

Schools & Learning Council Action Packet

**April 11, 2008
9:30 am – 12:00 pm
212 Knott**

**Marco Rubio
Speaker**

**Joe H. Pickens
Council Chair**

COUNCIL MEETING REPORT

Schools & Learning Council

4/11/2008 9:30:00AM

Location: 212 Knott Building

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Joe Pickens (Chair)	X		
Thad Altman	X		
Dorothy Bendross-Mindingall	X		
Marti Coley	X		
Anitere Flores	X		
Clay Ford			X
Bill Heller			X
Martin Klar	X		
John Legg	X		
Janet Long	X		
Charles McBurney	X		
Seth McKeel	X		
William Proctor			X
David Simmons	X		
Anthony Traviesa			X
Shelley Vana	X		
Totals:	12	0	4

Committee meeting was reported out: Friday, April 11, 2008 1:35:47PM

COUNCIL MEETING REPORT

Schools & Learning Council

4/11/2008 9:30:00AM

Location: 212 Knott Building

PCS for HB 331 : Education

Temporarily Deferred

Committee meeting was reported out: Friday, April 11, 2008 1:35:47PM

COUNCIL MEETING REPORT

Schools & Learning Council

4/11/2008 9:30:00AM

Location: 212 Knott Building

PCS for HB 359 : Exceptional Students

Favorable With Amendments

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Thad Altman	X				
Dorothy Bendross-Mindingall	X				
Marti Coley	X				
Anitere Flores	X				
Clay Ford			X		
Bill Heller			X		
Martin Kiar	X				
John Legg	X				
Janet Long	X				
Charles McBurney	X				
Seth McKeel				X	
William Proctor			X		
David Simmons			X		
Anthony Traviesa			X		
Shelley Vana	X				
Joe Pickens (Chair)	X				
Total Yeas: 10		Total Nays: 0			

Committee meeting was reported out: Friday, April 11, 2008 1:35:47PM

COUNCIL MEETING REPORT

Schools & Learning Council

4/11/2008 9:30:00AM

Location: 212 Knott Building

HB 1483 : Teaching Chemical and Biological Evolution

Favorable with Council Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Thad Altman	X				
Dorothy Bendross-Mindingall		X			
Marti Coley	X				
Anitere Flores	X				
Clay Ford			X		
Bill Heller			X		
Martin Kiar		X			
John Legg	X				
Janet Long		X			
Charles McBurney	X				
Seth McKeel	X				
William Proctor			X		
David Simmons			X		
Anthony Traviesa			X		
Shelley Vana		X			
Joe Pickens (Chair)	X				
Total Yeas: 7		Total Nays: 4			

Committee meeting was reported out: Friday, April 11, 2008 1:35:47PM

COUNCIL MEETING REPORT

Schools & Learning Council

4/11/2008 9:30:00AM

Location: 212 Knott Building

CS/CS/CS/SB 1712 : Ethics in Education Act

Favorable With Amendments

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Thad Altman	X				
Dorothy Bendross-Mindingall	X				
Marti Coley	X				
Anitere Flores	X				
Clay Ford			X		
Bill Heller			X		
Martin Kiar	X				
John Legg	X				
Janet Long	X				
Charles McBurney	X				
Seth McKeel	X				
William Proctor			X		
David Simmons	X				
Anthony Traviesa			X		
Shelley Vana	X				
Joe Pickens (Chair)	X				
Total Yeas: 12		Total Nays: 0			

Committee meeting was reported out: Friday, April 11, 2008 1:35:47PM

COUNCIL MEETING REPORT

Schools & Learning Council

4/11/2008 9:30:00AM

Location: 212 Knott Building

CS/CS/SB 1906 : Alternative Credit High School Courses

Favorable With Amendments

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Thad Altman	X				
Dorothy Bendross-Mindingall	X				
Marti Coley	X				
Anitere Flores	X				
Clay Ford			X		
Bill Heller			X		
Martin Kiar	X				
John Legg	X				
Janet Long	X				
Charles McBurney	X				
Seth McKeel	X				
William Proctor			X		
David Simmons	X				
Anthony Traviesa			X		
Shelley Vana	X				
Joe Pickens (Chair)	X				
Total Yeas: 12		Total Nays: 0			

Committee meeting was reported out: Friday, April 11, 2008 1:35:47PM

COUNCIL MEETING REPORT

Schools & Learning Council

4/11/2008 9:30:00AM

Location: 212 Knott Building

CS/SB 1908 : Designation of High School Grades

Favorable With Amendments

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Thad Altman	X				
Dorothy Bendross-Mindingall	X				
Marti Coley	X				
Anitere Flores	X				
Clay Ford			X		
Bill Heller			X		
Martin Klar	X				
John Legg	X				
Janet Long	X				
Charles McBurney	X				
Seth McKeel	X				
William Proctor			X		
David Simmons	X				
Anthony Traviesa			X		
Shelley Vana	X				
Joe Pickens (Chair)	X				
Total Yeas: 12		Total Nays: 0			

Committee meeting was reported out: Friday, April 11, 2008 1:35:47PM

COUNCIL MEETING REPORT

Schools & Learning Council

4/11/2008 9:30:00AM

Location: 212 Knott Building

Summary:

Schools & Learning Council

Friday April 11, 2008 09:30 am

HB 1483	Favorable with Council Substitute	Yeas: 7	Nays: 4
CS/CS/CS/SB 1712	Favorable With Amendments	Yeas: 12	Nays: 0
CS/CS/SB 1906	Favorable With Amendments	Yeas: 12	Nays: 0
CS/SB 1908	Favorable With Amendments	Yeas: 12	Nays: 0
PCS for HB 331	Temporarily Deferred		
PCS for HB 359	Favorable With Amendments	Yeas: 10	Nays: 0

Committee meeting was reported out: Friday, April 11, 2008 1:35:47PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 0359

COUNCIL/COMMITTEE ACTION

ADOPTED — (Y/N)
ADOPTED AS AMENDED — (Y/N)
ADOPTED W/O OBJECTION (Y) (N)
FAILED TO ADOPT — (Y/N)
WITHDRAWN — (Y/N)
OTHER —

1 Council/Committee hearing bill: Schools & Learning Council
2 Representative Kiar offered the following:

3
4 **Amendment (with title amendment)**

5 Remove everything after the enacting clause and insert:

6 Section 1. Subsection (3) is added to section 1003.57,
7 Florida Statutes, to read:

8 1003.57 Exceptional students instruction.--

9 (3) (a) For purposes of this subsection:

10 1. "Agency" means the Department of Children and Family
11 Services or its contracted lead agency, the Agency for Persons
12 with Disabilities, and the Agency for Health Care
13 Administration.

14 2. "Home school district" means the district that is the
15 legal residence of the student.

16 3. "Receiving school district" means the district in which
17 the private residential care facility serving a student is
18 located.

19 4. "Residential placement" or "placement" occurs when an
20 agency has funded or arranged for funding of all or a part of
21 the cost of an exceptional student to live in a facility that

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

22 provides educational services operated or licensed by the
23 agency.

24 (b) The Department of Education in consultation with
25 Department of Children and Family Services, the Agency for
26 Persons with Disabilities, the Agency for Health Care
27 Administration, and school districts shall develop procedures
28 for the timely notification of school districts regarding the
29 placement of exceptional students in residential care
30 facilities. The procedures must provide written notification
31 within 10 days of the placement to the school district where the
32 child is currently counted for FTE purposes and the school
33 district where the facility is located if the facility is
34 located across school district lines. The procedures must also
35 identify the entity responsible for notification for each type
36 of facility that the state agencies operate, regulate, or
37 license. Notification, as required by this subsection, for
38 students admitted to residential facilities licensed by the
39 Agency for Persons with Disabilities shall be provided by the
40 facility.

41 (c) Within 10 days after receiving the agency's notice,
42 the receiving school district must review the student's
43 individual education plan to determine if the student may
44 benefit from instruction provided by the school district or by a
45 provider or facility under contract with the school district.
46 The school district shall:

- 47 1. Provide educational instruction to the student;
- 48 2. Contract with another provider or facility to provide
49 the educational instruction;
- 50 3. Contract with the private residential care facility in
51 which the student resides to provide the educational
52 instruction; or

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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53 4. Decline to provide or contract for educational
54 instruction.

55 (d) If the receiving school district declines to provide
56 or contract for the educational instruction, the home school
57 district of the student shall provide or contract for the
58 educational instruction to the student. The school district that
59 provides educational instruction shall report the student for
60 funding purposes under s. 1011.62.

61 Section 2. Subsection (4) of section 1003.58, Florida
62 Statutes, is amended to read:

63 1003.58 Students in residential care facilities.--Each
64 district school board shall provide educational programs
65 according to rules of the State Board of Education to students
66 who reside in residential care facilities operated by the
67 Department of Children and Family Services or the Agency for
68 Persons with Disabilities.

69 (4) The district school board shall have a written
70 agreement with the Department of Children and Family Services
71 and the Agency for Persons with Disabilities outlining the
72 respective duties and responsibilities of each party. The
73 Department of Education, the Department of Children and Family
74 Services, the Agency for Persons with Disabilities, and the
75 Agency for Health Care Administration shall enter into a
76 cooperative agreement for interagency coordination to ensure
77 that the services required by the Individuals with Disabilities
78 Education Act are provided. The agreement shall incorporate the
79 elements set out in 34 CFR s. 300.154.

80
81 Notwithstanding the provisions herein, the educational program
82 at the Marianna Sunland Center in Jackson County shall be
83 operated by the Department of Education, either directly or

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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84 through grants or contractual agreements with other public or
85 duly accredited educational agencies approved by the Department
86 of Education.

87 Section 3. This act shall take effect July 1, 2008.
88

89 -----
90 **T I T L E A M E N D M E N T**

91 Remove the entire title and insert:

92 A bill to be entitled

93 An act relating to exceptional students; amending s. 1003.57,
94 F.S.; providing definitions; requiring the Department of
95 Education, in consultation with specified agencies, to develop
96 procedures for the placement of exceptional students in
97 residential care facilities; requiring a school district to
98 review a student's individual education plan; providing for a
99 determination of responsibility for educational instruction;
100 requiring specified reporting of a student for funding purposes;
101 amending s. 1003.58, F.S.; requiring a cooperative agreement for
102 interagency coordination to ensure that certain services are
103 provided for students in residential care facilities; providing
104 an effective date.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 01 (for drafter's use only)

Bill No. HB 1483

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

1 Council/Committee hearing bill: Schools & Learning Council
 2 Representative(s) Pickens and Hays offered the following:

4 **Amendment (with title amendment)**

5 Remove everything after the enacting clause and insert:

7 Section 1. Paragraph (u) is added to subsection (2) of
 8 section 1003.42, Florida Statutes, to read:

9 1003.42 Required instruction.--

10 (2) Members of the instructional staff of the public
 11 schools, subject to the rules of the State Board of Education
 12 and the district school board, shall teach efficiently and
 13 faithfully, using the books and materials required that meet the
 14 highest standards for professionalism and historic accuracy,
 15 following the prescribed courses of study, and employing
 16 approved methods of instruction, the following:

17 (u) A thorough presentation and critical analysis of the
 18 scientific theory of evolution.

20 The State Board of Education is encouraged to adopt standards
 21 and pursue assessment of the requirements of this subsection.

22 Section 2. This act shall take effect October 1, 2008.

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Amendment No. 01 (for drafter's use only)

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T I T L E A M E N D M E N T

Remove the entire title and insert:

A bill to be entitled
An act relating to evolutionary theory; amending s.
1003.42; requiring instruction in, and the critical
analysis of, the scientific theory of evolution; providing
an effective date.



Committee on

SLC

Date

~~4/12~~ 4/11/08

Action _____

HOUSE AMENDMENT FOR DRAFTING PURPOSES ONLY

(may be used in Committee, but not on House Floor)

Amendment No.

1 to the strike-all

Bill No.

1483

(For filing with the Clerk, Committee and Member Amendments **must** be prepared on computer)

Representative(s)/The Committee on

Kian

The Council on Schools & Learning

offered the following amendment:

Amendment

on page

1

, line

17

Delete "and critical analysis"

Failed

COUNCIL/COMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION _____ (Y/N)
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN (Y/N)
OTHER _____

1 Council/Committee hearing bill: Schools & Learning Council
2 Representative Legg offered the following:

3
4 **Amendment to the strike-all amendment (with title amendment)**

5 Between line(s) 46-47, insert:

6 Section 3. Subsection (9) of section 100.361, Florida
7 Statutes, is amended to read:

8 100.361 Municipal recall.--

9 (9) PROVISIONS APPLICABLE.--The provisions of this act
10 shall apply to:

11 (a) Cities and charter counties whether or not they have
12 adopted recall provisions.

13 (b) District school boards, except that when a district
14 school board member is elected only by electors residing in a
15 district school board member residence area, only electors from
16 that residence area are eligible to sign the petition to recall
17 that official and are entitled to vote in the recall election.

18
19
20 -----
21 **T I T L E A M E N D M E N T**

22 Remove line(s) 1684 and insert:

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Amendment No. (for drafter's use only)

23 funding; conforming cross-references; amending s. 100.361, F.S.;

24 specifying that provisions relating to the recall of a member of

25 the governing body of a municipality or charter county shall

26 apply to district school board members; providing conditions;

27 amending s.



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23 advisory committee created pursuant to this paragraph. If a
24 school does not have a school advisory council, the district
25 advisory council must appoint a parent advisory committee
26 composed of parents of students enrolled in that school, which
27 ~~committee~~ is representative of the ethnic, racial, and economic
28 community served by the school, to advise the school's principal
29 on the programs or projects to be funded. Neither school
30 district staff nor principals may override the recommendations
31 of the school advisory council or the parent advisory committee.
32 These moneys may not be used for capital improvements ~~or, nor~~
33 ~~may they be used~~ for any project or program that has a duration
34 of more than 1 year; however, a school advisory council or
35 parent advisory committee may independently determine that a
36 program or project formerly funded under this paragraph should
37 receive funds in a subsequent year.

38 (d) No funds shall be released for any purpose from the
39 Educational Enhancement Trust Fund to any school district in
40 which one or more schools do not have an approved school
41 improvement plan pursuant to s. 1001.42(18) ~~s. 1001.42(16)~~ or do
42 not comply with school advisory council membership composition
43 requirements pursuant to s. 1001.452(1). The Commissioner of
44 Education shall withhold disbursements from the trust fund to
45 any school district that fails to adopt the performance-based
46 salary schedule required by s. 1012.22(1).

47 Section 3. Paragraph (e) of subsection (2) of section
48 112.3173, Florida Statutes, is amended to read:

49 112.3173 Felonies involving breach of public trust and
50 other specified offenses by public officers and employees;
51 forfeiture of retirement benefits.--

52 (2) DEFINITIONS.--As used in this section, unless the
53 context otherwise requires, the term:

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Amendment No. 01 (for drafter's use only)

- 54 (e) "Specified offense" means:
- 55 1. The committing, aiding, or abetting of an embezzlement
- 56 of public funds;
- 57 2. The committing, aiding, or abetting of any theft by a
- 58 public officer or employee from his or her employer;
- 59 3. Bribery in connection with the employment of a public
- 60 officer or employee;
- 61 4. Any felony specified in chapter 838, except ss. 838.15
- 62 and 838.16;
- 63 5. The committing of an impeachable offense; ~~or~~
- 64 6. The committing of any felony by a public officer or
- 65 employee who, willfully and with intent to defraud the public or
- 66 the public agency for which the public officer or employee acts
- 67 or in which he or she is employed of the right to receive the
- 68 faithful performance of his or her duty as a public officer or
- 69 employee, realizes or obtains, or attempts to realize or obtain,
- 70 a profit, gain, or advantage for himself or herself or for some
- 71 other person through the use or attempted use of the power,
- 72 rights, privileges, duties, or position of his or her public
- 73 office or employment position; or-
- 74 7. The committing on or after October 1, 2008, of any
- 75 felony offense defined in s. 800.04 against a victim younger
- 76 than 16 years of age, or any felony offense defined in chapter
- 77 794 against a victim younger than 18 years of age, by a public
- 78 officer or employee through the use or attempted use of power,
- 79 rights, privileges, duties, or position of his or her public
- 80 office or employment position.

81 Section 4. Paragraph (j) of subsection (5) of section

82 121.091, Florida Statutes, is amended, paragraphs (i) and (j) of

83 that subsection are redesignated as paragraphs (j) and (k),

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84 respectively, and a new paragraph (i) is added to that
85 subsection, to read:

86 121.091 Benefits payable under the system.--Benefits may
87 not be paid under this section unless the member has terminated
88 employment as provided in s. 121.021(39)(a) or begun
89 participation in the Deferred Retirement Option Program as
90 provided in subsection (13), and a proper application has been
91 filed in the manner prescribed by the department. The department
92 may cancel an application for retirement benefits when the
93 member or beneficiary fails to timely provide the information
94 and documents required by this chapter and the department's
95 rules. The department shall adopt rules establishing procedures
96 for application for retirement benefits and for the cancellation
97 of such application when the required information or documents
98 are not received.

99 (5) TERMINATION BENEFITS.--A member whose employment is
100 terminated prior to retirement retains membership rights to
101 previously earned member-noncontributory service credit, and to
102 member-contributory service credit, if the member leaves the
103 member contributions on deposit in his or her retirement
104 account. If a terminated member receives a refund of member
105 contributions, such member may reinstate membership rights to
106 the previously earned service credit represented by the refund
107 by completing 1 year of creditable service and repaying the
108 refunded member contributions, plus interest.

109 (i) The division may not pay benefits to any member who on
110 or after October 1, 2008, commits any felony offense defined in
111 s. 800.04 against a victim younger than 16 years of age, or any
112 felony offense defined in chapter 794 against a victim younger
113 than 18 years of age, through the use or attempted use of power,
114 rights, privileges, duties, or position of the member's public

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115 office or employment position. However, the division shall
116 return the member's accumulated contributions, if any, that the
117 member accumulated as of the date of conviction.

118 (k)-(j) Benefits shall not be paid by the division pending
119 final resolution of such charges against a member or beneficiary
120 if the resolution of such charges could require the forfeiture
121 of benefits as provided in paragraph (f), paragraph (g),
122 paragraph (h), ~~or~~ paragraph (i), or paragraph (j).

123 Section 5. Paragraph (g) of subsection (2) of section
124 402.3055, Florida Statutes, is amended, and subsections (3) and
125 (4) are added to that section, to read:

126 402.3055 Child care personnel requirements.--

127 (2) EXCLUSION FROM OWNING, OPERATING, OR BEING EMPLOYED BY
128 A CHILD CARE FACILITY OR OTHER CHILD CARE PROGRAM; HEARINGS
129 PROVIDED.--

130 (g) Refusal on the part of an applicant or licensee to
131 dismiss child care personnel who are ineligible for such
132 employment under chapter 435 or s. 1012.315 have been found to
133 be in noncompliance with personnel standards of s. 402.305(2)
134 shall result in automatic denial or revocation of the license in
135 addition to any other remedies pursued by the department or
136 local licensing agency.

137 (3) DISQUALIFICATION FROM EMPLOYMENT.--Child care
138 personnel required to be screened under ss. 402.301-402.319 must
139 be disqualified from employment if ineligible for such
140 employment under chapter 435 or s. 1012.315.

141 (4) REPORTING UPON SEPARATION FROM EMPLOYMENT.--The
142 employer of any child care personnel required to be screened
143 under ss. 402.301-403.319 shall, upon the child care personnel's
144 separation from employment, report the separation to the
145 department in the format and within the time limits that the

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146 department prescribes by rule. The report must include the
147 reason for separation; whether the separation was based in whole
148 or in part on misconduct of the child care personnel which
149 affects the health, safety, or welfare of a child; and whether
150 the child care personnel were terminated or dismissed or
151 resigned in lieu of termination. The department shall maintain a
152 record of each employment separation in the Child Care Licensing
153 Information System. As used in this subsection, the term
154 "employer" includes, but is not limited to, an employer of child
155 care personnel required to be screened under s. 402.302, s.
156 402.3025, s. 402.305, s. 402.3054, s. 402.313, s. 402.3131, s.
157 402.316, s. 1002.55, s. 1002.61, or s. 1002.63.

158 Section 6. Paragraph (d) of subsection (3) and paragraph
159 (d) of subsection (4) of section 402.308, Florida Statutes, are
160 amended to read:

161 402.308 Issuance of license.--

162 (3) STATE ADMINISTRATION OF LICENSING.--In any county in
163 which the department has the authority to issue licenses, the
164 following procedures shall be applied:

165 (d) The department shall issue or renew a license upon
166 receipt of the license fee and upon being satisfied that all
167 standards required by ss. 402.301-402.319 have been met. A
168 license may be issued if all the screening materials have been
169 timely submitted; however, a license may not be issued or
170 renewed if any of the child care personnel at the applicant
171 facility are ineligible for such employment under chapter 435 or
172 s. 1012.315 have failed the screening required by ss. 402.305(2)
173 and 402.3055.

174 (4) LOCAL ADMINISTRATION OF LICENSING.--In any county in
175 which there is a local licensing agency approved by the
176 department, the following procedures shall apply:

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177 (d) The local licensing agency shall issue a license or
178 renew a license upon being satisfied that all standards required
179 by ss. 402.301-402.319 have been met. A license may be issued or
180 renewed if all the screening materials have been timely
181 submitted; however, the local licensing agency shall not issue
182 or renew a license if any of the child care personnel at the
183 applicant facility are ineligible for such employment under
184 chapter 435 or s. 1012.315 have failed the screening required by
185 ss. 402.305(2) and 402.3055.

186 Section 7. Subsections (4) and (5) of section 435.04,
187 Florida Statutes, are renumbered as subsections (5) and (6),
188 respectively, and a new subsection (4) is added to that section,
189 to read:

190 435.04 Level 2 screening standards.--

191 (4) The security background investigations conducted under
192 this section must ensure that any child care personnel subject
193 to this section pursuant to ss. 402.301-402.319, or any
194 prekindergarten instructor subject to this section pursuant to
195 s. 1002.55 or s. 1002.61, has not been found guilty of,
196 regardless of adjudication, or entered a plea of nolo contendere
197 or guilty to, any offense prohibited under any statute listed in
198 subsection (2) or under any of the following statutes:

199 (a) Section 787.025, relating to luring or enticing a
200 child.

201 (b) Chapter 794, relating to sexual battery, if the
202 offense is a felony.

203 (c) Section 810.14, relating to voyeurism.

204 (d) Section 810.145, relating to video voyeurism.

205 (e) Any crime involving moral turpitude as prescribed by
206 the licensing agency, which shall be adopted by rule if the
207 licensing agency is an agency as defined in s. 120.52.

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208 (f) Any criminal act committed in another state or under
209 federal law which, if committed in this state, constitutes an
210 offense prohibited under any statute listed in paragraphs (a)-
211 (e) or subsection (2).

212 (g) Any delinquent act committed in this state, or any
213 delinquent or criminal act committed in another state or under
214 federal law which, if committed in this state, qualifies an
215 individual for inclusion on the Registered Juvenile Sex Offender
216 List under s. 943.0435(1)(a)1.d.

217 Section 8. Section 794.09, Florida Statutes, is created to
218 read:

219 794.09 Forfeiture of retirement benefits.--The retirement
220 benefits of a person who commits any felony offense under this
221 chapter on or after October 1, 2008, are subject to forfeiture
222 in accordance with s. 112.3173 or s. 121.091, if the person is a
223 public officer or employee when the violation occurs; the person
224 commits the violation through the use or attempted use of power,
225 rights, privileges, duties, or position of the person's public
226 office or employment position; and the victim is younger than 18
227 years of age when the violation occurs.

228 Section 9. Section 800.05, Florida Statutes, is created
229 to:

230 800.05 Forfeiture of retirement benefits for felony
231 violations of s. 800.04.--The retirement benefits of a person
232 who commits any felony violation of s. 800.04 on or after
233 October 1, 2008, are subject to forfeiture in accordance with s.
234 112.3173 or s. 121.091, if the person is a public officer or
235 employee when the violation occurs; the person commits the
236 violation through the use or attempted use of power, rights,
237 privileges, duties, or position of the person's public office or

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238 employment position; and the victim is younger than 16 years of
239 age when the violation occurs.

240 Section 10. Subsection (4) of section 1001.10, Florida
241 Statutes, is renumbered as subsection (6), and new subsections
242 (4) and (5) are added to that section, to read:

243 1001.10 Commissioner of Education; general powers and
244 duties.--

245 (4) The Department of Education shall provide technical
246 assistance to school districts, charter schools, and the Florida
247 School for the Deaf and the Blind in the development of
248 policies, procedures, and training related to standards of
249 conduct for employees and employment practices.

250 (5) The Department of Education shall provide authorized
251 staff of the Department of Children and Family Services, the
252 Agency for Workforce Innovation, school districts, charter
253 schools, the Florida School for the Deaf and the Blind, private
254 schools that accept scholarship students under s. 220.187 or s.
255 1002.39, early learning coalitions created under s. 411.01, and
256 private prekindergarten providers as defined in s. 1002.51 with
257 access to electronic verification of information from the
258 following employment-screening tools:

259 (a) The Professional Practices' Database of Disciplinary
260 Actions Against Educators; and

261 (b) The Department of Education's Teacher Certification
262 Database.

263
264 This subsection does not require the department to provide these
265 staff with unlimited access to the databases. However, the
266 department shall provide the staff with access to the data
267 necessary for performing employment-history checks of employees
268 included in the databases.

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269 Section 11. Subsection (4) of section 1001.32, Florida
270 Statutes, is amended to read:

271 1001.32 Management, control, operation, administration,
272 and supervision.--The district school system must be managed,
273 controlled, operated, administered, and supervised as follows:

274 (4) SCHOOL PRINCIPAL OR HEAD OF SCHOOL.--Responsibility
275 for the administration of any school or schools at a given
276 school center, for the supervision of instruction therein, and
277 for providing leadership in the development or revision and
278 implementation of a school improvement plan required by s.
279 1001.42(18) ~~pursuant to s. 1001.42(16)~~ shall be delegated to the
280 school principal or head of the school or schools in accordance
281 with rules established by the district school board.

282 Section 12. Subsections (6) through (23) of section
283 1001.42, Florida Statutes, are renumbered as subsections (8)
284 through (25), respectively, and new subsections (6) and (7) are
285 added to that section, to read:

286 1001.42 Powers and duties of district school board.--The
287 district school board, acting as a board, shall exercise all
288 powers and perform all duties listed below:

289 (6) STANDARDS OF CONDUCT FOR EMPLOYEES.--Adopt policies
290 establishing standards of conduct for all employees and
291 requiring training for all employees on the standards. The
292 policies must include the duty of employees to report, and
293 procedures for reporting, the alleged misconduct of an employee
294 which affects the health, safety, or welfare of a student and an
295 explanation of the liability protections provided for students,
296 parents, and employees under ss. 39.203 and 768.095. A district
297 school board, or any of its employees, may not enter into a
298 confidentiality agreement regarding a terminated or dismissed
299 employee, or an employee who resigns in lieu of termination,

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300 based in whole or in part on misconduct that affects the health,
301 safety, or welfare of a student, and may not provide the
302 employee with an employment reference, or discuss the employee's
303 performance with a prospective employer in another educational
304 setting, without disclosing the misconduct that led to the
305 employee's termination, dismissal, or resignation. Any portion
306 of an agreement or contract that has the purpose or effect of
307 concealing the misconduct of an employee which affects the
308 health, safety, or welfare of a student is void, is contrary to
309 public policy, and may not be enforced.

310 (7) DISQUALIFICATION FROM EMPLOYMENT.--Disqualify from
311 employment in any position that requires direct contact with
312 students a person who is ineligible for such employment under s.
313 1012.315. An elected or appointed school board official forfeits
314 his or her salary for 1 year, if the official knowingly signs
315 and transmits to any state official a false or incorrect report
316 of the alleged misconduct of an employee, if the official knows
317 the report to be false or incorrect, and the alleged misconduct
318 affects the health, safety, or welfare of a student.

319 Section 13. Paragraphs (a) and (c) of subsection (1) and
320 subsection (2) of section 1001.452, Florida Statutes, are
321 amended to read:

322 1001.452 District and school advisory councils.--

323 (1) ESTABLISHMENT.--

324 (a) The district school board shall establish an advisory
325 council for each school in the district and shall develop
326 procedures for the election and appointment of advisory council
327 members. Each school advisory council shall include in its name
328 the words "school advisory council." The school advisory council
329 shall be the sole body responsible for final decisionmaking at
330 the school relating to implementation of ss. 1001.42(18) ~~the~~

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331 ~~provisions of ss. 1001.42(16)~~ and 1008.345. A majority of the
332 members of each school advisory council must be persons who are
333 not employed by the school. Each advisory council shall be
334 composed of the principal and an appropriately balanced number
335 of teachers, education support employees, students, parents, and
336 other business and community citizens who are representative of
337 the ethnic, racial, and economic community served by the school.
338 Career center and high school advisory councils shall include
339 students, and middle and junior high school advisory councils
340 may include students. School advisory councils of career centers
341 and adult education centers are not required to include parents
342 as members. Council members representing teachers, education
343 support employees, students, and parents shall be elected by
344 their respective peer groups at the school in a fair and
345 equitable manner as follows:

- 346 1. Teachers shall be elected by teachers.
- 347 2. Education support employees shall be elected by
348 education support employees.
- 349 3. Students shall be elected by students.
- 350 4. Parents shall be elected by parents.

351
352 The district school board shall establish procedures to be used
353 ~~for use~~ by schools in selecting business and community members
354 that include means of ensuring wide notice of vacancies and of
355 taking input on possible members from local business, chambers
356 of commerce, community and civic organizations and groups, and
357 the public at large. The district school board shall review the
358 membership composition of each advisory council. If the district
359 school board determines that the membership elected by the
360 school is not representative of the ethnic, racial, and economic
361 community served by the school, the district school board shall

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362 appoint additional members to achieve proper representation. The
363 commissioner shall determine if schools have maximized their
364 efforts to include on their advisory councils minority persons
365 and persons of lower socioeconomic status. Although schools are
366 strongly encouraged to establish school advisory councils, the
367 district school board of any school district that has a student
368 population of 10,000 or fewer may establish a district advisory
369 council which includes ~~shall include~~ at least one duly elected
370 teacher from each school in the district. For the purposes of
371 school advisory councils and district advisory councils, the
372 term "teacher" includes ~~shall include~~ classroom teachers,
373 certified student services personnel, and media specialists. For
374 purposes of this paragraph, "education support employee" means
375 any person employed by a school who is not defined as
376 instructional or administrative personnel pursuant to s. 1012.01
377 and whose duties require 20 or more hours in each normal working
378 week.

379 (c) For those schools operating for the purpose of
380 providing educational services to youth in Department of
381 Juvenile Justice programs, district school boards may establish
382 a district advisory council with appropriate representatives for
383 the purpose of developing and monitoring a district school
384 improvement plan that encompasses all such schools in the
385 district, pursuant to s. 1001.42(18)(a) ~~s. 1001.42(16)(a)~~.

386 (2) DUTIES.--Each advisory council shall perform ~~such~~
387 functions ~~as are~~ prescribed by regulations of the district
388 school board; however, no advisory council shall have any of the
389 powers and duties now reserved by law to the district school
390 board. Each school advisory council shall assist in the
391 preparation and evaluation of the school improvement plan
392 required pursuant to s. 1001.42(18) ~~s. 1001.42(16)~~. With

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393 technical assistance from the Department of Education, each
394 school advisory council shall assist in the preparation of the
395 school's annual budget and plan as required by s. 1008.385(1). A
396 portion of funds provided in the annual General Appropriations
397 Act for use by school advisory councils must be used for
398 implementing the school improvement plan.

399 Section 14. Subsection (12) of section 1001.51, Florida
400 Statutes, is amended to read:

401 1001.51 Duties and responsibilities of district school
402 superintendent.--The district school superintendent shall
403 exercise all powers and perform all duties listed below and
404 elsewhere in the law, provided that, in so doing, he or she
405 shall advise and counsel with the district school board. The
406 district school superintendent shall perform all tasks necessary
407 to make sound recommendations, nominations, proposals, and
408 reports required by law to be acted upon by the district school
409 board. All such recommendations, nominations, proposals, and
410 reports by the district school superintendent shall be either
411 recorded in the minutes or shall be made in writing, noted in
412 the minutes, and filed in the public records of the district
413 school board. It shall be presumed that, in the absence of the
414 record required in this section, the recommendations,
415 nominations, and proposals required of the district school
416 superintendent were not contrary to the action taken by the
417 district school board in such matters.

418 (12) RECORDS AND REPORTS.--Recommend such records as
419 should be kept in addition to those prescribed by rules of the
420 State Board of Education; prepare forms for keeping such records
421 as are approved by the district school board; ensure that such
422 records are properly kept; and make all reports that are needed
423 or required, as follows:

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424 (a) Forms, blanks, and reports.--Require that all
425 employees accurately keep all records and promptly make in
426 proper form all reports required by the education code or by
427 rules of the State Board of Education; recommend the keeping of
428 such additional records and the making of such additional
429 reports as may be deemed necessary to provide data essential for
430 the operation of the school system; and prepare such forms and
431 blanks as may be required and ensure that these records and
432 reports are properly prepared.

433 (b) Reports to the department.--Prepare, for the approval
434 of the district school board, all reports ~~that may be~~ required
435 by law or rules of the State Board of Education to be made to
436 the department and transmit promptly all such reports, when
437 approved, to the department, as required by law. If any ~~such~~
438 reports are not transmitted at the time and in the manner
439 prescribed by law or by State Board of Education rules, the
440 salary of the district school superintendent must be withheld
441 until the report has been properly submitted. Unless otherwise
442 provided by rules of the State Board of Education, the annual
443 report on attendance and personnel is due on or before July 1,
444 and the annual school budget and the report on finance are due
445 on the date prescribed by the commissioner.

446
447 Any district school superintendent who knowingly signs and
448 transmits to any state official a ~~false or incorrect~~ report
449 known to be false or incorrect, or who knowingly fails to
450 investigate each allegation of misconduct by an employee which
451 affects the health, safety, or welfare of a student or report
452 each allegation of such misconduct pursuant to s. 1012.796,
453 forfeits ~~shall forfeit~~ his or her ~~right to any~~ salary for the

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454 ~~period of 1 year following the from that date of such act or~~
455 failure to act.

456 Section 15. Subsection (2) of section 1001.54, Florida
457 Statutes, is amended to read:

458 1001.54 Duties of school principals.--

459 (2) Each school principal shall provide instructional
460 leadership in the development, revision, and implementation of a
461 school improvement plan pursuant to s. 1001.42(18) ~~s.~~
462 ~~1001.42(16)~~.

463 Section 16. Paragraph (b) of subsection (11) of section
464 1002.32, Florida Statutes, is amended to read:

465 1002.32 Developmental research (laboratory) schools.--

466 (11) EXCEPTIONS TO LAW.--To encourage innovative practices
467 and facilitate the mission of the lab schools, in addition to
468 the exceptions to law specified in s. 1001.23(2), the following
469 exceptions shall be permitted for lab schools:

470 (b) With the exception of s. 1001.42(18) ~~s. 1001.42(16)~~,
471 s. 1001.42 shall be held in abeyance. Reference to district
472 school boards in s. 1001.42(18) ~~s. 1001.42(16)~~ shall mean the
473 president of the university or the president's designee.

474 Section 17. Paragraph (g) of subsection (12) of section
475 1002.33, Florida Statutes, is amended to read:

476 1002.33 Charter schools.--

477 (12) EMPLOYEES OF CHARTER SCHOOLS.--

478 (g)1. A charter school shall employ or contract with
479 employees who have undergone background screening as provided in
480 s. 1012.32. Members of the governing board of the charter school
481 shall also undergo background screening in a manner similar to
482 that provided in s. 1012.32.

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483 2. A charter school shall disqualify from employment in
484 any position that requires direct contact with students a person
485 who is ineligible for such employment under s. 1012.315.

486 3. The governing board of a charter school shall adopt
487 policies establishing standards of conduct for all employees and
488 requiring training for all employees on the standards. The
489 policies must include the duty of employees to report, and
490 procedures for reporting, the alleged misconduct of an employee
491 which affects the health, safety, or welfare of a student and an
492 explanation of the liability protections provided for students,
493 parents, and employees under ss. 39.203 and 768.095. A charter
494 school, or any of its employees, may not enter into a
495 confidentiality agreement regarding a terminated or dismissed
496 employee, or an employee who resigns in lieu of termination,
497 based in whole or in part on misconduct that affects the health,
498 safety, or welfare of a student, and may not provide the
499 employee with an employment reference, or discuss the employee's
500 performance with a prospective employer in another educational
501 setting, without disclosing the misconduct that led to the
502 employee's termination, dismissal, or resignation. Any portion
503 of an agreement or contract that has the purpose or effect of
504 concealing the misconduct of an employee which affects the
505 health, safety, or welfare of a student is void, is contrary to
506 public policy, and may not be enforced.

507 4. Before employing a person in any position that requires
508 direct contact with students, a charter school shall conduct an
509 employment-history check of the person's previous employer,
510 screen the person through use of the educator-screening tools
511 described in s. 1001.10(5), and document the findings. If unable
512 to contact the person's previous employer, the charter school
513 must document efforts to contact the employer.

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514 5. The sponsor of a charter school that refuses to comply
515 with this paragraph shall terminate the charter under subsection
516 (8).

517 Section 18. Paragraph (g) is added to subsection (7) of
518 section 1002.36, Florida Statutes, to read:

519 1002.36 Florida School for the Deaf and the Blind.--

520 (7) PERSONNEL SCREENING.--

521 (g) For purposes of protecting the health, safety, or
522 welfare of students, the Florida School for the Deaf and the
523 Blind is considered a school district and must, except as
524 otherwise provided in this section, comply with ss. 1001.03,
525 1001.42, 1001.51, 1006.061, 1012.27, 1012.315, 1012.32, 1012.56,
526 1012.33, 1012.795, and 1012.796.

527 Section 19. Subsections (4), (5), and (6) of section
528 1002.421, Florida Statutes, are renumbered as subsections (5),
529 (6), and (7), respectively, and a new subsection (4) is added to
530 that section, to read:

531 1002.421 Accountability of private schools participating
532 in state school choice scholarship programs.--

533 (4) A private school participating in a scholarship
534 program under s. 220.187 or s. 1002.39 must:

535 (a) Disqualify from employment in any position that
536 requires direct contact with students a person who is ineligible
537 for such employment under s. 1012.315.

538 (b) Adopt policies establishing standards of conduct for
539 all employees and requiring training for all employees on the
540 standards. The policies must include the duty of employees to
541 report, and procedures for reporting, the alleged misconduct of
542 an employee which affects the health, safety, or welfare of a
543 student and an explanation of the liability protections provided
544 for students, parents, and employees under ss. 39.203 and

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545 768.095. A private school, or any of its employees, may not
546 enter into a confidentiality agreement regarding a terminated or
547 dismissed employee, or an employee who resigns in lieu of
548 termination, based in whole or in part on misconduct that
549 affects the health, safety, or welfare of a student, and may not
550 provide the employee with an employment reference, or discuss
551 the employee's performance with a prospective employer in
552 another educational setting, without disclosing the misconduct
553 that led to the employee's termination, dismissal, or
554 resignation. Any portion of an agreement or contract that has
555 the purpose or effect of concealing the misconduct of an
556 employee which affects the health, safety, or welfare of a
557 student is void, is contrary to public policy, and may not be
558 enforced.

559 (c) Before employing a person in a position that requires
560 direct contact with students, conduct an employment-history
561 check of the person's previous employer, screen the person
562 through use of the educator-screening tools described in s.
563 1001.10(5), and document the findings. If unable to contact the
564 person's previous employer, the private school must document
565 efforts to contact the employer.

566
567 The department shall suspend the payment of funds under ss.
568 220.187 and 1002.39 to a private school that refuses to comply
569 with this subsection, and shall prohibit the school from
570 enrolling new scholarship students, until the provider complies.

571 Section 20. Paragraph (d) of subsection (3) of section
572 1002.55, Florida Statutes, is amended, and paragraph (i) is
573 added to that subsection, to read:

574 1002.55 School-year prekindergarten program delivered by
575 private prekindergarten providers.--

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576 (3) To be eligible to deliver the prekindergarten program,
577 a private prekindergarten provider must meet each of the
578 following requirements:

579 (d) Each prekindergarten instructor employed by the
580 private prekindergarten provider must be of good moral
581 character, must be screened according to ~~using~~ the level 2
582 screening standards in s. 435.04 upon ~~before~~ employment and
583 rescreened at least once every 5 years in the same manner
584 required for child care personnel under ss. 402.301-402.319,
585 must be disqualified from ~~denied~~ employment ~~or terminated~~ if
586 ineligible for such employment under chapter 435 or s. 1012.315
587 ~~required under s. 435.06~~, and must not be ineligible to teach in
588 a public school because his or her educator certificate is
589 suspended or revoked.

590 (i) The private prekindergarten provider must comply with
591 s. 1002.64.

592 Section 21. Subsection (5) of section 1002.61, Florida
593 Statutes, is amended to read:

594 1002.61 Summer prekindergarten program delivered by public
595 schools and private prekindergarten providers.--

596 (5) Each prekindergarten instructor employed by a public
597 school or private prekindergarten provider delivering the summer
598 prekindergarten program:

599 (a) Must be of good moral character;

600 (b) If employed by a public school, must be screened, and
601 rescreened at least once every 5 years, in accordance with s.
602 1012.32 and must be disqualified from employment if ineligible
603 for such employment under s. 1012.315;

604 (c) If employed by a private prekindergarten provider,
605 must be screened according to ~~using~~ the level 2 screening
606 standards in s. 435.04 upon ~~before~~ employment, must be and

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507 rescreened at least once every 5 years in the same manner
608 required for child care personnel under s. 402.301-402.319, and
609 must be disqualified from denied employment or terminated if
610 ineligible for such employment under chapter 435 or s. 1012.315;
611 required under s. 435.06, and

612 (d) Must not be ineligible to teach in a public school
613 because his or her educator certificate is suspended or revoked.

614

615 This subsection does not supersede employment requirements for
616 instructional personnel in public schools which are more
617 stringent than the requirements of this subsection.

618 Section 22. Subsection (6) of section 1002.63, Florida
619 Statutes, is amended to read:

620 1002.63 School-year prekindergarten program delivered by
621 public schools.--

622 (6) Each prekindergarten instructor employed by a public
623 school delivering the school-year prekindergarten program must
624 be of good moral character; ~~must be screened, using the level 2~~
625 ~~screening standards in s. 435.04 before employment and~~
626 rescreened at least once every 5 years, in accordance with s.
627 1012.32; must be disqualified from denied employment or
628 terminated if ineligible for such employment under s. 1012.315;
629 ~~required under s. 435.06,~~ and must not be ineligible to teach in
630 a public school because his or her educator certificate is
631 suspended or revoked. This subsection does not supersede
632 employment requirements for instructional personnel in public
633 schools which are more stringent than the requirements of this
634 subsection.

635 Section 23. Section 1002.64, Florida Statutes, is created
636 to read:

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637 1002.64 Private prekindergarten providers; standards of
638 conduct; training; employment-history checks; prohibited
639 confidentiality agreements.--

640 (1) A private prekindergarten provider delivering a
641 school-year prekindergarten program under s. 1002.55, or a
642 summer prekindergarten program under s. 1002.61, shall comply
643 with the following requirements:

644 (a) The private prekindergarten provider must complete
645 training developed by the Department of Children and Family
646 Services in collaboration with the Agency for Workforce
647 Innovation. The training shall include strategies for the
648 adoption of policies establishing standards of conduct for all
649 employees, requiring training on the standards, creating a duty
650 of employees to report, and procedures for reporting, the
651 alleged misconduct of an employee which affects the health,
652 safety, or welfare of a student, and an explanation of the
653 liability protections provided for students, parents, and
654 employees under ss. 39.203 and 768.095. Successful completion of
655 the training shall be documented on the child care personnel
656 training transcript of the Department of Children and Family
657 Services.

658 (b) The private prekindergarten provider, or any of its
659 employees, may not enter into a confidentiality agreement
660 regarding a terminated or dismissed employee, or an employee who
661 resigns in lieu of termination, based in whole or in part on
662 misconduct that affects the health, safety, or welfare of a
663 student, and may not provide the employee with an employment
664 reference, or discuss the employee's performance with a
665 prospective employer in another educational setting, without
666 disclosing the misconduct that led to the employee's
667 termination, dismissal, or resignation. A portion of an

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568 agreement or contract that has the purpose or effect of
669 concealing the misconduct of an employee which affects the
670 health, safety, or welfare of a child is void, is contrary to
671 public policy, and may not be enforced.

672 (c) The private prekindergarten provider must, before
673 employing a person in any position that requires direct contact
674 with children, conduct an employment-history check of the
675 person's previous employer, screen the person through use of the
676 educator-screening tools described in s. 1001.10(5) and records
677 of employment separation which are maintained in the Child Care
678 Licensing Information System by the Department of Children and
679 Family Services under s. 402.3055(4), and document the findings.
680 If unable to contact the person's previous employer, the private
681 prekindergarten provider shall document efforts to contact the
682 employer.

583 (2) The Agency for Workforce Innovation and the early
684 learning coalition shall suspend the payment of funds under this
685 part to a private prekindergarten provider that refuses to
686 comply with this section, and shall prohibit the provider from
687 enrolling new children in a prekindergarten program, until the
688 provider complies.

689 Section 24. Subsection (2) of section 1003.413, Florida
690 Statutes, is amended to read:

691 1003.413 Florida Secondary School Redesign Act.--

692 (2) The following guiding principles for secondary school
693 redesign shall be used in the annual preparation of each
694 secondary school's improvement plan required by s. 1001.42(18)
695 ~~s. 1001.42(16)~~:

696 (a) Struggling students, especially those in failing
697 schools, need the highest quality teachers and dramatically
698 different, innovative approaches to teaching and learning.

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699 (b) Every teacher must contribute to every student's
700 reading improvement.

701 (c) Quality professional development provides teachers and
702 principals with the tools they need to better serve students.

703 (d) Small learning communities allow teachers to
704 personalize instruction to better address student learning
705 styles, strengths, and weaknesses.

706 (e) Intensive intervention in reading and mathematics must
707 occur early and through innovative delivery systems.

708 (f) Parents need access to tools they can use to monitor
709 their child's progress in school, communicate with teachers, and
710 act early on behalf of their child.

711 (g) Applied and integrated courses help students see the
712 relationships between subjects and relevance to their futures.

713 (h) School is more relevant when students choose courses
714 based on their goals, interests, and talents.

715 (i) Master schedules should not determine instruction and
716 must be designed based on student needs, not adult or
717 institutional needs.

718 (j) Academic and career planning engages students in
719 developing a personally meaningful course of study so they can
720 achieve goals they have set for themselves.

721 Section 25. Paragraph (b) of subsection (2) of section
722 1003.53, Florida Statutes, is amended to read:

723 1003.53 Dropout prevention and academic intervention.--

724 (2)

725 (b) Each school that establishes a dropout prevention and
726 academic intervention program at that school site shall reflect
727 that program in the school improvement plan as required under s.
728 1001.42(18) ~~s. 1001.42(16)~~.

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729 Section 26. Subsections (1) and (3) of section 1004.92,
730 Florida Statutes, are amended to read:

731 1004.92 Purpose and responsibilities for career
732 education.--

733 (1) The purpose of career education is to enable students
734 who complete career programs to attain and sustain employment
735 and realize economic self-sufficiency. The purpose of this
736 section is to identify issues related to career education for
737 which school boards and community college boards of trustees are
738 accountable. It is the intent of the Legislature that the
739 standards articulated in subsection (2) be considered in the
740 development of accountability standards for public schools
741 pursuant to ss. 1000.03, 1001.42(18) ~~1001.42(16)~~, and 1008.345
742 and for community colleges pursuant to s. 1008.45.

743 (3) Each career center operated by a district school board
744 shall establish a center advisory council pursuant to s.
745 1001.452. The center advisory council shall assist in the
746 preparation and evaluation of center improvement plans required
747 pursuant to s. 1001.42(18) ~~s. 1001.42(16)~~ and may provide
748 assistance, upon the request of the center director, in the
749 preparation of the center's annual budget and plan as required
750 by s. 1008.385(1).

751 Section 27. Section 1006.061, Florida Statutes, is amended
752 to read:

753 1006.061 Child abuse, abandonment, and neglect
754 policy.--Each district school board, charter school, private
755 school that accepts scholarship students under s. 220.187 or s.
756 1002.39, and private prekindergarten provider as defined in s.
757 1002.51 shall:.

758 (1) Post in a prominent place in each school a notice
759 that, pursuant to chapter 39, all employees and agents of the

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760 district school board, charter school, private school, or
761 private prekindergarten provider have an affirmative duty to
762 report all actual or suspected cases of child abuse,
763 abandonment, or neglect; have immunity from liability if they
764 report such cases in good faith; and have a duty to comply with
765 child protective investigations and all other provisions of law
766 relating to child abuse, abandonment, and neglect. The notice
767 shall also include the statewide toll-free telephone number of
768 the central abuse hotline.

769 (2) Post in a prominent place at each school site and on
770 each school's Internet website, if available, the policies and
771 procedures for reporting the alleged misconduct of an employee
772 which affects the health, safety, or welfare of a student; the
773 contact person to whom the report is made; and the penalties
774 imposed on employees or agents for failing to report actual or
775 suspected cases of child abuse or alleged misconduct by an
776 employee.

777 (3)-(2) Require the principal of the charter school or
778 private school, the prekindergarten director of the private
779 prekindergarten provider, or the district school superintendent,
780 or the superintendent's designee, at the request of the
781 Department of Children and Family Services, to act as a liaison
782 to the Department of Children and Family Services and the child
783 protection team, as defined in s. 39.01, when in a case of
784 suspected child abuse, abandonment, or neglect or an unlawful
785 sexual offense involving a child the case is referred to such a
786 team; except that this does not relieve or restrict the
787 Department of Children and Family Services from discharging its
788 duty and responsibility under the law to investigate and report
789 every suspected or actual case of child abuse, abandonment, or
790 neglect or unlawful sexual offense involving a child.

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The Department of Education shall develop, and publish on the department's Internet website, sample notices suitable for posting in accordance with subsections (1) and (2).

Section 28. Subsection (4) of section 1008.33, Florida Statutes, is amended to read:

1008.33 Authority to enforce public school improvement.--It is the intent of the Legislature that all public schools be held accountable for students performing at acceptable levels. A system of school improvement and accountability that assesses student performance by school, identifies schools in which students are not making adequate progress toward state standards, institutes appropriate measures for enforcing improvement, and provides rewards and sanctions based on performance shall be the responsibility of the State Board of Education.

(4) The State Board of Education may require the Department of Education or Chief Financial Officer to withhold any transfer of state funds to the school district if, within the timeframe specified in state board action, the school district has failed to comply with the action ordered to improve the district's low-performing schools. Withholding the transfer of funds shall occur only after all other recommended actions for school improvement have failed to improve performance. The State Board of Education may impose the same penalty on any district school board that fails to develop and implement a plan for assistance and intervention for low-performing schools as specified in s. 1001.42(18)(c) ~~s. 1001.42(16)(e)~~.

Section 29. Paragraph (c) of subsection (6) of section 1008.345, Florida Statutes, is amended to read:

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821 1008.345 Implementation of state system of school
822 improvement and education accountability.--

823 (6)

824 (c) Pursuant to s. 24.121(5)(d), the department shall not
825 release funds from the Educational Enhancement Trust Fund to any
826 district in which a school, including schools operating for the
827 purpose of providing educational services to youth in Department
828 of Juvenile Justice programs, does not have an approved school
829 improvement plan, pursuant to s. 1001.42(18) ~~s. 1001.42(16)~~,
830 after 1 full school year of planning and development, or does
831 not comply with school advisory council membership composition
832 requirements pursuant to s. 1001.452. The department shall send
833 a technical assistance team to each school without an approved
834 plan to develop such school improvement plan or to each school
835 without appropriate school advisory council membership
836 composition to develop a strategy for corrective action. The
837 department shall release the funds upon approval of the plan or
838 upon establishment of a plan of corrective action. Notice shall
839 be given to the public of the department's intervention and
840 shall identify each school without a plan or without appropriate
841 school advisory council membership composition.

842 Section 30. Subsection (5) of section 1010.215, Florida
843 Statutes, is amended to read:

844 1010.215 Educational funding accountability.--

845 (5) The annual school public accountability report
846 required by ss. 1001.42(18) ~~1001.42(16)~~ and 1008.345 must
847 include a school financial report. The purpose of the school
848 financial report is to better inform parents and the public
849 concerning how funds were spent to operate the school during the
850 prior fiscal year. Each school's financial report must follow a

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851 uniform, districtwide format that is easy to read and
852 understand.

853 (a) Total revenue must be reported at the school,
854 district, and state levels. The revenue sources that must be
855 addressed are state and local funds, other than lottery funds;
856 lottery funds; federal funds; and private donations.

857 (b) Expenditures must be reported as the total
858 expenditures per unweighted full-time equivalent student at the
859 school level and the average expenditures per full-time
860 equivalent student at the district and state levels in each of
861 the following categories and subcategories:

862 1. Teachers, excluding substitute teachers, and education
863 paraprofessionals who provide direct classroom instruction to
864 students enrolled in programs classified by s. 1011.62 as:

- 865 a. Basic programs;
- 866 b. Students-at-risk programs;
- 867 c. Special programs for exceptional students;
- 868 d. Career education programs; and
- 869 e. Adult programs.

870 2. Substitute teachers.

871 3. Other instructional personnel, including school-based
872 instructional specialists and their assistants.

873 4. Contracted instructional services, including training
874 for instructional staff and other contracted instructional
875 services.

876 5. School administration, including school-based
877 administrative personnel and school-based education support
878 personnel.

879 6. The following materials, supplies, and operating
880 capital outlay:

- 881 a. Textbooks;

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- 882 b. Computer hardware and software;
883 c. Other instructional materials;
884 d. Other materials and supplies; and
885 e. Library media materials.
886 7. Food services.
887 8. Other support services.
888 9. Operation and maintenance of the school plant.

889 (c) The school financial report must also identify the
890 types of district-level expenditures that support the school's
891 operations. The total amount of these district-level
892 expenditures must be reported and expressed as total
893 expenditures per full-time equivalent student.

894 Section 31. Paragraph (b) of subsection (6) of section
895 1011.18, Florida Statutes, is amended to read:

896 1011.18 School depositories; payments into and withdrawals
897 from depositories.--

898 (6) EXEMPTION FOR SELF-INSURANCE PROGRAMS AND THIRD-PARTY
899 ADMINISTERED EMPLOYEES' FRINGE BENEFIT PROGRAMS.--

900 (b) The district school board may contract with an
901 insurance company or professional administrator who holds a
902 valid certificate of authority issued by the Office of Insurance
903 Regulation of the Financial Services Commission to provide any
904 ~~or all~~ services that a third-party administrator is authorized
905 by law to perform. Pursuant to such contract, the district
906 school board may advance or remit money to the administrator to
907 be deposited in a designated special checking account for paying
908 claims against the district school board under its self-
909 insurance programs, and remitting premiums to the providers of
910 insured benefits on behalf of the district school board and the
911 participants in such programs, and otherwise fulfilling the
912 obligations imposed upon the administrator by law and the

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913 contractual agreements between the district school board and the
914 administrator. The special checking account shall be maintained
915 in a designated district school depository. The district school
916 board may replenish such account as often as necessary upon the
917 presentation by the service organization of documentation for
918 claims or premiums due paid equal to the amount of the requested
919 reimbursement. Such replenishment shall be made by a warrant
920 signed by the chair of the district school board and
921 countersigned by the district school superintendent. Such
922 replenishment may be made by electronic, telephonic, or other
923 medium, and each transfer shall be confirmed in writing and
924 signed by the district school superintendent or his or her
925 designee. The provisions of strict accountability of all funds
926 and an annual audit by an independent certified public
927 accountant as provided in s. 1001.42(12)(k) ~~s. 1001.42(10)(k)~~
928 ~~shall~~ apply to this subsection.

929 Section 32. Subsection (6) of section 1012.27, Florida
930 Statutes, is renumbered as subsection (7) and a new subsection
931 (6) is added to that section to read:

932 1012.27 Public school personnel; powers and duties of
933 district school superintendent.--The district school
934 superintendent is responsible for directing the work of the
935 personnel, subject to the requirements of this chapter, and in
936 addition the district school superintendent shall perform the
937 following:

938 (6) EMPLOYMENT HISTORY CHECKS.--Before employing a person
939 in any position that requires direct contact with students,
940 conduct an employment history check of the person's previous
941 employer, screen the person through use of the educator-
942 screening tools described in s. 1001.10(5), and document the
943 findings. If unable to contact the person's previous employer,

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944 the district school superintendent shall document efforts to
945 contact the employer.

946 Section 33. Section 1012.315, Florida Statutes, is created
947 to read:

948 1012.315 Disqualification from employment.--A person is
949 ineligible for employment in any position that requires direct
950 contact with students in a district school system, charter
951 school, or private school that accepts scholarship students
952 under s. 220.187 or s. 1002.39, or employment as a
953 prekindergarten instructor as defined in s. 1002.51 or as child
954 care personnel as defined in s. 402.302, if the person has been
955 convicted or found guilty of, or entered a plea of guilty or
956 nolo contendere to, regardless of adjudication of guilt, any
957 felony offense prohibited under any of the following statutes:

958 (a) Section 393.135, relating to sexual misconduct with
959 certain developmentally disabled clients and reporting of such
960 sexual misconduct.

961 (b) Section 394.4593, relating to sexual misconduct with
962 certain mental health patients and reporting of such sexual
963 misconduct.

964 (c) Section 782.04, relating to murder.

965 (d) Section 782.07, relating to manslaughter, aggravated
966 manslaughter of an elderly person or disabled adult, or
967 aggravated manslaughter of a child.

968 (e) Section 782.09, relating to killing of an unborn quick
969 child by injury to the mother.

970 (f) Section 787.01, relating to kidnapping.

971 (g) Section 787.02, relating to false imprisonment.

972 (h) Section 787.025, relating to luring or enticing a
973 child.

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974 (i) Section 787.04(2), relating to taking, enticing, or
975 removing a child beyond the state limits with criminal intent
976 pending custody proceedings.

977 (j) Section 787.04(3), relating to carrying a child beyond
978 the state lines with criminal intent to avoid producing a child
979 at a custody hearing or delivering the child to the designated
980 person.

981 (k) Chapter 794, relating to sexual battery.

982 (l) Section 796.03, relating to procuring a person under
983 the age of 18 for prostitution.

984 (m) Section 796.035, relating to selling or buying of
985 minors into sex trafficking or prostitution.

986 (n) Chapter 800, relating to lewdness and indecent
987 exposure.

988 (o) Section 810.14, relating to voyeurism.

989 (p) Section 810.145, relating to video voyeurism.

990 (q) Section 825.102, relating to abuse, aggravated abuse,
991 or neglect of an elderly person or disabled adult.

992 (r) Section 825.1025, relating to lewd or lascivious
993 offenses committed upon or in the presence of an elderly person
994 or disabled adult.

995 (s) Section 826.04, relating to incest.

996 (t) Section 827.03, relating to child abuse, aggravated
997 child abuse, or neglect of a child.

998 (u) Section 827.04(3), relating to person 21 years of age
999 or older impregnating a child under 16 years of age.

1000 (v) Section 827.071, relating to sexual performance by a
1001 child.

1002 (w) Chapter 847, relating to obscene literature.

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1003 (x) Section 916.1075, relating to sexual misconduct with
1004 certain forensic clients and reporting of such sexual
1005 misconduct.

1006 (y) Section 985.701, relating to sexual misconduct in
1007 juvenile justice programs.

1008 (z) Any criminal act committed in another state or under
1009 federal law which, if committed in this state, constitutes an
1010 offense prohibited under any statute listed in paragraphs (a)-
1011 (y).

1012 (aa) Any delinquent act committed in this state, or any
1013 delinquent or criminal act committed in another state or under
1014 federal law which, if committed in this state, qualifies an
1015 individual for inclusion on the Registered Juvenile Sex Offender
1016 List under s. 943.0435(1)(a)1.d.

1017 Section 34. Subsection (1) and (2) and paragraph (c) of
1018 subsection (3) of section 1012.32, Florida Statutes, is amended
1019 to read:

1020 1012.32 Qualifications of personnel.--

1021 (1) To be eligible for appointment in any position in any
1022 district school system, a person must ~~shall~~ be of good moral
1023 character; must ~~shall~~ have attained the age of 18 years, if he
1024 or she is to be employed in an instructional capacity; must not
1025 be ineligible for such employment under s. 1012.315; and must
1026 ~~shall~~, when required by law, hold a certificate or license
1027 issued under rules of the State Board of Education or the
1028 Department of Children and Family Services, except when employed
1029 pursuant to s. 1012.55 or under the emergency provisions of s.
1030 1012.24. Previous residence in this state shall not be required
1031 in any school of the state as a prerequisite for any person
1032 holding a valid Florida certificate or license to serve in an
1033 instructional capacity.

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734 (2) (a) Instructional and noninstructional personnel who
1035 are hired or contracted to fill positions that require ~~requiring~~
1036 direct contact with students in any district school system or
1037 university lab school shall, upon employment or engagement to
1038 provide services, undergo background screening as required under
1039 s. 1012.465 or s. 1012.56, whichever is applicable.

1040 (b) Instructional and noninstructional personnel who are
1041 hired or contracted to fill positions in any charter school and
1042 members of the governing board of any charter school, in
1043 compliance with s. 1002.33(12)(g), shall, upon employment,
1044 engagement of services, or appointment, undergo background
1045 screening as required under s. 1012.465 or s. 1012.56, whichever
1046 is applicable, by filing with the district school board for the
1047 school district in which the charter school is located a
1048 complete set of fingerprints taken by an authorized law
1049 enforcement agency or an employee of the school or school
1050 district who is trained to take fingerprints.

1051 (c) Instructional and noninstructional personnel who are
1052 hired or contracted to fill positions that require ~~requiring~~
1053 direct contact with students in an alternative school that
1054 operates under contract with a district school system shall,
1055 upon employment or engagement to provide services, undergo
1056 background screening as required under s. 1012.465 or s.
1057 1012.56, whichever is applicable, by filing with the district
1058 school board for the school district to which the alternative
1059 school is under contract a complete set of fingerprints taken by
1060 an authorized law enforcement agency or an employee of the
1061 school or school district who is trained to take fingerprints.

1062 (d) Student teachers, persons participating in a field
1063 experience pursuant to s. 1004.04(6) or s. 1004.85, and persons
1064 participating in a short-term experience as a teacher assistant

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1065 pursuant to s. 1004.04(10) in any district school system, lab
1066 school, or charter school shall, upon engagement to provide
1067 services, undergo background screening as required under s.
1068 1012.56.

1069
1070 Fingerprints shall be submitted to the Department of Law
1071 Enforcement for statewide criminal and juvenile records checks
1072 ~~state processing~~ and to the Federal Bureau of Investigation for
1073 federal criminal records checks processing. A person ~~Persons~~
1074 subject to this subsection who is found ineligible for
1075 employment under s. 1012.315, or otherwise found through
1076 background screening fingerprint processing to have been
1077 convicted or found guilty of, or entered a plea of guilty or
1078 nolo contendere to, regardless of adjudication of guilt, any a
1079 crime involving moral turpitude as defined by rule of the State
1080 Board of Education, shall not be employed, engaged to provide
1081 services, or serve in any position that requires ~~requiring~~
1082 direct contact with students. Probationary persons subject to
1083 this subsection terminated because of their criminal record have
1084 the right to appeal such decisions. The cost of the background
1085 screening may be borne by the district school board, the charter
1086 school, the employee, the contractor, or a person subject to
1087 this subsection.

1088 (3)

1089 (c) Personnel whose fingerprints are not retained by the
1090 Department of Law Enforcement under paragraphs (a) and (b) must
1091 ~~are required to~~ be refingerprinted and rescreened in accordance
1092 with subsection (2) must meet level 2 screening requirements as
1093 ~~described in this section~~ upon reemployment or reengagement to
1094 provide services in order to comply with the requirements of
1095 this subsection.

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1096 Section 35. Paragraph (a) of subsection (1), paragraph (c)
1097 of subsection (4), and paragraph (b) of subsection (6) of
1098 section 1012.33, Florida Statutes, are amended to read:

1099 1012.33 Contracts with instructional staff, supervisors,
1100 and school principals.--

1101 (1) (a) Each person employed as a member of the
1102 instructional staff in any district school system shall be
1103 properly certified pursuant to s. 1012.56 or s. 1012.57 or
1104 employed pursuant to s. 1012.39 and shall be entitled to and
1105 shall receive a written contract as specified in this section.
1106 All such contracts, except continuing contracts as specified in
1107 subsection (4), shall contain provisions for dismissal during
1108 the term of the contract only for just cause. Just cause
1109 includes, but is not limited to, the following instances, as
1110 defined by rule of the State Board of Education: immorality,
1111 misconduct in office, incompetency, gross insubordination,
1112 willful neglect of duty, or being convicted or found guilty of,
1113 or entering a plea of guilty or nolo contendere to, regardless
1114 of adjudication of guilt, any ~~or conviction of a crime involving~~
1115 moral turpitude.

1116 (4)

1117 (c) Any member of the district administrative or
1118 supervisory staff and any member of the instructional staff,
1119 including any school principal, who is under continuing contract
1120 may be suspended or dismissed at any time during the school
1121 year; however, the charges against him or her must be based on
1122 immorality, misconduct in office, incompetency, gross
1123 insubordination, willful neglect of duty, drunkenness, or being
1124 convicted or found guilty of, or entering a plea of guilty or
1125 nolo contendere to, regardless of adjudication of guilt, any
1126 ~~conviction of a crime involving moral turpitude, as these terms~~

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1127 are defined by rule of the State Board of Education. Whenever
1128 such charges are made against an ~~any such~~ employee of the
1129 district school board, the district school board may suspend
1130 such person without pay; but, if the charges are not sustained,
1131 he or she shall be immediately reinstated, and his or her back
1132 salary shall be paid. In cases of suspension by the district
1133 school board or by the district school superintendent, the
1134 district school board shall determine upon the evidence
1135 submitted whether the charges have been sustained and, if the
1136 charges are sustained, shall determine either to dismiss the
1137 employee or fix the terms under which he or she may be
1138 reinstated. If such charges are sustained by a majority vote of
1139 the full membership of the district school board and the ~~such~~
1140 employee is discharged, his or her contract of employment shall
1141 be ~~thereby~~ canceled. Any ~~such~~ decision adverse to the employee
1142 may be appealed by the employee pursuant to s. 120.68, provided
1143 the ~~such~~ appeal is filed within 30 days after the decision of
1144 the district school board.

1145 (6)

1146 (b) Any member of the district administrative or
1147 supervisory staff, including any principal but excluding an
1148 employee specified in subsection (4), may be suspended or
1149 dismissed at any time during the term of the contract; however,
1150 the charges against him or her must be based on immorality,
1151 misconduct in office, incompetency, gross insubordination,
1152 willful neglect of duty, drunkenness, or being convicted or
1153 found guilty of, or entering a plea of guilty or nolo contendere
1154 to, regardless of adjudication of guilt, ~~conviction of~~ any crime
1155 involving moral turpitude, as these terms are defined by rule of
1156 the State Board of Education. Whenever such charges are made
1157 against an ~~any such~~ employee of the district school board, the

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1158 district school board may suspend the employee without pay; but,
1159 if the charges are not sustained, he or she shall be immediately
1160 reinstated, and his or her back salary shall be paid. In cases
1161 of suspension by the district school board or by the district
1162 school superintendent, the district school board shall determine
1163 upon the evidence submitted whether the charges have been
1164 sustained and, if the charges are sustained, shall determine
1165 either to dismiss the employee or fix the terms under which he
1166 or she may be reinstated. If such charges are sustained by a
1167 majority vote of the full membership of the district school
1168 board and the ~~such~~ employee is discharged, his or her contract
1169 of employment shall be ~~thereby~~ canceled. Any ~~such~~ decision
1170 adverse to the employee may be appealed by him or her pursuant
1171 to s. 120.68, provided such appeal is filed within 30 days after
1172 the decision of the district school board.

1173 Section 36. Subsection (4) of section 1012.34, Florida
1174 Statutes, is amended to read:

1175 1012.34 Assessment procedures and criteria.--

1176 (4) The district school superintendent shall notify the
1177 department of any instructional personnel who receive two
1178 consecutive unsatisfactory evaluations and who have been given
1179 written notice by the district that their employment is being
1180 terminated or is not being renewed or that the district school
1181 board intends to terminate, or not renew, their employment. The
1182 department shall conduct an investigation to determine whether
1183 action shall be taken against the certificateholder pursuant to
1184 s. 1012.795(1)(c) ~~s. 1012.795(1)(b)~~.

1185 Section 37. Section 1012.465, Florida Statutes, is amended
1186 to read:

1187 1012.465 Background screening requirements for certain
1188 noninstructional school district employees and contractors.--

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1189 (1) Except as provided in s. 1012.467 or s. 1012.468,
1190 noninstructional school district employees or contractual
1191 personnel who are permitted access on school grounds when
1192 students are present, who have direct contact with students or
1193 who have access to or control of school funds must be screened
1194 ~~meet level 2 screening requirements as described in accordance~~
1195 with s. 1012.32 and, if employed in any position that requires
1196 direct contact with students, must not be ineligible for such
1197 employment under s. 1012.315. Contractual personnel shall
1198 include any vendor, individual, or entity under contract with a
1199 school or the school board.

1200 (2) Every 5 years following employment or entry into a
1201 contract in a capacity described in subsection (1), each person
1202 who is so employed or under contract with the school district
1203 must be rescreened ~~meet level 2 screening requirements as~~
1204 ~~described in accordance with~~ s. 1012.32, at which time the
1205 school district shall request the Department of Law Enforcement
1206 to forward the fingerprints to the Federal Bureau of
1207 Investigation for federal criminal records checks ~~the level 2~~
1208 ~~screening~~. If, for any reason following employment or entry into
1209 a contract in a capacity described in subsection (1), the
1210 fingerprints of a person who is so employed or under contract
1211 with the school district are not retained by the Department of
1212 Law Enforcement under s. 1012.32(3)(a) and (b), the person must
1213 file a complete set of fingerprints with the district school
1214 superintendent of the employing or contracting school district.
1215 Upon submission of fingerprints for this purpose, the school
1216 district shall request the Department of Law Enforcement to
1217 forward the fingerprints to the Federal Bureau of Investigation
1218 for federal criminal records checks ~~the level 2 screening~~, and
1219 the fingerprints shall be retained by the Department of Law

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1220 Enforcement under s. 1012.32(3)(a) and (b). The cost of the
1221 state and federal criminal history check required by subsection
1222 (1) and this subsection level 2 screening may be borne by the
1223 district school board, the contractor, or the person
1224 fingerprinted. Under penalty of perjury, each person who is
1225 employed or under contract in a capacity described in subsection
1226 (1) must agree to inform his or her employer or the party with
1227 whom he or she is under contract within 48 hours if convicted of
1228 any disqualifying offense while he or she is employed or under
1229 contract in that capacity.

1230 (3) If it is found that a person who is employed or under
1231 contract in a capacity described in subsection (1) has does not
1232 been screened in accordance with s. 1012.32, or is ineligible
1233 for such employment under s. 1012.315 meet the level 2
1234 requirements, the person shall be immediately suspended from
1235 working in that capacity and shall remain suspended until final
1236 resolution of any appeals.

1237 Section 38. Subsections (9) and (14) of section 1012.56,
1238 Florida Statutes, are amended to read:

1239 1012.56 Educator certification requirements.--

1240 (9) BACKGROUND SCREENING REQUIRED, INITIALLY AND
1241 PERIODICALLY.--

1242 (a) Each person who seeks certification under this chapter
1243 must be fingerprinted and screened meet level 2 screening
1244 requirements as described in accordance with s. 1012.32 and must
1245 not be ineligible for employment under s. 1012.315. A person who
1246 has been screened in accordance with s. 1012.32 unless a level 2
1247 screening has been conducted by a district school board or the
1248 Department of Education within 12 months before the date the
1249 person initially obtains certification under this chapter, the
1250 results of which are submitted to the district school board or

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1251 to the Department of Education, is not required to repeat the
1252 screening under this paragraph.

1253 (b) A person may not receive a certificate under this
1254 chapter until the person's level-2 screening under s. 1012.32 is
1255 ~~has been~~ completed and the results have been submitted to the
1256 Department of Education or to the district school superintendent
1257 of the school district that employs the person. Every 5 years
1258 after obtaining initial certification, each person who is
1259 required to be certified under this chapter must be rescreened
1260 ~~meet level-2 screening requirements as described in accordance~~
1261 with s. 1012.32, at which time the school district shall request
1262 the Department of Law Enforcement to forward the fingerprints to
1263 the Federal Bureau of Investigation for federal criminal records
1264 checks ~~the level-2 screening~~. If, for any reason after obtaining
1265 initial certification, the fingerprints of a person who is
1266 required to be certified under this chapter are not retained by
1267 the Department of Law Enforcement under s. 1012.32(3)(a) and
1268 (b), the person must file a complete set of fingerprints with
1269 the district school superintendent of the employing school
1270 district. Upon submission of fingerprints for this purpose, the
1271 school district shall request the Department of Law Enforcement
1272 to forward the fingerprints to the Federal Bureau of
1273 Investigation for federal criminal records checks ~~the level-2~~
1274 ~~screening~~, and the fingerprints shall be retained by the
1275 Department of Law Enforcement under s. 1012.32(3)(a) and (b).
1276 The cost of the state and federal criminal history checks ~~check~~
1277 required by paragraph (a) and this paragraph ~~level-2 screening~~
1278 may be borne by the district school board or the employee. Under
1279 penalty of perjury, each person who is certified under this
1280 chapter must agree to inform his or her employer within 48 hours

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1281 if convicted of any disqualifying offense while he or she is
1282 employed in a position for which such certification is required.

1283 (c) If it is found under s. 1012.796 that a person who is
1284 employed in a position requiring certification under this
1285 chapter ~~has does~~ not been screened in accordance with s.
1286 1012.32, or is ineligible for such employment under s. 1012.315
1287 ~~meet the level 2 screening requirements~~, the person's
1288 certification shall be immediately revoked or suspended and he
1289 or she shall be immediately suspended from the position
1290 requiring certification.

1291 (14) PERSONNEL RECORDS.--The Department of Education shall
1292 maintain an electronic database that includes, but need not be
1293 limited to, a complete statement of the academic preparation,
1294 professional training, and teaching experience of each person to
1295 whom a certificate is issued. The applicant or the district
1296 school superintendent shall furnish the information using a
1297 format ~~or forms~~ provided by the department.

1298 Section 39. Subsection (1) and paragraph (a) of subsection
1299 (8) of section 1012.79, Florida Statutes, are amended to read:

1300 1012.79 Education Practices Commission; organization.--

1301 (1) The Education Practices Commission consists of 25 ~~17~~
1302 members, including 8 ~~7~~ teachers; ~~7~~ 5 administrators, at least one
1303 of whom shall represent a private school; 7 ~~and 5~~ lay citizens,
1304 ~~(of whom 5 shall be parents of public school students and who~~
1305 are unrelated to public school employees and 2 shall be former
1306 district school board members; ~~7~~ and 5 sworn law enforcement
1307 officials, appointed by the State Board of Education from
1308 nominations by the Commissioner of Education and subject to
1309 Senate confirmation. Prior to making nominations, the
1310 commissioner shall consult with ~~the~~ teaching associations,
1311 parent organizations, law enforcement agencies, and other

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1312 involved associations in the state. In making nominations, the
1313 commissioner shall attempt to achieve equal geographical
1314 representation, as closely as possible.

1315 (a) A teacher member, in order to be qualified for
1316 appointment:

1317 1. Must be certified to teach in the state.

1318 2. Must be a resident of the state.

1319 3. Must have practiced the profession in this state for at
1320 least 5 years immediately preceding the appointment.

1321 (b) A school administrator member, in order to be
1322 qualified for appointment:

1323 1. Must have an endorsement on the educator certificate in
1324 the area of school administration or supervision.

1325 2. Must be a resident of the state.

1326 3. Must have practiced the profession as an administrator
1327 for at least 5 years immediately preceding the appointment.

1328 (c) The lay members must be residents of the state.

1329 (d) The members who are law enforcement officials must
1330 have served in the profession for at least 5 years immediately
1331 preceding appointment and have background expertise in child
1332 safety.

1333 (8)(a) The commission shall, from time to time, designate
1334 members of the commission to serve on panels for the purpose of
1335 reviewing and issuing final orders upon cases presented to the
1336 commission. A case concerning a complaint against a teacher
1337 shall be reviewed and a final order ~~thereon shall be~~ entered by
1338 a panel composed of five commission members, at least one of
1339 whom must be a parent or a sworn law enforcement officer, and at
1340 least three of whom must shall be teachers. A case concerning a
1341 complaint against an administrator shall be reviewed and a final
1342 order ~~thereon shall be~~ entered by a panel composed of five

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1343 commission members, at least one of whom must be a parent or a
1344 sworn law enforcement officer, and at least three of whom must
1345 ~~shall~~ be administrators.

1346 Section 40. Subsection (1) of section 1012.795, Florida
1347 Statutes, is amended to read:

1348 1012.795 Education Practices Commission; authority to
1349 discipline.--

1350 (1) The Education Practices Commission may suspend the
1351 educator certificate of any person as defined in s. 1012.01(2)
1352 or (3) for a period of time not to exceed 5 years, thereby
1353 denying that person the right to teach or otherwise be employed
1354 by a district school board or public school in any capacity
1355 requiring direct contact with students for that period of time,
1356 after which the holder may return to teaching as provided in
1357 subsection (4); may revoke the educator certificate of any
1358 person, thereby denying that person the right to teach or
1359 otherwise be employed by a district school board or public
1360 school in any capacity requiring direct contact with students
1361 for a period of time not to exceed 10 years, with reinstatement
1362 subject to the provisions of subsection (4); may revoke
1363 permanently the educator certificate of any person thereby
1364 denying that person the right to teach or otherwise be employed
1365 by a district school board or public school in any capacity
1366 requiring direct contact with students; may suspend the educator
1367 certificate, upon order of the court, of any person found to
1368 have a delinquent child support obligation; or may impose any
1369 other penalty provided by law, if ~~provided it can be shown that~~
1370 the person:

1371 (a) Obtained or attempted to obtain an educator
1372 certificate by fraudulent means.

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1373 (b) Knowingly failed to report any actual or suspected
1374 case of child abuse as required in s. 1006.061 or report the
1375 alleged misconduct of an employee which affects the health,
1376 safety, or welfare of a student.

1377 (c)~~(b)~~ Has proved to be incompetent to teach or to perform
1378 duties as an employee of the public school system or to teach in
1379 or to operate a private school.

1380 (d)~~(e)~~ Has been guilty of gross immorality or an act
1381 involving moral turpitude as defined by rule of the State Board
1382 of Education.

1383 (e)~~(d)~~ Has had an educator certificate sanctioned by
1384 revocation, suspension, or surrender in another state.

1385 (f)~~(e)~~ Has been convicted or found guilty of, or entered a
1386 plea of guilty or nolo contendere to, regardless of adjudication
1387 of guilt, a misdemeanor, felony, or any other criminal charge,
1388 other than a minor traffic violation.

1389 (g)~~(f)~~ Upon investigation, has been found guilty of
1390 personal conduct which seriously reduces that person's
1391 effectiveness as an employee of the district school board.

1392 (h)~~(g)~~ Has breached a contract, as provided in s.
1393 1012.33(2).

1394 (i)~~(h)~~ Has been the subject of a court order directing the
1395 Education Practices Commission to suspend the certificate as a
1396 result of a delinquent child support obligation.

1397 (j)~~(i)~~ Has violated the Principles of Professional Conduct
1398 for the Education Profession prescribed by State Board of
1399 Education rules.

1400 (k)~~(j)~~ Has otherwise violated the provisions of law, the
1401 penalty for which is the revocation of the educator certificate.

1402 (l)~~(k)~~ Has violated any order of the Education Practices
1403 Commission.

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1404 (m) ~~(l)~~ Has been the subject of a court order or plea
1405 agreement in any jurisdiction which requires the
1406 certificateholder to surrender or otherwise relinquish his or
1407 her educator's certificate. A surrender or relinquishment shall
1408 be for permanent revocation of the certificate. A person may not
1409 surrender or otherwise relinquish his or her certificate prior
1410 to a finding of probable cause by the commissioner as provided
1411 in s. 1012.796.

1412 (n) Has been disqualified from employment under s.
1413 1012.315.

1414 Section 41. Subsections (1), (3), and (5) of section
1415 1012.796, Florida Statutes, are amended to read:

1416 1012.796 Complaints against teachers and administrators;
1417 procedure; penalties.--

1418 (1) (a) The Department of Education shall cause to be
1419 investigated expeditiously any complaint filed before it or
1420 otherwise called to its attention which, if legally sufficient,
1421 contains grounds for the revocation or suspension of a
1422 certificate or any other appropriate penalty as set forth in
1423 subsection (7). The complaint is legally sufficient if it
1424 contains the ultimate facts which show a violation has occurred
1425 as provided in s. 1012.795 and defined by rule. The department
1426 shall ~~may~~ investigate or continue to investigate and take
1427 appropriate action on a complaint even though the original
1428 complainant withdraws the complaint or otherwise indicates a
1429 desire not to cause it to be investigated or prosecuted to
1430 completion. The department may investigate or continue to
1431 investigate and take action on a complaint filed against a
1432 person whose educator certificate has expired if the act or acts
1433 that ~~which~~ are the basis for the complaint were allegedly
1434 committed while that person possessed an educator certificate.

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1435 (b) The Department of Education shall expeditiously
1436 investigate any legally sufficient complaint filed before it or
1437 otherwise called to its attention which involves misconduct by
1438 any certificated personnel which affects the health, safety, or
1439 welfare of a student. The department must investigate or
1440 continue to investigate and take action on such a complaint
1441 filed against a person whose educator certificate has expired if
1442 the act or acts that are the basis for the complaint were
1443 allegedly committed while that person possessed an educator
1444 certificate.

1445 (c)~~(b)~~ When an investigation is undertaken, the department
1446 shall notify the certificateholder or applicant for
1447 certification and the district school superintendent or the
1448 university laboratory school, charter school, or private school
1449 in which the certificateholder or applicant for certification is
1450 employed or was employed at the time the alleged offense
1451 occurred. In addition, the department shall inform the
1452 certificateholder or applicant for certification of the
1453 substance of any complaint which has been filed against that
1454 certificateholder or applicant, unless the department determines
1455 that such notification would be detrimental to the
1456 investigation, in which case the department may withhold
1457 notification.

1458 (d)~~(e)~~ Each school district shall file in writing with the
1459 department all legally sufficient complaints within 30 days
1460 after the date on which subject matter of the complaint comes to
1461 the attention of the school district. A complaint is legally
1462 sufficient if it contains ultimate facts that show a violation
1463 has occurred as provided in s. 1012.795 and defined by rule. The
1464 school district shall include all information relating to the
1465 complaint which is known to the school district at the time of

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1466 filing. Each district school board shall develop and adopt
1467 policies and procedures to comply with this reporting
1468 requirement. School board policies and procedures must include
1469 standards for screening, hiring, and terminating employees;
1470 standards of conduct for all employees; the duties of employees
1471 for upholding the standards; detailed procedures for reporting
1472 the alleged misconduct of an employee which affects the health,
1473 safety, or welfare of a student; requirements for the
1474 reassignment of an employee pending the outcome of a misconduct
1475 investigation; and penalties for failing to comply with s.
1476 1001.51 or s. 1012.795. The district school board policies and
1477 procedures shall include appropriate penalties for all personnel
1478 of the district school board for nonreporting and procedures for
1479 promptly informing the district school superintendent of each
1480 legally sufficient complaint. The district school superintendent
1481 is charged with knowledge of these policies and procedures and
1482 is accountable for the training of all employees of the school
1483 district on the standards of conduct, policies, and procedures.
1484 If the district school superintendent has knowledge of a legally
1485 sufficient complaint and does not report the complaint, or fails
1486 to enforce the policies and procedures of the district school
1487 board, and fails to comply with the requirements of this
1488 subsection, in addition to other actions against
1489 certificateholders authorized by law, the district school
1490 superintendent is ~~shall be~~ subject to penalties as specified in
1491 s. 1001.51(12). If the superintendent determines that the
1492 misconduct of an employee who holds an educator certificate
1493 affects the health, safety, or welfare of a student, and the
1494 misconduct warrants termination, the employee may resign or be
1495 terminated, and the superintendent shall report the misconduct
1496 to the department in the format prescribed by the department.

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1497 The department shall maintain each report of misconduct as a
1498 public record in the employee's certification file. This
1499 paragraph does not limit or restrict the power and duty of the
1500 department to investigate complaints as provided in paragraphs
1501 (a) and (c) ~~(b)~~, regardless of the school district's untimely
1502 filing, or failure to file, complaints and followup reports.

1503 (e) If allegations arise against an employee who is
1504 certified under s. 1012.56, and employed in an educator-
1505 certificated position by any school or provider in the state,
1506 such school or provider, or governing body thereof, shall file
1507 in writing with the department a legally sufficient complaint
1508 within 30 days after the date on which the subject matter of the
1509 complaint came to the attention of the school or provider. A
1510 complaint is legally sufficient if it contains ultimate facts
1511 that show a violation has occurred as provided in s. 1012.795.
1512 The school or provider shall include all known information
1513 relating to the complaint with the filing of the complaint. This
1514 paragraph does not limit or restrict the power and duty of the
1515 department to investigate complaints as provided in paragraphs
1516 (a) and (c) regardless of the school's or provider's untimely
1517 filing, or failure to file, complaints and followup reports.

1518 (f) ~~(d)~~ Notwithstanding any other law, all law enforcement
1519 agencies, state attorneys, social service agencies, district
1520 school boards, and the Division of Administrative Hearings shall
1521 fully cooperate with and, upon request, shall provide unredacted
1522 documents to the Department of Education to further
1523 investigations and prosecutions conducted pursuant to this
1524 section. Any document received pursuant to this paragraph may
1525 not be redisclosed except as authorized by law.

1526 (3) The department staff shall advise the commissioner
1527 concerning the findings of the investigation. The department

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1528 general counsel or members of that staff shall review the
1529 investigation and advise the commissioner concerning probable
1530 cause or lack thereof. The determination of probable cause shall
1531 be made by the commissioner. The commissioner shall provide an
1532 opportunity for a conference, if requested, prior to determining
1533 probable cause. The commissioner may enter into deferred
1534 prosecution agreements in lieu of finding probable cause if,
1535 ~~when~~ in his or her judgment, such agreements are ~~would be~~ in the
1536 best interests of the department, the certificateholder, and the
1537 public. Such deferred prosecution agreements shall become
1538 effective when filed with the clerk of the Education Practices
1539 Commission. However, a deferred prosecution agreement shall not
1540 be entered into if ~~where~~ there is probable cause to believe that
1541 a felony or an act of moral turpitude, as defined by rule of the
1542 State Board of Education, has occurred. Upon finding no probable
1543 cause, the commissioner shall dismiss the complaint.

1544 (5) When an allegation of an employee's misconduct is
1545 received, if the alleged misconduct affects ~~deemed necessary to~~
1546 ~~protect~~ the health, safety, or ~~and~~ welfare of a ~~minor~~ student,
1547 and, after preliminary inquiry, there is reason to believe that
1548 the allegation is true, the district school superintendent in
1549 consultation with the school principal, or ~~may,~~ and upon the
1550 request of the Commissioner of Education, must immediately
1551 ~~shall, temporarily~~ suspend the employee ~~a certificateholder~~ from
1552 ~~the certificateholder's~~ regularly assigned duties, with pay, and
1553 reassign the suspended employee ~~certificateholder~~ to a position
1554 that does not require direct contact with students in the
1555 district school system. Such suspension shall continue until the
1556 completion of the proceedings and the determination of
1557 sanctions, if any, pursuant to this section and s. 1012.795.

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1558 Section 42. Paragraph (b) of subsection (4) of section
1559 1012.98, Florida Statutes, is amended to read:

1560 1012.98 School Community Professional Development Act.--

1561 (4) The Department of Education, school districts,
1562 schools, community colleges, and state universities share the
1563 responsibilities described in this section. These
1564 responsibilities include the following:

1565 (b) Each school district shall develop a professional
1566 development system as specified in subsection (3). The system
1567 shall be developed in consultation with teachers, teacher-
1568 educators of community colleges and state universities, business
1569 and community representatives, and local education foundations,
1570 consortia, and professional organizations. The professional
1571 development system must:

1572 1. Be approved by the department. All substantial
1573 revisions to the system shall be submitted to the department for
1574 review for continued approval.

1575 2. Be based on analyses of student achievement data and
1576 instructional strategies and methods that support rigorous,
1577 relevant, and challenging curricula for all students. Schools
1578 and districts, in developing and refining the professional
1579 development system, shall also review and monitor school
1580 discipline data; school environment surveys; assessments of
1581 parental satisfaction; performance appraisal data of teachers,
1582 managers, and administrative personnel; and other performance
1583 indicators to identify school and student needs that can be met
1584 by improved professional performance.

1585 3. Provide inservice activities coupled with followup
1586 support appropriate to accomplish district-level and school-
1587 level improvement goals and standards. The inservice activities
1588 for instructional personnel shall focus on analysis of student

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1589 achievement data, ongoing formal and informal assessments of
1590 student achievement, identification and use of enhanced and
1591 differentiated instructional strategies that emphasize rigor,
1592 relevance, and reading in the content areas, enhancement of
1593 subject content expertise, integrated use of classroom
1594 technology that enhances teaching and learning, classroom
1595 management, parent involvement, and school safety.

1596 4. Include a master plan for inservice activities,
1597 pursuant to rules of the State Board of Education, for all
1598 district employees from all fund sources. The master plan shall
1599 be updated annually by September 1, must be based on input from
1600 teachers and district and school instructional leaders, and must
1601 use the latest available student achievement data and research
1602 to enhance rigor and relevance in the classroom. Each district
1603 inservice plan must be aligned to and support the school-based
1604 inservice plans and school improvement plans pursuant to s.
1605 1001.42(18) ~~s. 1001.42(16)~~. District plans must be approved by
1606 the district school board annually in order to ensure compliance
1607 with subsection (1) and to allow for dissemination of research-
1608 based best practices to other districts. District school boards
1609 must submit verification of their approval to the Commissioner
1610 of Education no later than October 1, annually.

1611 5. Require each school principal to establish and maintain
1612 an individual professional development plan for each
1613 instructional employee assigned to the school as a seamless
1614 component to the school improvement plans developed pursuant to
1615 s. 1001.42(18) ~~s. 1001.42(16)~~. The individual professional
1616 development plan must:

1617 a. Be related to specific performance data for the
1618 students to whom the teacher is assigned.

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1619 b. Define the inservice objectives and specific measurable
1620 improvements expected in student performance as a result of the
1621 inservice activity.

1622 c. Include an evaluation component that determines the
1623 effectiveness of the professional development plan.

1624 6. Include inservice activities for school administrative
1625 personnel that address updated skills necessary for
1626 instructional leadership and effective school management
1627 pursuant to s. 1012.986.

1628 7. Provide for systematic consultation with regional and
1629 state personnel designated to provide technical assistance and
1630 evaluation of local professional development programs.

1631 8. Provide for delivery of professional development by
1632 distance learning and other technology-based delivery systems to
1633 reach more educators at lower costs.

1634 9. Provide for the continuous evaluation of the quality
1635 and effectiveness of professional development programs in order
1636 to eliminate ineffective programs and strategies and to expand
1637 effective ones. Evaluations must consider the impact of such
1638 activities on the performance of participating educators and
1639 their students' achievement and behavior.

1640 Section 43. Subsection (4) of section 1013.03, Florida
1641 Statutes, is amended to read:

1642 1013.03 Functions of the department and the Board of
1643 Governors.--The functions of the Department of Education as it
1644 pertains to educational facilities of school districts and
1645 community colleges and of the Board of Governors as it pertains
1646 to educational facilities of state universities shall include,
1647 but not be limited to, the following:

1648 (4) Require each board and other appropriate agencies to
1649 submit complete and accurate financial data as to the amounts of

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1650 funds from all sources that are available and spent for
1651 construction and capital improvements. The commissioner shall
1652 prescribe the format and the date for the submission of this
1653 data and any other educational facilities data. If any district
1654 does not submit the required educational facilities fiscal data
1655 by the prescribed date, the Commissioner of Education shall
1656 notify the district school board of this fact and, if
1657 appropriate action is not taken to immediately submit the
1658 required report, the district school board shall be directed to
1659 proceed pursuant to s. 1001.42(13)(b) ~~the provisions of s.~~
1660 ~~1001.42(11)(b)~~. If any community college or university does not
1661 submit the required educational facilities fiscal data by the
1662 prescribed date, the same policy prescribed in this subsection
1663 for school districts shall be implemented.

1664 Section 44. The sum of \$153,872 is appropriated from the
1665 Educational Certification and Services Trust Fund to the
1666 Department of Education for the 2008-2009 fiscal year, and two
1667 additional full-time equivalent positions and associated salary
1668 rate of \$90,088 are authorized, for the purpose of implementing
1669 this act.

1670 Section 45. The sum of \$270,514 is appropriated from the
1671 General Revenue Fund to the Department of Children and Family
1672 Services for the 2008-2009 fiscal year, and five additional
1673 full-time equivalent positions are authorized, for the purpose
1674 of implementing this act.

1675 Section 46. This act shall take effect July 1, 2008.
1676
1677

1678 -----
1679 **T I T L E A M E N D M E N T**

1680 Remove the entire title and insert:

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1681 A bill to be entitled
1682 An act relating to ethics; providing a short title;
1683 amending s. 24.121, F.S., relating to public school
1684 funding; conforming cross-references; amending s.
1685 112.3173, F.S.; specifying certain felony offenses against
1686 a minor as additional offenses that constitute a breach of
1687 the public trust; requiring a person committing such an
1688 offense to forfeit benefits under certain public
1689 retirement systems; amending s. 121.091, F.S.; prohibiting
1690 the Division of Retirement from paying benefits to a
1691 member who commits certain felony offenses against a
1692 minor; conforming a cross-reference; amending s. 402.3055,
1693 F.S.; requiring the denial or revocation of a child care
1694 license under certain circumstances; prohibiting persons
1695 who commit certain crimes from employment as child care
1696 personnel under certain circumstances; requiring employers
1697 of child care personnel and certain public and private
1698 school personnel to report certain employees' separation
1699 from employment and requiring a record of the employment
1700 separations to be recorded in a certain database;
1701 requiring the Department of Children and Family Services
1702 to adopt rules; amending s. 402.308, F.S.; prohibiting the
1703 issuance or renewal of a child care license under certain
1704 circumstances; amending s. 435.04, F.S.; specifying
1705 additional criminal offenses for the screening of child
1706 care personnel and certain prekindergarten instructors;
1707 creating ss. 794.09 and 800.05, F.S.; providing notice in
1708 the criminal statutes that certain retirement benefits are
1709 subject to forfeiture for committing certain felony
1710 offenses; amending s. 1001.10, F.S.; requiring the
1711 Department of Education to assist school districts,

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1712 charter schools, and the Florida School for the Deaf and
1713 the Blind in developing policies, procedures, and training
1714 related to employee standards of conduct and employment
1715 practices; requiring the department to provide authorized
1716 staff with access to certain databases for employment-
1717 history verification; amending s. 1001.32, F.S., relating
1718 to school administration; conforming a cross-reference;
1719 amending s. 1001.42, F.S.; requiring each district school
1720 board to adopt standards of conduct and provide training
1721 for all employees; prohibiting confidentiality agreements
1722 regarding terminated or dismissed employees which have the
1723 effect of concealing certain misconduct; prohibiting a
1724 school district from providing employment references for
1725 specified employees except under certain circumstances;
1726 requiring a person who committed certain crimes to be
1727 disqualified from employment in certain positions in a
1728 district school system under specified conditions;
1729 providing that a district school board official who
1730 knowingly signs or transmits a false report forfeits his
1731 or her salary for a specified period; amending s.
1732 1001.452, F.S., relating to district and school advisory
1733 councils; conforming cross-references; amending. S.
1734 1001.51, F.S.; providing that a district school
1735 superintendent forfeits his or her salary for a specified
1736 period following failure to investigate and report
1737 allegations of certain misconduct by employees; amending
1738 ss. 1001.54 and 1002.32, F.S., relating to duties of
1739 principals and laboratory schools; conforming cross-
1740 references; amending s. 1002.33, F.S.; requiring a person
1741 who committed certain crimes to be disqualified from
1742 employment in certain positions in a charter school under

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1743 specified conditions; requiring charter schools to adopt
1744 standards of conduct and provide training for all
1745 employees; prohibiting confidentiality agreements
1746 regarding terminated or dismissed employees which have the
1747 effect of concealing certain misconduct; prohibiting a
1748 charter school from providing employment references for
1749 specified employees except under certain circumstances;
1750 requiring a charter school to contact a prospective
1751 employee's previous employer, verify employment history
1752 against certain databases, and document findings;
1753 requiring a charter school's sponsor to suspend the
1754 school's charter for failing to comply with these
1755 requirements; amending s. 1002.36, F.S.; requiring the
1756 Florida School for the Deaf and the Blind to meet certain
1757 requirements governing the screening of personnel;
1758 amending s. 1002.421, F.S.; requiring a person who
1759 committed certain crimes to be disqualified from
1760 employment in certain positions in a private school that
1761 accepts certain scholarship students under specified
1762 conditions; requiring certain private schools to adopt
1763 standards of conduct and provide training for all
1764 employees; prohibiting confidentiality agreements
1765 regarding terminated or dismissed employees which have the
1766 effect of concealing certain misconduct; prohibiting a
1767 private school from providing employment references for
1768 specified employees except under certain circumstances;
1769 requiring a private school to contact a prospective
1770 employee's previous employer, verify employment history
1771 against certain databases, and document findings;
1772 requiring the Department of Education to suspend
1773 enrollment of new students and the payment of funds to a

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1774 private school failing to comply with these requirements;
1775 amending ss. 1002.55, 1002.61, and 1002.63, F.S.; revising
1776 requirements for the Voluntary Prekindergarten Education
1777 Program; requiring prekindergarten instructors employed by
1778 private prekindergarten providers to be screened upon
1779 employment and rescreened in the same manner required for
1780 child care personnel; requiring prekindergarten
1781 instructors employed by public schools to be screened and
1782 rescreened in the same manner required for school
1783 employees; requiring a person who committed certain crimes
1784 to be disqualified from employment as a prekindergarten
1785 instructor under specified conditions; creating s.
1786 1002.64, F.S.; requiring private prekindergarten providers
1787 to complete certain training; requiring documentation of
1788 such training on child care personnel training
1789 transcripts; prohibiting confidentiality agreements
1790 regarding terminated or dismissed employees which have the
1791 effect of concealing certain misconduct; prohibiting a
1792 provider from providing employment references for
1793 specified employees except under certain circumstances;
1794 requiring a provider to contact a prospective employee's
1795 previous employer, verify employment history against
1796 certain databases, and document findings; requiring the
1797 Agency for Workforce Innovation and early learning
1798 coalitions to suspend enrollment of new children and the
1799 payment of funds to a provider failing to comply with
1800 these requirements; amending ss. 1003.413, 1003.53, and
1801 1004.92, F.S.; conforming cross-references; amending s.
1802 1006.061, F.S.; requiring district school boards, charter
1803 schools, private schools that accept certain scholarship
1804 students, and private prekindergarten providers to post

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Amendment No. 01 (for drafter's use only)

1805 policies for reporting child abuse and misconduct by
1806 employees; requiring the principal of such schools or
1807 prekindergarten director of such providers to act as a
1808 liaison in suspected cases of child abuse; requiring the
1809 Department of Education to publish sample notices;
1810 amending ss. 1008.33, 1008.345, 1010.215, and 1011.18,
1811 F.S.; conforming cross-references; amending s. 1012.27,
1812 F.S.; requiring the district school superintendent to
1813 contact a prospective employee's previous employer, verify
1814 employment history against certain databases, and document
1815 findings; creating s. 1012.315, F.S.; specifying offenses
1816 that disqualify persons from employment in certain
1817 positions requiring direct contact with students and
1818 children; amending s. 1012.32, F.S.; requiring a person
1819 who committed certain crimes to be disqualified from
1820 employment in certain positions in a district school
1821 system or charter school under specified conditions;
1822 amending s. 1012.33, F.S.; providing that just cause for
1823 terminating instructional staff includes immorality or
1824 commission of a criminal act; amending s. 1012.34, F.S.,
1825 relating to assessment procedures; conforming a cross-
1826 reference; amending s. 1012.465, F.S.; requiring certain
1827 noninstructional personnel who committed certain crimes to
1828 be disqualified from employment in certain positions in a
1829 district school system under specified conditions;
1830 amending s. 1012.56, F.S., relating to certification
1831 requirements for educators; revising requirements for
1832 conducting state and federal criminal records checks of
1833 persons seeking certification; requiring a person who
1834 committed certain crimes to be ineligible for
1835 certification under specified conditions; providing for

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1836 the Department of Education to maintain educator records
1837 in an electronic database; amending s. 1012.79, F.S.;
1838 providing for additional members to be appointed to the
1839 Education Practices Commission; revising the composition
1840 of the panel appointed to review complaints against
1841 teachers; amending s. 1012.795, F.S.; providing for the
1842 suspension of the educator certificate of a person who
1843 knowingly fails to report child abuse or certain employee
1844 misconduct; clarifying authority of the commission to
1845 discipline educators who commit certain crimes; amending
1846 s. 1012.796, F.S.; requiring the Department of Education
1847 to investigate each complaint involving misconduct by
1848 certificated personnel; clarifying what constitutes a
1849 legally sufficient complaint; providing requirements for
1850 school board policies and procedures relating to standards
1851 of conduct; providing that the district school
1852 superintendent is accountable for training of district
1853 employees on the standards, policies, and procedures;
1854 requiring employers of certificated personnel to report
1855 employee misconduct to the Department of Education;
1856 requiring that an employee be immediately suspended and
1857 reassigned under certain circumstances; amending ss.
1858 1012.98 and 1013.03, F.S., relating to the School
1859 Community Professional Development Act and functions of
1860 the Department of Education and Board of Governors;
1861 conforming cross-references; providing appropriations and
1862 authorizing additional positions; providing an effective
1863 date.

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Amendment No. 1 (for drafter's use only)

Bill No. CS/CS 1906, 1st Eng.

COUNCIL/COMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION (Y/N)
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER _____

1 Council/Committee hearing bill: Schools and Learning Council
2 Representatives McBurney and Legg offered the following:

3
4 **Amendment (with title amendment)**

5 Between line(s) 161 and 162 and insert:

6 Section 3. Section 1003.215, Florida Statutes, is created
7 to read:

8 1003.215 Student Preparedness Pilot Program.--

9 (1) The Legislature finds it to be in the public interest
10 that all students exit from the public schools with academic
11 skills that provide the students with the opportunity to pursue
12 postsecondary education or with skills that lead to ready to
13 work certification, industry certification, or skill licensure.

14 (2) (a) Beginning with the 2008-2009 school year, and
15 continuing through the 2014-2015 school year, there is created
16 the Student Preparedness Pilot Program to be piloted by school
17 districts. Students in a school district selected to implement
18 the pilot program pursuant to subsection (3) who attain the age
19 of 16 years but have not reached the age of 18 years and who
20 choose to exercise their option not to regularly attend school

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21 pursuant to s. 1003.21(1)(c) shall be subject to the attendance
22 and completion requirements of this section.

23 (b) In the 2008-2009 school year, each school district
24 selected pursuant to subsection (3) shall review, identify, and
25 develop curricula options for the implementation of the pilot
26 program requirements pursuant to paragraph (5)(a) for students
27 who attain the age of 16 years but have not reached the age of
28 18 years whose academic goals may not include a traditional high
29 school diploma. These options shall include, but are not limited
30 to, nontraditional academic options and flexible attendance
31 options and may include a phase-in of students by age or grade.
32 Each selected school district must develop a plan to meet the
33 student's needs and the attendance and completion requirements
34 of this section prior to implementation of the pilot program in
35 the 2009-2010 school year.

36 (3) The Department of Education shall develop an
37 application process for all school districts to apply to
38 participate in the pilot program. The State Board of Education
39 shall select the pilot program districts, one of which shall be
40 the Duval County School District.

41 (4) Parents of public school students enrolled in a
42 participating pilot program district must receive accurate and
43 timely information regarding their child's academic progress and
44 must be informed of ways they can help their child to succeed in
45 school.

46 (5)(a) A student in a participating pilot program district
47 who attains the age of 16 years but has not reached the age of
48 18 years has the right to file a formal declaration of intent to
49 terminate school enrollment if the declaration is signed by the
50 parent. The parent has the right to be notified by the school

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51 district of the district's receipt of the student's declaration
52 of intent to terminate school enrollment. The student's guidance
53 counselor or other school personnel must conduct an exit
54 interview pursuant to s. 1003.21(1)(c). Any student in a
55 participating pilot program district who files a declaration
56 seeking to terminate school enrollment but has not reached the
57 age of 18 years shall be required, until completion or
58 attainment of the age of 18 years, to continue pursuing credits
59 toward a high school diploma, pursue a high school equivalency
60 diploma with participation in the Florida Ready to Work
61 Certification Program under s. 1004.99, participate in a career
62 or job training program leading to industry certification or
63 skill licensure that is developed by or in cooperation with the
64 district school board, or participate in the Florida Ready to
65 Work Certification Program under s. 1004.99.

66 (b) A Student Preparedness Pilot Program student subject
67 to the attendance and completion requirements of this section is
68 not an "eligible student" for purposes of school grading under
69 s. 1008.34(3)(b) if the student has selected a nontraditional
70 academic option of the pilot program.

71 (6) Students who become or have become married or who are
72 pregnant and parenting have the right to attend school and
73 receive the same or equivalent educational instruction as other
74 students.

75 (7) The Office of Program Policy Analysis and Government
76 Accountability (OPPAGA), in cooperation with the participating
77 pilot program districts, the applicable state attorneys' offices
78 and regional workforce boards, the Agency for Workforce
79 Innovation, the Department of Education, and the Department of
80 Juvenile Justice, shall conduct a study annually of the impact

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81 of the pilot program on dropout and graduation rates, on the
82 employability of students, and on juvenile crime, using 2007-
83 2008 data as the baseline for the research. OPPAGA shall develop
84 criteria for collection and reporting of data with input from
85 the cooperating entities. The results of each annual report
86 shall be made available to participating pilot program
87 districts, the applicable state attorneys' offices and regional
88 workforce boards, the Agency for Workforce Education, the
89 Department of Education, the Department of Juvenile Justice, the
90 Governor, the President of the Senate, and the Speaker of the
91 House of Representatives by January 1 following each school
92 year, beginning January 1, 2012.

93 Section 4. Subsections (8) and (13) of section 1003.01,
94 Florida Statutes, are amended to read:

95 .1003.01 Definitions.--As used in this chapter, the term:

96 (8) "Habitual truant" means a student who: has 15
97 unexcused absences within 90 calendar days with or without the
98 knowledge or consent of the student's parent; is subject to
99 compulsory school attendance under s. 1003.21(1) and (2) (a) or
100 is subject to the Student Preparedness Pilot Program under s.
101 1003.215; is and is not exempt under s. 1003.21(3), ~~or~~ s. 1003.24,
102 ~~or by meeting the criteria for~~ any other exemption specified by
103 law or rules of the State Board of Education. Such a student
104 must have been the subject of the activities specified in ss.
105 1003.26 and 1003.27(3), without resultant successful remediation
106 of the truancy problem before being dealt with as a child in
107 need of services according to the provisions of chapter 984.

108 (13) (a) "Regular school attendance" means the actual
109 attendance of a student during the school day as defined by law
110 and rules of the State Board of Education. Regular attendance

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111 within the intent of s. 1003.21 may be achieved by attendance
112 in:

113 ~~1.(a)~~ A public school supported by public funds;

114 ~~2.(b)~~ A parochial, religious, or denominational school;

115 ~~3.(c)~~ A private school supported in whole or in part by
116 tuition charges or by endowments or gifts;

117 ~~4.(d)~~ A home education program that meets the requirements
118 of chapter 1002; or

119 ~~5.(e)~~ A private tutoring program that meets the
120 requirements of chapter 1002.

121 (b) "Regular program attendance" for a student in the
122 Student Preparedness Pilot Program under s. 1003.215 means
123 actual attendance by the student in traditional or
124 nontraditional academic options as defined by law and rules of
125 the State Board of Education. The district school superintendent
126 shall be responsible for enforcing such attendance.

127 Section 5. Paragraph (c) of subsection (1) of section
128 1003.21, Florida Statutes, is amended to read:

129 1003.21 School attendance.--

130 (1)

131 (c) A student who attains the age of 16 years during the
132 school year is not subject to compulsory school attendance
133 beyond the date upon which he or she attains that age if the
134 student files a formal declaration of intent to terminate school
135 enrollment with the district school board. Public school
136 students who have attained the age of 16 years and who have not
137 graduated are subject to compulsory school attendance until the
138 formal declaration of intent is filed with the district school
139 board. The declaration must acknowledge that terminating school
140 enrollment is likely to reduce the student's earning potential

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141 and must be signed by the student and the student's parent. The
142 school district must notify the student's parent of receipt of
143 the student's declaration of intent to terminate school
144 enrollment. The student's guidance counselor or other school
145 personnel must conduct an exit interview with the student to
146 determine the reasons for the student's decision to terminate
147 school enrollment and actions that could be taken to keep the
148 student in school. The student must be informed of opportunities
149 to continue his or her education in a different environment,
150 including, but not limited to, adult education and GED test
151 preparation. Additionally, the student must complete a survey in
152 a format prescribed by the Department of Education to provide
153 data on student reasons for terminating enrollment and actions
154 taken by schools to keep students enrolled. A student enrolled
155 in a Student Preparedness Pilot Program school district must
156 receive information regarding the program's attendance and
157 completion requirements under s. 1003.215.

158 Section 6. Paragraph (f) of subsection (1) of section
159 1003.26, Florida Statutes, is amended to read:

160 1003.26 Enforcement of school attendance.--The Legislature
161 finds that poor academic performance is associated with
162 nonattendance and that school districts must take an active role
163 in promoting and enforcing attendance as a means of improving
164 student performance. It is the policy of the state that each
165 district school superintendent be responsible for enforcing
166 school attendance of all students subject to the compulsory
167 school age in the school district and supporting enforcement of
168 school attendance by local law enforcement agencies. The
169 responsibility includes recommending policies and procedures to
170 the district school board that require public schools to respond

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171 in a timely manner to every unexcused absence, and every absence
172 for which the reason is unknown, of students enrolled in the
173 schools. District school board policies shall require the parent
174 of a student to justify each absence of the student, and that
175 justification will be evaluated based on adopted district school
176 board policies that define excused and unexcused absences. The
177 policies must provide that public schools track excused and
178 unexcused absences and contact the home in the case of an
179 unexcused absence from school, or an absence from school for
180 which the reason is unknown, to prevent the development of
181 patterns of nonattendance. The Legislature finds that early
182 intervention in school attendance is the most effective way of
183 producing good attendance habits that will lead to improved
184 student learning and achievement. Each public school shall
185 implement the following steps to promote and enforce regular
186 school attendance:

187 (1) CONTACT, REFER, AND ENFORCE.--

188 (f)1. If the parent of a child who has been identified as
189 exhibiting a pattern of nonattendance enrolls the child in a
190 home education program pursuant to chapter 1002, the district
191 school superintendent shall provide the parent a copy of s.
192 1002.41 and the accountability requirements of this paragraph.
193 The district school superintendent shall also refer the parent
194 to a home education review committee composed of the district
195 contact for home education programs and at least two home
196 educators selected by the parent from a district list of all
197 home educators who have conducted a home education program for
198 at least 3 years and who have indicated a willingness to serve
199 on the committee. The home education review committee shall
200 review the portfolio of the student, as defined by s. 1002.41,

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201 every 30 days during the district's regular school terms until
202 the committee is satisfied that the home education program is in
203 compliance with s. 1002.41(1)(b). The first portfolio review
204 must occur within the first 30 calendar days of the
205 establishment of the program. The provisions of subparagraph 2.
206 do not apply once the committee determines the home education
207 program is in compliance with s. 1002.41(1)(b).

208 2. If the parent fails to provide a portfolio to the
209 committee, the committee shall notify the district school
210 superintendent. The district school superintendent shall then
211 terminate the home education program and require the parent to
212 enroll the child in an attendance option that meets the
213 definition of "regular school attendance" under s.
214 1003.01(13)(a) 1., 2., 3., or 5. ~~(b), (c), or (e)~~, within 3
215 days. Upon termination of a home education program pursuant to
216 this subparagraph, the parent shall not be eligible to reenroll
217 the child in a home education program for 180 calendar days.
218 Failure of a parent to enroll the child in an attendance option
219 as required by this subparagraph after termination of the home
220 education program pursuant to this subparagraph shall constitute
221 noncompliance with the compulsory attendance requirements of s.
222 1003.21 and may result in criminal prosecution under s.
223 1003.27(2). Nothing contained herein shall restrict the ability
224 of the district school superintendent, or the ability of his or
225 her designee, to review the portfolio pursuant to s.
226 1002.41(1)(b).

227 Section 7. Paragraph (d) of subsection (3) of section
228 1004.99, Florida Statutes, is amended, subsection (4) is
229 renumbered as subsection (5), and a new subsection (4) is added
230 to that section, to read:

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231 1004.99 Florida Ready to Work Certification Program.--

232 (3) The Florida Ready to Work Certification Program shall
233 be composed of:

234 (d) A Florida Ready to Work Credential ~~certificate~~ and
235 portfolio awarded to students upon successful completion of the
236 instruction. Each portfolio must delineate the skills
237 demonstrated by the student as evidence of the student's
238 preparation for employment.

239 (4) A Florida Ready to Work Credential shall be awarded to
240 a student who successfully passes assessments in Reading for
241 Information, Applied Mathematics, and Locating Information or
242 any other assessments of comparable rigor. Each assessment shall
243 be scored on a scale of 3 to 7. The level of the credential each
244 student receives is based on the following:

245 (a) A bronze-level credential requires a minimum score of
246 3 or above on each of the assessments.

247 (b) A silver-level credential requires a minimum score of
248 4 or above on each of the assessments.

249 (c) A gold-level credential requires a minimum score of 5
250 or above on each of the assessments.

251 Section 8. Paragraph (b) of subsection (2) of section
252 1003.428, Florida Statutes, is amended to read:

253 1003.428 General requirements for high school graduation;
254 revised.--

255 (2) The 24 credits may be earned through applied,
256 integrated, and combined courses approved by the Department of
257 Education and shall be distributed as follows:

258 (b) Eight credits in majors, minors, or electives:

259 1. Four credits in a major area of interest, such as
260 sequential courses in a career and technical program, fine and

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261 performing arts, or academic content area, selected by the
262 student as part of the education plan required by s. 1003.4156.
263 Students may revise major areas of interest each year as part of
264 annual course registration processes and should update their
265 education plan to reflect such revisions. Annually by October 1,
266 the district school board shall approve major areas of interest
267 and submit the list of majors to the Commissioner of Education
268 for approval. Each major area of interest shall be deemed
269 approved unless specifically rejected by the commissioner within
270 60 days. Upon approval, each district's major areas of interest
271 shall be available for use by all school districts and shall be
272 posted on the department's website. Beginning with students
273 entering grade 9 in the 2008-2009 school year, a student must
274 earn a Florida Ready to Work Credential as created under s.
275 1004.99 in order to graduate with a career or technical major
276 area of interest.

277 2. Four credits in elective courses selected by the
278 student as part of the education plan required by s. 1003.4156.
279 These credits may be combined to allow for a second major area
280 of interest pursuant to subparagraph 1., a minor area of
281 interest, elective courses, or intensive reading or mathematics
282 intervention courses as described in this subparagraph.

283 a. Minor areas of interest are composed of three credits
284 selected by the student as part of the education plan required
285 by s. 1003.4156 and approved by the district school board.

286 b. Elective courses are selected by the student in order
287 to pursue a complete education program as described in s.
288 1001.41(3) and to meet eligibility requirements for
289 scholarships.

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290 c. For each year in which a student scores at Level 1 on
291 FCAT Reading, the student must be enrolled in and complete an
292 intensive reading course the following year. Placement of Level
293 2 readers in either an intensive reading course or a content
294 area course in which reading strategies are delivered shall be
295 determined by diagnosis of reading needs. The department shall
296 provide guidance on appropriate strategies for diagnosing and
297 meeting the varying instructional needs of students reading
298 below grade level. Reading courses shall be designed and offered
299 pursuant to the comprehensive reading plan required by s.
300 1011.62(8).

301 d. For each year in which a student scores at Level 1 or
302 Level 2 on FCAT Mathematics, the student must receive
303 remediation the following year. These courses may be taught
304 through applied, integrated, or combined courses and are subject
305 to approval by the department for inclusion in the Course Code
306 Directory.

307 Section 9. Subsection (1) of section 1009.536, Florida
308 Statutes, is amended to read:

309 1009.536 Florida Gold Seal Vocational Scholars award.--The
310 Florida Gold Seal Vocational Scholars award is created within
311 the Florida Bright Futures Scholarship Program to recognize and
312 reward academic achievement and career preparation by high
313 school students who wish to continue their education.

314 (1) A student is eligible for a Florida Gold Seal
315 Vocational Scholars award if the student meets the general
316 eligibility requirements for the Florida Bright Futures
317 Scholarship Program and the student:

318 (a) Completes the secondary school portion of a sequential
319 program of studies that requires at least three secondary school

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320 career credits taken over at least 2 academic years, and is
321 continued in a planned, related postsecondary education program.
322 If the student's school does not offer such a two-plus-two or
323 tech-prep program, the student must complete a job-preparatory
324 career education program selected by Workforce Florida, Inc.,
325 for its ability to provide high-wage employment in an occupation
326 with high potential for employment opportunities. On-the-job
327 training may not be substituted for any of the three required
328 career credits.

329 (b) Demonstrates readiness for postsecondary education by
330 earning a passing score on the Florida College Entry Level
331 Placement Test or its equivalent as identified by the Department
332 of Education.

333 (c) Earns a minimum cumulative weighted grade point
334 average of 3.0, as calculated pursuant to s. 1009.531, on all
335 subjects required for a standard high school diploma, excluding
336 elective courses.

337 (d) Earns a minimum unweighted grade point average of 3.5
338 on a 4.0 scale for secondary career courses comprising the
339 career program.

340 (e) Beginning with students entering grade 9 in the 2008-
341 2009 school year, earns a gold-level Florida Ready to Work
342 Credential as created under s. 1004.99.

343 Section 10. Paragraph (j) is added to subsection (5) of
344 section 445.004, Florida Statutes, to read:

345 445.004 Workforce Florida, Inc.; creation; purpose;
346 membership; duties and powers.--

347 (5) Workforce Florida, Inc., shall have all the powers and
348 authority, not explicitly prohibited by statute, necessary or
349 convenient to carry out and effectuate the purposes as

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350 determined by statute, Pub. L. No. 105-220, and the Governor, as
351 well as its functions, duties, and responsibilities, including,
352 but not limited to, the following:

353 (j) In partnership with the Department of Education,
354 ensuring consistent use of the Florida Ready to Work Credential
355 as created under s. 1004.99.

357 -----
358 **T I T L E A M E N D M E N T**

359 Remove lines 2-24 insert:

360 An act relating to alternative high school courses and programs;
361 creating s. 1002.375, F.S.; establishing a pilot project for
362 awarding high school credit to students enrolled in industry
363 certification programs; requiring the Commissioner of Education
364 to establish criteria for program participation; requiring that
365 a school district submit a letter of interest by a specified
366 date in order to participate in the pilot project; requiring
367 that the Commissioner of Education submit a report to the
368 Governor and the Legislature; providing for specified courses to
369 be included as alternative credit courses; exempting alternative
370 credit courses from certain requirements; authorizing the
371 Department of Education to approve certain courses for credit by
372 examination; requiring the Department of Education to adopt
373 passing minimum scores on approved assessments and maintain a
374 course directory; requiring the State Board of Education to
375 adopt rules; amending s. 1011.61, F.S., relating to definitions
376 for the Florida Education Finance Program; providing for an
377 alternate method of reporting full-time equivalent membership
378 for credit earned in alternative high school credit courses for
379 the pilot project created under s. 1002.375, F.S.; creating s.

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Amendment No. 1 (for drafter's use only)

380 1003.215, F.S.; creating the Student Preparedness Pilot Program;
381 requiring the Duval County School District and each selected
382 school district to review and identify curricula options for
383 certain students; requiring students who attain the age of 16
384 years but have not reached the age of 18 years in pilot program
385 districts who do not regularly attend school to be subject to
386 specific attendance and completion requirements; providing for
387 an application and selection process for school district
388 participation; specifying procedures for termination of school
389 enrollment and requirements for pilot program attendance and
390 completion; specifying that students who select a nontraditional
391 academic option are not eligible students for purposes of school
392 grading; requiring an annual study and reporting by the Office
393 of Program Policy Analysis and Government Accountability;
394 amending s. 1003.01, F.S.; providing that habitual truancy
395 provisions apply to students subject to pilot program
396 requirements; defining regular program attendance in a pilot
397 program school district; amending s. 1003.21, F.S.; requiring a
398 student in a pilot program school district to be informed of
399 attendance and completion requirements; amending s. 1003.26,
400 F.S.; conforming cross-references; amending s. 1004.99, F.S.,
401 relating to the Florida Ready to Work Program; providing
402 requirements for attaining bronze, silver, and gold credential
403 levels; amending s. 1003.428, F.S.; requiring a student to earn
404 the credential for high school graduation with a career or
405 technical major area of interest; amending s. 1009.536, F.S.;
406 requiring a student to earn the credential for receipt of a
407 Florida Gold Seal Vocational Scholars award; amending s.
408 445.004, F.S.; requiring Workforce Florida, Inc., and the

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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409 Department of Education to ensure consistent use of the
410 credential; providing an effective date.

411

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 01 (for drafter's use only)

Bill No. CS/SB 1908

COUNCIL/COMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION (Y/N)
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER _____

1 Council/Committee hearing bill: Schools & Learning

2 Representative(s) Pickens offered the following:

3
4 **Amendment**

5 Remove line(s) 5~~5~~-63 and insert:

6
7 b. As valid data becomes available, the performance and
8 participation of the school's students in College Board Advanced
9 Placement courses, International Baccalaureate courses, dual
10 enrollment courses, and Advanced International Certificate of
11 Education courses; the students' achievement of industry
12 certification, as determined by the Agency for Workforce
13 Innovation under s. 1003.492(2) in a career and professional
14 academy, as described in s. 1003.493; and the students'
15 achievement of the Florida Ready to Work Credential;

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Amendment No. 03 (for drafter's use only)

20 1003.4285 Standard high school diploma designations.--By
21 the 2008-2009 school year, each standard high school diploma
22 shall include, as applicable:

23 (1) A designation of the student's major area of interest
24 pursuant to the student's completion of credits as provided in
25 s. 1003.428.

26 (2) A designation reflecting completion of four or more
27 accelerated college credit courses if the student is eligible
28 for college credit pursuant to s. 1007.27 or s. 1007.271 in
29 Advanced Placement, International Baccalaureate, Advanced
30 International Certificate of Education, or dual enrollment
31 courses. The Commissioner of Education shall establish
32 guidelines for successful passage of examinations or coursework
33 in each of the accelerated college credit options for purposes
34 of this subsection.

35 (3) A designation reflecting career education
36 certification in accordance with s. 1003.431.

37 (4) A designation reflecting a Florida Ready to Work
38 Credential in accordance with s. 1004.99.

39 Section 4. Section 1003.4287, Florida Statutes, is created
40 to read:

41 1003.4287 Postsecondary education credit courses;
42 comprehensive plan.--

43 (1) The purpose of this section is to provide each public
44 high school student with access to a substantive and rigorous
45 curriculum that is designed to challenge the student's mind,
46 enhance the student's knowledge and skills, and prepare the
47 student for success in college and work.

48 (2) For purposes of this section, the term "postsecondary
49 education credit course" means a course through which a high

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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50 school student may earn postsecondary credit and includes
51 Advanced Placement courses, International Baccalaureate courses,
52 Advanced International Certificate of Education courses, and
53 dual enrollment courses.

54 (3) By the 2009-2010 school year, each public high school
55 in the state must provide students access to at least four
56 Advanced Placement, International Baccalaureate, Advanced
57 International Certificate of Education, or dual enrollment
58 courses, one each in English, mathematics, science, and social
59 studies, and at least four courses in career and technical dual
60 enrollment. To fulfill this requirement, schools may utilize
61 course offerings provided by the Florida Virtual School, a
62 career center, a charter technical career center, a community
63 college, a state university, or an independent college or
64 university eligible for inclusion in the dual enrollment program
65 pursuant to s. 1011.62.

66 (4) To assist with implementation of this section, the
67 State Board of Education shall develop and adopt a comprehensive
68 plan that:

69 (a) Provides all students with access to a substantive and
70 rigorous curriculum that is designed to challenge their minds
71 and enhance their knowledge and skills and with opportunities to
72 acquire postsecondary education credits while in high school.

73 (b) Supports school administrators and guidance counselors
74 in the receipt of professional development that enables them to
75 create strong and effective postsecondary opportunities for
76 their students.

77 (c) Establishes guidelines and timelines for teachers and
78 school leaders in middle schools and high schools to receive
79 training in content knowledge and instructional skills to

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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80 prepare students for success in a rigorous curriculum that leads
81 to postsecondary education credit.

82 (d) Creates long-term and annual statewide goals for
83 increasing:

84 1. The number and percentage of students enrolling in and
85 completing postsecondary education credit courses.

86 2. The number and percentage of students receiving
87 postsecondary education credits in such courses.

88 3. The number and percentage of low-income and
89 underrepresented students enrolling in and completing
90 postsecondary education credit courses.

91 4. The number and percentage of low-income and
92 underrepresented students receiving postsecondary education
93 credit in such courses.

94 (e) Leverages federal and private funding available for
95 incentives and training.

96 (f) Focuses state and federal funding to carry out
97 activities that target school districts serving high
98 concentrations of low-income and underrepresented students.

99 (g) Provides a plan of communication that emphasizes the
100 importance of postsecondary education credit courses to a
101 student's ability to gain access to and succeed in postsecondary
102 education. The plan for such communication should include
103 information to students, teachers, counselors, administrators,
104 school districts, community colleges, and state universities.

105 (h) Requires annual evaluations of the impact of the
106 implementation of this section on the rates of student
107 enrollment and success in postsecondary education credit
108 courses, on high school graduation rates, and on college
109 enrollment rates. The evaluation must include a review of the

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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110 progress toward meeting goals established pursuant to paragraph
111 (d).

112 Section 5. Subsection (3) of section 1004.91, Florida
113 Statutes, is amended to read:

114 1004.91 Career-preparatory instruction.--

115 (3) An adult student with a disability may be exempted
116 from the provisions of this section. A student who possesses a
117 college degree at the associate in applied science level or
118 higher is exempt from this section. A student who has completed
119 or who is exempt from the college-level communication and
120 computation skills examination pursuant to s. 1008.29, or who is
121 exempt from the college entry-level examination pursuant to s.
122 1008.29, is exempt from the provisions of this section. Students
123 who have passed a state, national, or industry licensure exam
124 are exempt from this section. An adult student who is enrolled
125 in an apprenticeship program that is registered with the
126 Department of Education in accordance with the provisions of
127 chapter 446 is exempt from the provisions of this section.

128 Section 6. Paragraph (c) of subsection (2) of section
129 1007.21, Florida Statutes, is amended to read:

130 1007.21 Readiness for postsecondary education and the
131 workplace.--

132 (2)

133 (c) The common placement test authorized in ss.
134 1001.03(10) and 1008.30 or a similar test may be administered to
135 ~~all~~ high school students ~~second semester sophomores~~ who have
136 chosen one of the four destinations. The results of the
137 placement test shall be used to target additional instructional
138 needs in reading, writing, and mathematics prior to graduation.

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139 Section 7. Section 1007.212, Florida Statutes, is created
140 to read:

141 1007.212 Remediation Reform Pilot Project.--

142 (1) The Legislature finds that the cost to the state and
143 to students for remedial education has exceeded \$100 million in
144 recent years. The Legislature further finds that it is in the
145 public's best interest to identify policies and best practices
146 that reduce the need for and the cost of remediation for recent
147 high school graduates who enter postsecondary education.

148 (2) Beginning with the 2008-2009 school year, there is
149 created the Remediation Reform Pilot Project with the goal of
150 reducing the need for and the cost of remediation for recent
151 high school graduates who enter postsecondary education.

152 (3) The Department of Education shall develop by August 1,
153 2008, an application process for community colleges and school
154 districts to participate in the pilot project. Each application
155 must represent a collaborative effort between one or more
156 community colleges and one or more school districts in each
157 community college's service area.

158 (4) Each application shall:

159 (a) Identify the specific area or areas of remediation to
160 be addressed as part of the pilot project.

161 (b) Provide the most recent data available from the
162 postsecondary feedback reports produced pursuant to s. 1008.37
163 for each community college and school district that will
164 participate in the pilot project for the area or areas of
165 remediation that will be addressed during the course of the
166 project.

167 (c) Describe the strategies currently used by the
168 participating institutions to address remediation needs,

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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169 including mechanisms used to identify students who need
170 remediation, corrective actions employed to address identified
171 needs, and methods used to evaluate the effectiveness of these
172 strategies.

173 (d) Describe any proposed changes to current strategies
174 that have been designed to reduce the need for postsecondary
175 remediation, including, but not limited to:

176 1. Specific intervention efforts that will be employed to
177 address identified deficiencies.

178 2. The process the community college and the school
179 district will use to determine the effectiveness of the changes.

180 3. A projected timeline for implementation of the changes.

181 (e) Describe specific professional development activities
182 that will be provided for secondary education faculty.

183 (f) Provide itemized estimates of the costs to each
184 participating community college and school district of
185 implementing the proposal.

186 (g) Identify any local, federal, or private funding that
187 may be available to support the project.

188 (h) Project any reductions in the need for and the cost of
189 remediation that are anticipated following implementation and
190 describe the method used to develop the projections.

191 (5) By October 1, 2008, the Commissioner of Education
192 shall evaluate the applications and recommend no more than four
193 proposals to the President of the Senate and the Speaker of the
194 House of Representatives for consideration and final approval.
195 To the extent possible, the proposals recommended by the
196 commissioner shall be representative of the geographic regions
197 of the state and representative of large, medium, and small
198 school districts.

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199 (6) Each community college and school district
200 participating in the pilot project shall submit an annual status
201 report, including a description of the strategies implemented,
202 any costs incurred, and the effectiveness of the strategies used
203 in reducing the need for and the cost of postsecondary
204 remediation to students and the state. This report shall be
205 submitted to the Executive Office of the Governor, the President
206 of the Senate, the Speaker of the House of Representatives, the
207 Commissioner of Education, and the Office of Program Policy
208 Analysis and Government Accountability by September 1. The
209 Office of Program Policy Analysis and Government Accountability
210 shall analyze the reports submitted pursuant to this subsection
211 to identify the policies and practices that are most effective
212 in reducing the need for and the cost of remediation, including
213 any cost savings realized as a result of implementation.

214 (7) The pilot project shall be funded as provided in the
215 General Appropriations Act. The Department of Education, school
216 districts, and community colleges may redirect existing
217 resources for purposes of the pilot project and are encouraged
218 to seek and accept grants from additional public and private
219 sources to implement the pilot project.

220 Section 8. Paragraph (b) of subsection (2) of section
221 1007.235, Florida Statutes, is amended to read:

222 1007.235 District interinstitutional articulation
223 agreements.--

224 (2) The district interinstitutional articulation agreement
225 for each school year must be completed before high school
226 registration for the fall term of the following school year. The
227 agreement must include, but is not limited to, the following
228 components:

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229 (b)1. A delineation of courses and programs available to
230 students eligible to participate in dual enrollment. This
231 delineation must include a plan for the community college to
232 provide guidance services to participating students on the
233 selection of courses in the dual enrollment program. The process
234 of community college guidance should make maximum use of the
235 automated advisement system for community colleges. The plan
236 must assure that each dual enrollment student is encouraged to
237 identify a postsecondary education objective with which to guide
238 the course selection. At a minimum, each student's plan should
239 include a list of courses that will result in an Applied
240 Technology Diploma, an Associate in Science degree, or an
241 Associate in Arts degree. If the student identifies a
242 baccalaureate degree as the objective, the plan must include
243 courses that will meet the general education requirements and
244 any prerequisite requirements for entrance into a selected
245 baccalaureate degree program.

246 2. A delineation of the process by which students and
247 their parents are informed about opportunities to participate in
248 articulated acceleration programs.

249 3. A delineation of the process by which students and
250 their parents exercise their option to participate in an
251 articulated acceleration program.

252 4. A delineation of high school credits earned for
253 completion of each dual enrollment course.

254 5. Provision for postsecondary courses that meet the
255 criteria for inclusion in a district articulated acceleration
256 program to be counted toward meeting the graduation requirements
257 of s. 1003.43.

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258 6. An identification of eligibility criteria for student
259 participation in dual enrollment courses and programs.

260 7. A delineation of institutional responsibilities
261 regarding student screening prior to enrollment and monitoring
262 student performance subsequent to enrollment in dual enrollment
263 courses and programs.

264 8. An identification of the criteria by which the quality
265 of dual enrollment courses and programs are to be judged and a
266 delineation of institutional responsibilities for the
267 maintenance of instructional quality.

268 9. A delineation of institutional responsibilities for
269 assuming the cost of dual enrollment courses and programs that
270 includes such responsibilities for student instructional
271 materials.

272 10. An identification of responsibility for providing
273 student transportation if the dual enrollment instruction is
274 conducted at a facility other than the high school campus.

275 11. A delineation of the process for converting college
276 credit hours earned through dual enrollment and early admission
277 programs to high school credit based on mastery of course
278 outcomes as determined by the Department of Education in
279 accordance with s. 1007.271(6).

280 12. An identification of the responsibility of the
281 postsecondary educational institution for assigning letter
282 grades for dual enrollment courses and the responsibility of
283 school districts for posting dual enrollment course grades to
284 the high school transcript as assigned by the postsecondary
285 institution awarding the credit.

286 Section 9. Subsection (16) of section 1007.271, Florida
287 Statutes, are amended to read:

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288 1007.271 Dual enrollment programs.--
289 (16) Beginning with students entering grade 9 in the 2006-
290 2007 school year, school districts and community colleges must
291 weigh dual enrollment courses the same as advanced placement,
292 International Baccalaureate, and Advanced International
293 Certificate of Education courses when grade point averages are
294 calculated. Alternative grade calculation or weighting systems
295 that discriminate against dual enrollment courses are
296 prohibited. Beginning with students applying for admission to a
297 state university for the 2009-2010 academic year, state
298 universities must weigh dual enrollment courses the same as
299 comparable Advanced Placement, International Baccalaureate, and
300 Advanced International Certificate of Education courses when
301 calculating grade point averages for purposes of making
302 admissions decisions.

303 Section 10. Subsections (1), (2), and (3) of section
304 1008.30, Florida Statutes, are amended to read:

305 1008.30 Common placement testing for public postsecondary
306 education.--

307 (1) The State Board of Education, in conjunction with the
308 Board of Governors, shall develop and implement a common
309 placement test for the purpose of assessing the basic
310 computation and communication skills students need to continue
311 their education at the postsecondary level or enter the
312 workforce of students who intend to enter a degree program at
313 any public postsecondary educational institution. Public
314 postsecondary educational institutions shall provide appropriate
315 modifications of the test instruments or test procedures for
316 students with disabilities.

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317 (2) The common placement testing program shall include at
318 a minimum the following: the capacity to diagnose basic
319 competencies in the areas of English, reading, and mathematics
320 which are essential to perform at the postsecondary level or
321 enter the workforce ~~college-level work~~; prerequisite skills that
322 relate to progressively advanced instruction in mathematics,
323 such as algebra and geometry; prerequisite skills that relate to
324 progressively advanced instruction in language arts, such as
325 English composition and literature; prerequisite skills which
326 relate to the College Level Academic Skills Test (CLAST); and
327 provision of test information to students on the specific
328 deficiencies.

329 (3) The State Board of Education shall adopt rules that
330 ~~would~~ require high schools to evaluate prior to the beginning of
331 the 12th grade the college or career readiness of each student
332 scoring at level 2 or 3 on the reading portion of the grade 10
333 FCAT or level 2, 3, or 4 on the mathematics portion of the grade
334 10 FCAT. High schools shall perform this evaluation using
335 results from ~~give~~ the corresponding component of the common
336 placement test prescribed in this section, or an equivalent test
337 identified by the State Board of Education₇. The State Board of
338 Education shall establish in rule the minimum test scores a
339 student must achieve to demonstrate readiness. Students who
340 demonstrate readiness by achieving the minimum test scores
341 established by the State Board of Education shall not be
342 required to enroll in remediation courses as a condition of
343 acceptance to any community college. The high school shall use
344 the results of the test to advise the students of any identified
345 deficiencies and provide students any necessary remedial
346 instruction prior to, or the summer immediately following, high

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347 school graduation. The remedial instruction provided pursuant to
348 this subsection shall be developed as a collaborative effort
349 between secondary and postsecondary educational institutions.
350 Contingent upon appropriation of funds in the General
351 Appropriations Act, the Florida Virtual School shall partner
352 with one or more community colleges to develop remedial content
353 that may be offered online, at the beginning of the tenth grade
354 year before enrollment in the eleventh grade year in public high
355 school for the purpose of obtaining remedial instruction prior
356 to entering public postsecondary education.

T I T L E A M E N D M E N T

359 Remove line(s) 2-14 and insert:

360 An act relating to education; amending s. 1008.34, F.S.,
361 relating to the school grading system; providing for a
362 revised high school grading system beginning with the
363 2009-2010 school year which includes the statewide
364 standardized assessment, graduation rates, performance and
365 participation in certain courses, postsecondary readiness
366 as measured by certain examinations, and the change in
367 these factors from year to year; specifying the data
368 components to be used in determining the revised high
369 school grading system; requiring that the criteria for
370 school grades give added weight to the graduation rate of
371 all eligible at-risk students; amending s. 1003.413, F.S.;
372 providing for an annual review of a high school student's
373 electronic personal education plan; creating s. 1003.4285,
374 F.S.; providing for designations on standard high school
375 diplomas; creating s. 1003.4287, F.S.; providing for
376

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 03 (for drafter's use only)

347 school graduation. The remedial instruction provided pursuant to
348 this subsection shall be developed as a collaborative effort
349 between secondary and postsecondary educational institutions.
350 Contingent upon appropriation of funds in the General
351 Appropriations Act, the Florida Virtual School shall partner
352 with one or more community colleges to develop remedial content
353 that may be offered online, at the beginning of the tenth grade
354 year before enrollment in the eleventh grade year in public high
355 school for the purpose of obtaining remedial instruction prior
356 to entering public postsecondary education.

T I T L E A M E N D M E N T

358
359
360 Remove line(s) 2-14 and insert:

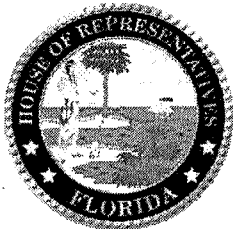
361 An act relating to education; amending s. 1008.34, F.S.,
362 relating to the school grading system; providing for a
363 revised high school grading system beginning with the
364 2009-2010 school year which includes the statewide
365 standardized assessment, graduation rates, performance and
366 participation in certain courses, postsecondary readiness
367 as measured by certain examinations, and the change in
368 these factors from year to year; specifying the data
369 components to be used in determining the revised high
370 school grading system; requiring that the criteria for
371 school grades give added weight to the graduation rate of
372 all eligible at-risk students; amending s. 1003.413, F.S.;
373 providing for an annual review of a high school student's
374 electronic personal education plan; creating s. 1003.4285,
375 F.S.; providing for designations on standard high school
376 diplomas; creating s. 1003.4287, F.S.; providing for

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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377 access to postsecondary education credit courses in public
378 high schools; specifying courses that may be accessed;
379 requiring the State Board of Education to develop a
380 comprehensive plan; amending s. 1004.91, F.S.; providing
381 an exemption relating to career-preparatory instruction;
382 amending s. 1007.21, F.S.; conforming provisions relating
383 to administration of the common placement test; creating
384 s. 1007.212, F.S.; creating the Remediation Reform Pilot
385 Project with participation by community colleges and
386 school districts; requiring the Department of Education to
387 develop an application process; specifying contents of the
388 application; requiring the Commissioner of Education to
389 evaluate applications and recommend proposals to the
390 Legislature for final approval; requiring annual status
391 reports by participants and analysis by the Office of
392 Program Policy Analysis and Government Accountability;
393 providing for funding; amending s. 1007.235, F.S.;
394 requiring district interinstitutional articulation
395 agreements to include responsibility for assignment of
396 grades for dual enrollment courses; amending s. 1007.271,
397 F.S.; providing requirements for state universities to
398 weigh dual enrollment courses; amending s. 1008.30, F.S.;
399 revising provisions relating to administration and use of
400 the results of the common placement test; providing for
401 development of remedial content to be offered online;
402 providing an effective date.

403
404



COUNCIL/COMMITTEE APPEARANCE RECORD

Bill No. 359 Date 4-11-2008

Name Scott Howat

Title Director, Legislative + Congressional Relations

Address 445 W. Amelia St.

City Orlando State/Zip FL 32807

Phone Number (407) 317-3337

Representing Orange Co. Public Schools

Lobbyist (registered) YES [checked] NO []

State Employee YES [] NO []

I wish to speak: []

* I have been requested to speak []

Proponent [checked]

Opponent []

Information []

Subject matter: Exceptional Student Private Residential placement

Council/Committee: Schools + hearing

*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.
Appearing at request of Chair []
Approved by _____ Chair

Copies to:
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COUNCIL/COMMITTEE APPEARANCE RECORD

Bill No. 359 Date 4-11-08

Name Connie Milito

Title chief Gov. Relations Officer

Address 901 E. Kennedy Blvd

City Tampa State/Zip 33602

Phone Number 813-624-5000 813-272-4579

Representing Hillsborough Cty Public Schools

Lobbyist (registered) YES NO

State Employee YES NO

I wish to speak: Proponent

* I have been requested to speak Opponent

Information

Subject matter: Exceptional Students

Council/Committee: Schools + Learning

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COUNCIL/COMMITTEE APPEARANCE RECORD

Bill No. 1483 Date 4/11/08

Name Nathan Dunn

Title V.P. Public Policy

Address P.O. Box 10626

City Tallahassee State/Zip FL 32302

Phone Number 850-567-8143

Representing Florida Family Action

Lobbyist (registered) YES [checked] NO []

State Employee YES [] NO [checked]

I wish to speak: [] will waive Proponent [checked]

* I have been requested to speak [] Opponent []

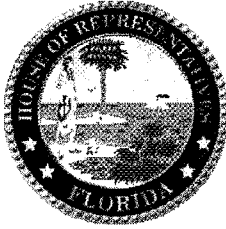
Information []

Subject matter: Evolution Academic Freedom Act

Council/Committee: Schools & Learning

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COUNCIL/COMMITTEE APPEARANCE RECORD

Bill No. 1483 Date 4/11/2008

Name Brian Pitts

Title Chair

Address 1119 Newton Ave S.

City St Pete State/Zip FL / 33705

Phone Number 727/897-9291

Representing Justice-2-Jesus

Lobbyist (registered) YES NO

State Employee YES NO

I wish to speak: Proponent

* I have been requested to speak Opponent

Information

Subject matter: _____

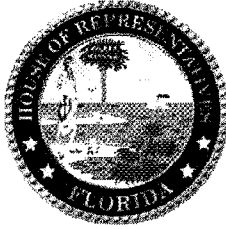
Council/Committee: Schools & Learning

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COUNCIL/COMMITTEE APPEARANCE RECORD

Bill No. 1483 Date 4/11/08
Name Kim KENDALL
Title (PARENT)
Address 856 EAGLE POINT DRIVE
City ST. AUGUSTINE State/Zip FL 32092
Phone Number 904-827-9688
Representing (SELF & CHILDREN)

Lobbyist (registered) YES [] NO [X]
State Employee YES [] NO [X]

I wish to speak: [X] Proponent [X]
* I have been requested to speak [] Opponent []
Information []

Subject matter: EVOLUTION ACADEMIC FREEDOM BILL

Council/Committee: SCHOOLS & LEARNING

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COUNCIL/COMMITTEE APPEARANCE RECORD

Bill No. 1483 Date 4/11/08
 Name Paul Ruscher
 Title Framer, Florida K-12 Science Standards
 Address 3329 Robinhood Rd.
 City Tallahassee State/Zip FL 32312
 Phone Number (850) 385-8804
 Representing Framers

Lobbyist (registered) YES NO
 State Employee YES NO

I wish to speak: Proponent
 * I have been requested to speak Opponent
 Information

Subject matter: teaching of evolution and different theories,
nature of science & science teaching

Council/Committee: Schools & Learning Council

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COUNCIL/COMMITTEE APPEARANCE RECORD

Bill No. 1483 Date April 11-8
 Name Greg Pound
 Title Parent
 Address 9166 Sunrise Dr.
 City Largo State/Zip Fla. 33773
 Phone Number 727-319-3705
 Representing Florida Families

Lobbyist (registered) YES NO

State Employee YES NO

I wish to speak: Proponent

* I have been requested to speak Opponent

Information

Subject matter: Academic Freedom Act

Council/Committee: School & Learning Council

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Appearing at request of Chair

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COUNCIL/COMMITTEE APPEARANCE RECORD

Bill No. HB 1483 Date 04-11-08
Name Barry Golden
Title Academic Freedom Bill
Address 9112 Birch Run Lane
City Tallahassee State/Zip 32312
Phone Number 850 363-1097
Representing Science Standards Writing Committee

Lobbyist (registered) YES [] NO [X]

State Employee YES [X] NO []

I wish to speak: [X]

* I have been requested to speak []

Proponent []

Opponent [X]

Information []

Subject matter: HB 1483

Council/Committee: Schools & Learning Council

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Appearing at request of Chair []
Approved by _____ Chair

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COUNCIL/COMMITTEE APPEARANCE RECORD

Bill No. 1483 Date 4/11/2008
Name William Bunkley
Title Legislative Consultant
Address 1839 Jaclif Ct
City Tallahassee State/Zip FL 32308
Phone Number 850 942 4377
Representing Florida Baptist Convention

Lobbyist (registered) YES [checked] NO []

State Employee YES [] NO [checked]

I wish to speak: [] Proponent [checked]
* I have been requested to speak [] Opponent []
Information []

Subject matter: Chemical & Biological Evolution

Council/Committee: Schools & Learning

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Appearing at request of Chair []
Approved by _____ Chair

Copies to:
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COUNCIL/COMMITTEE APPEARANCE RECORD

Bill No. 1483 Date 4/11/08

Name Clifton Savoy, Ph.D.

Title

Address 519 Oakland Ave

City Tallahassee State/Zip FL / 32301

Phone Number 850-222-5017

Representing self as private citizen

Lobbyist (registered) YES [] NO [x]

State Employee YES [x] NO [] on AL

I wish to speak: [] Proponent [x]

* I have been requested to speak [] Opponent []

Information []

Subject matter: Teaching evolution

Council/Committee:

*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.
Appearing at request of Chair []
Approved by _____ Chair

Copies to:
Original - Council/Committee
Copy - Person requested to appear



COUNCIL/COMMITTEE APPEARANCE RECORD

Bill No. 1483 Date 4/11/08
Name Courtenay Strickland
Title Director of Public Policy - ACLU of Florida
Address 4500 Biscayne Blvd. # 340
City Miami, State/Zip FL 33137
Phone Number 305-457-5422
Representing ACLU of Florida

Lobbyist (registered) YES [checked] NO []
State Employee YES [] NO [checked]

I wish to speak: [checked] Proponent []
* I have been requested to speak [] Opponent [checked]
Information []

Subject matter: Freedom of religion & belief

Council/Committee: Schools and Learning Council

*If you are appearing at the request of the Chair, you must get signature of the Chair before leaving.
Appearing at request of Chair []
Approved by _____ Chair

Copies to:
Original - Council/Committee
Copy - Person requested to appear



COUNCIL/COMMITTEE
APPEARANCE RECORD

Legg Amendment

Bill No. 1712 Date 4/11/08

Name Ruth Melton

Title Director of Legislative Relations

Address 203 South Monroe Street

City Tallahassee State/Zip FL 32301

Phone Number 850 / 414 - 2578

Representing Florida School Boards Assn

Lobbyist (registered) YES NO

State Employee YES NO

I wish to speak: Proponent

* I have been requested to speak Opponent

Information

Subject matter: _____

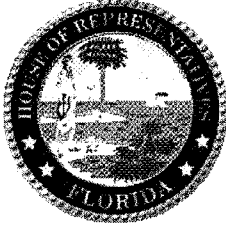
Council/Committee: _____

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COUNCIL/COMMITTEE APPEARANCE RECORD

Bill No. CS/SB 1712 Date 4-11-08
 Name RON MEYER
 Title ATTORNEY
 Address POB 1547
 City TALLAHASSEE State/Zip FL 32302
 Phone Number 850-878-5212
 Representing FLORIDA EDUCATION ASSOCIATION

Lobbyist (registered) YES NO

State Employee YES NO

I wish to speak:

Proponent

* I have been requested to speak

Opponent

Information

Subject matter: ETHICS IN EDUCATION

Council/Committee: SCHOOLS & LEARNING COUNCIL

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Approved by _____ Chair

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COUNCIL/COMMITTEE APPEARANCE RECORD

Bill No. SB1712 Date 4-11-08
 Name Frances Haithcock
 Title Chancellor
 Address 325 W Gaines St
 City Tallahassee State/Zip FL 32399
 Phone Number 850 245 0509
 Representing Department of Education

Lobbyist (registered) YES NO
 State Employee YES NO

I wish to speak: Proponent
 * I have been requested to speak Opponent
 Information

Subject matter: Ethics in Education

Council/Committee: Schools and Learning

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COUNCIL/COMMITTEE APPEARANCE RECORD

Bill No. 1906 Date 4-12-08

Name Patricia Lewesque

Title Ex Director

Address 215 S. Monroe

City Tau State/Zip FL 32301

Phone Number 391-3070

Representing Foundation for Florida's Future

Lobbyist (registered) YES NO

State Employee YES NO

I wish to speak: Proponent

* I have been requested to speak Opponent

Information

Subject matter: We support ~~the~~ Amendment 1 by

McBurney + Legg that adds Ready to work to the bill

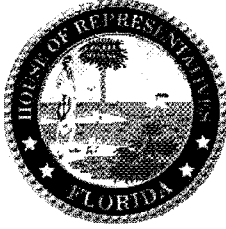
Council/Committee: Schools + Learning Council

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COUNCIL/COMMITTEE APPEARANCE RECORD

Bill No. 1908 Date 4-11-08

Name Stacey Webb

Title _____

Address 120 S. Monroe

City TLH State/Zip 32361

Phone Number 671-4401

Representing Associated Industries of FL

Lobbyist (registered) YES NO

State Employee YES NO

I wish to speak: Proponent

* I have been requested to speak Opponent

Information

Subject matter: School grading as amended to include College & Career readiness

Council/Committee: Schools & Learning

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Approved by _____ Chair

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COUNCIL/COMMITTEE APPEARANCE RECORD

Bill No. 1908 Date 4-12-08

Name Patricia Levesque

Title Ex Director

Address 215 S. monroest.

City Tau State/Zip FL 32301

Phone Number 391-3070

Representing Foundation for Florida's Future

Lobbyist (registered) YES NO

State Employee YES NO

I wish to speak: Proponent

* I have been requested to speak Opponent

Information

Subject matter: H.S. grading and AP amendment

Council/Committee: Schools + Learning Council

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Approved by _____ Chair

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COUNCIL/COMMITTEE APPEARANCE RECORD

Bill No. SB1908 Date 4/11/08
 Name Frances Hattcock
 Title Chancellor
 Address 325 W Gaines St
 City Tallahassee State/Zip FL 32309
 Phone Number 850 245 0509
 Representing Dept of Education

Lobbyist (registered) YES NO

State Employee YES NO

I wish to speak:

Proponent

* I have been requested to speak

Opponent

Information

Subject matter: School Grades

Council/Committee: Schools and Learning

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