoing, regular basis, without the consent of the teacher.

A duty-free lunch is to be provided for every teacher on a daily basis, or as otherwise approved by the school improvement team in the school improvement plan.

BILL ANALYSIS: The PCS would amend the statute governing duty-free instructional planning time during regular student contact hours. The PCS would delete provisions regarding any funds from the General Assembly for providing duty-free instructional planning time.

The PCS provides for teachers to also have duty-free lunch to the maximum extent that the safety and supervision of students may allow during regular work hours at the school.

The PCS would require the school improvement plan include a plan to provide the duty-free lunch on a daily basis, or a plan with a goal of providing at least seventy-five minutes per week.

EFFECTIVE DATE: The bill becomes effective when it becomes law and applies beginning with the 2015-2016 school year.

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