

1 A bill to be entitled
2 An act relating to education; amending ss. 192.0105,
3 192.048, and 196.082, F.S.; conforming cross-
4 references; amending s. 196.011, F.S.; providing that
5 an annual application for exemption on property used
6 to house a charter school is not necessary; requiring
7 the owner or lessee of such property to notify the
8 property appraiser in specified circumstances;
9 providing penalties; amending s. 1002.31, F.S.;
10 conforming provisions to changes made by the act;
11 amending s. 1002.33, F.S.; authorizing charter schools
12 to give enrollment preference to certain transfer
13 students; defining the term "classical school";
14 revising the definition of the term "charter school
15 personnel"; amending s. 1002.45, F.S.; providing
16 approved virtual instruction program provider, virtual
17 charter school, and school district responsibilities
18 relating to statewide assessments and progress
19 monitoring for certain students; creating s. 1003.052,
20 F.S.; establishing the Purple Star School District
21 Program; providing requirements for such program;
22 authorizing the Department of Education to establish
23 additional program criteria; authorizing the State
24 Board of Education to adopt rules; amending s.
25 1003.451, F.S.; requiring school districts and charter

26 | schools to provide certain students with an
27 | opportunity to take the Armed Services Vocational
28 | Aptitude Battery Test and consult with a military
29 | recruiter; providing requirements for the scheduling
30 | of such test; amending s. 1003.53, F.S.; revising
31 | requirements for the assignment of students to
32 | disciplinary programs and alternative school settings
33 | or other programs; revising requirements for dropout
34 | prevention and academic intervention programs;
35 | requiring such programs to include academic
36 | intervention plans for students; providing
37 | requirements for such plans; providing that specified
38 | provisions apply to all dropout prevention and
39 | academic intervention programs; requiring school
40 | principals or their designees to make a reasonable
41 | effort to notify parents by specified means and to
42 | document such effort; creating s. 1004.051, F.S.;
43 | prohibiting a public postsecondary institution from
44 | implicitly or explicitly prohibiting specified
45 | students from being employed; providing
46 | nonapplicability; amending s. 1006.15, F.S.; revising
47 | the criteria authorizing certain students to
48 | participate in specified sports; amending s. 1006.38,
49 | F.S.; requiring instructional materials publishers and
50 | manufacturers or their representatives to make sample

51 | copies of specified instructional materials available
52 | electronically for use by certain institutes for a
53 | specified purpose; amending s. 1007.25, F.S.; creating
54 | associate in arts specialized transfer degrees;
55 | providing requirements for such degrees; providing a
56 | process for the approval of such degree programs;
57 | providing for rulemaking; amending s. 1007.271, F.S.;
58 | requiring district school boards to make reasonable
59 | efforts to enter into specified agreements with a
60 | Florida College System institution for certain online
61 | courses; amending s. 1008.33, F.S.; revising the date
62 | by which a memorandum of understanding relating to
63 | schools in turnaround status must be provided to the
64 | department; revising requirements for district-managed
65 | turnaround plans; providing requirements for
66 | turnaround schools that close and reopen as charter
67 | schools and school districts in which such schools
68 | reside; providing that specified provisions do not
69 | apply to certain turnaround schools; requiring the
70 | state board to adopt rules for a charter school
71 | turnaround contract and specified leases and
72 | agreements; amending s. 1008.34, F.S.; requiring
73 | changes to the school grades model or school grading
74 | scale to take effect after a specified period of time;
75 | amending s. 1009.21, F.S.; providing that a specified

76 document is a single, conclusive piece of evidence to
 77 prove residency for tuition purposes; amending s.
 78 1009.98, F.S.; revising the definition of the term
 79 "tuition differential"; revising provisions relating
 80 to certain payments by the Florida Prepaid College
 81 Board; amending s. 1012.79, F.S.; authorizing the
 82 Commissioner of Education to appoint an executive
 83 director of the Education Practices Commission;
 84 revising the purpose of the commission; authorizing
 85 the commission to expend funds for legal services;
 86 repealing s. 1012.86, F.S., relating to the Florida
 87 College System institution employment equity
 88 accountability program; amending ss. 1001.64 and
 89 1001.65, F.S.; conforming provisions to changes made
 90 by the act; providing an effective date.

91

92 Be It Enacted by the Legislature of the State of Florida:

93

94 Section 1. Paragraph (f) of subsection (1) and paragraphs
 95 (b) and (c) of subsection (2) of section 192.0105, Florida
 96 Statutes, are amended to read:

97 192.0105 Taxpayer rights.—There is created a Florida
 98 Taxpayer's Bill of Rights for property taxes and assessments to
 99 guarantee that the rights, privacy, and property of the
 100 taxpayers of this state are adequately safeguarded and protected

101 during tax levy, assessment, collection, and enforcement
 102 processes administered under the revenue laws of this state. The
 103 Taxpayer's Bill of Rights compiles, in one document, brief but
 104 comprehensive statements that summarize the rights and
 105 obligations of the property appraisers, tax collectors, clerks
 106 of the court, local governing boards, the Department of Revenue,
 107 and taxpayers. Additional rights afforded to payors of taxes and
 108 assessments imposed under the revenue laws of this state are
 109 provided in s. 213.015. The rights afforded taxpayers to assure
 110 that their privacy and property are safeguarded and protected
 111 during tax levy, assessment, and collection are available only
 112 insofar as they are implemented in other parts of the Florida
 113 Statutes or rules of the Department of Revenue. The rights so
 114 guaranteed to state taxpayers in the Florida Statutes and the
 115 departmental rules include:

116 (1) THE RIGHT TO KNOW.—

117 (f) The right of an exemption recipient to be sent a
 118 renewal application for that exemption, the right to a receipt
 119 for homestead exemption claim when filed, and the right to
 120 notice of denial of the exemption (see ss. 196.011(7)
 121 ~~196.011(6)~~, 196.131(1), 196.151, and 196.193(1)(c) and (5)).

122
 123 Notwithstanding the right to information contained in this
 124 subsection, under s. 197.122 property owners are held to know
 125 that property taxes are due and payable annually and are charged

126 with a duty to ascertain the amount of current and delinquent
 127 taxes and obtain the necessary information from the applicable
 128 governmental officials.

129 (2) THE RIGHT TO DUE PROCESS.—

130 (b) The right to petition the value adjustment board over
 131 objections to assessments, denial of exemption, denial of
 132 agricultural classification, denial of historic classification,
 133 denial of high-water recharge classification, disapproval of tax
 134 deferral, and any penalties on deferred taxes imposed for
 135 incorrect information willfully filed. Payment of estimated
 136 taxes does not preclude the right of the taxpayer to challenge
 137 his or her assessment (see ss. 194.011(3), 196.011(7) and
 138 (10)(a) ~~196.011(6) and (9)(a)~~, 196.151, 196.193(1)(c) and (5),
 139 193.461(2), 193.503(7), 193.625(2), 197.2425, 197.301(2), and
 140 197.2301(11)).

141 (c) The right to file a petition for exemption or
 142 agricultural classification with the value adjustment board when
 143 an application deadline is missed, upon demonstration of
 144 particular extenuating circumstances for filing late (see ss.
 145 193.461(3)(a) and 196.011(1), (8), (9), and (10)(e) ~~(7), (8),~~
 146 ~~and (9)(e)~~).

147 Section 2. Paragraphs (b), (c), and (d) of subsection (1)
 148 of section 192.048, Florida Statutes, are amended to read:

149 192.048 Electronic transmission.—

150 (1) Subject to subsection (2), the following documents may

151 | be transmitted electronically rather than by regular mail:

152 | (b) The tax exemption renewal application required under
153 | s. 196.011(7)(a) ~~s. 196.011(6)(a)~~.

154 | (c) The tax exemption renewal application required under
155 | s. 196.011(7)(b) ~~s. 196.011(6)(b)~~.

156 | (d) A notification of an intent to deny a tax exemption
157 | required under s. 196.011(10)(e) ~~s. 196.011(9)(e)~~.

158 | Section 3. Subsections (3) and (4) of section 196.082,
159 | Florida Statutes, are amended to read:

160 | 196.082 Discounts for disabled veterans; surviving spouse
161 | carryover.—

162 | (3) If the partially or totally and permanently disabled
163 | veteran predeceases his or her spouse and if, upon the death of
164 | the veteran, the spouse holds the legal or beneficial title to
165 | the homestead and permanently resides thereon as specified in s.
166 | 196.031, the discount from ad valorem tax that the veteran
167 | received carries over to the benefit of the veteran's spouse
168 | until such time as he or she remarries or sells or otherwise
169 | disposes of the property. If the spouse sells or otherwise
170 | disposes of the property, a discount not to exceed the dollar
171 | amount granted from the most recent ad valorem tax roll may be
172 | transferred to his or her new residence, as long as it is used
173 | as his or her primary residence and he or she does not remarry.
174 | An applicant who is qualified to receive a discount under this
175 | section and who fails to file an application by March 1 may file

176 an application for the discount and may file a petition pursuant
 177 to s. 194.011(3) with the value adjustment board requesting that
 178 the discount be granted. Such application and petition shall be
 179 subject to the same procedures as for exemptions set forth in s.
 180 196.011(9) ~~s. 196.011(8)~~.

181 (4) To qualify for the discount granted under this
 182 section, an applicant must submit to the county property
 183 appraiser by March 1:

184 (a) An official letter from the United States Department
 185 of Veterans Affairs which states the percentage of the veteran's
 186 service-connected disability and evidence that reasonably
 187 identifies the disability as combat-related;

188 (b) A copy of the veteran's honorable discharge; and

189 (c) Proof of age as of January 1 of the year to which the
 190 discount will apply.

191
 192 Any applicant who is qualified to receive a discount under this
 193 section and who fails to file an application by March 1 may file
 194 an application for the discount and may file, pursuant to s.
 195 194.011(3), a petition with the value adjustment board
 196 requesting that the discount be granted. Such application and
 197 petition shall be subject to the same procedures as for
 198 exemptions set forth in s. 196.011(9) ~~s. 196.011(8)~~.

199 Section 4. Subsections (5) through (12) of section
 200 196.011, Florida Statutes, are renumbered as subsections (6)

201 through (13), respectively, present subsections (1), (10), and
 202 (11) are amended, and a new subsection (5) is added to that
 203 section, to read:

204 196.011 Annual application required for exemption.—

205 (1) (a) Except as provided in s. 196.081(1) (b), every
 206 person or organization who, on January 1, has the legal title to
 207 real or personal property, except inventory, which is entitled
 208 by law to exemption from taxation as a result of its ownership
 209 and use shall, on or before March 1 of each year, file an
 210 application for exemption with the county property appraiser,
 211 listing and describing the property for which exemption is
 212 claimed and certifying its ownership and use. The Department of
 213 Revenue shall prescribe the forms upon which the application is
 214 made. Failure to make application, when required, on or before
 215 March 1 of any year shall constitute a waiver of the exemption
 216 privilege for that year, except as provided in subsection (8)
 217 ~~(7)~~ or subsection (9) ~~(8)~~.

218 (b) The form to apply for an exemption under s. 196.031,
 219 s. 196.081, s. 196.091, s. 196.101, s. 196.102, s. 196.173, or
 220 s. 196.202 must include a space for the applicant to list the
 221 social security number of the applicant and of the applicant's
 222 spouse, if any. If an applicant files a timely and otherwise
 223 complete application, and omits the required social security
 224 numbers, the application is incomplete. In that event, the
 225 property appraiser shall contact the applicant, who may refile a

226 complete application by April 1. Failure to file a complete
 227 application by that date constitutes a waiver of the exemption
 228 privilege for that year, except as provided in subsection (8)
 229 ~~(7)~~ or subsection (9) ~~(8)~~.

230 (5) It shall not be necessary to make annual application
 231 for exemption on property used to house a charter school
 232 pursuant to s. 196.1983. The owner or lessee of any property
 233 used to house a charter school pursuant to s. 196.1983 who is
 234 not required to file an annual application shall notify the
 235 property appraiser promptly whenever the use of the property or
 236 the status or condition of the owner or lessee changes so as to
 237 change the exempt status of the property. If any owner or lessee
 238 fails to so notify the property appraiser and the property
 239 appraiser determines that for any year within the prior 10 years
 240 the owner or lessee was not entitled to receive such exemption,
 241 the owner or lessee of the property is subject to the taxes
 242 exempted as a result of such failure plus 15 percent interest
 243 per annum and a penalty of 50 percent of the taxes exempted. The
 244 property appraiser making such determination shall record in the
 245 public records of the county a notice of tax lien against any
 246 property owned by that person or entity in the county, and such
 247 property must be identified in the notice of tax lien. Such
 248 property is subject to the payment of all taxes and penalties.
 249 Such lien when filed shall attach to any property, identified in
 250 the notice of tax lien, owned by the person or entity who

251 illegally or improperly received the exemption. If such person
 252 or entity no longer owns property in that county but owns
 253 property in some other county or counties in the state, the
 254 property appraiser shall record a notice of tax lien in such
 255 other county or counties, identifying the property owned by such
 256 person or entity in such county or counties, and it shall become
 257 a lien against such property in such county or counties.

258 (11)~~(10)~~ At the option of the property appraiser and
 259 notwithstanding any other provision of this section, initial or
 260 original applications for homestead exemption for the succeeding
 261 year may be accepted and granted after March 1. Reapplication on
 262 a short form as authorized by subsection (6) ~~(5)~~ shall be
 263 required if the county has not waived the requirement of an
 264 annual application. Once the initial or original application and
 265 reapplication have been granted, the property may qualify for
 266 the exemption in each succeeding year pursuant to the provisions
 267 of subsection (7) ~~(6)~~ or subsection (10) ~~(9)~~.

268 (12)~~(11)~~ For exemptions enumerated in paragraph (1)(b),
 269 social security numbers of the applicant and the applicant's
 270 spouse, if any, are required and must be submitted to the
 271 department. Applications filed pursuant to subsection (6) ~~(5)~~ or
 272 subsection (7) ~~(6)~~ shall include social security numbers of the
 273 applicant and the applicant's spouse, if any. For counties where
 274 the annual application requirement has been waived, property
 275 appraisers may require refiling of an application to obtain such

276 information.

277 Section 5. Paragraph (b) of subsection (6) of section
278 1002.31, Florida Statutes, is amended to read:

279 1002.31 Controlled open enrollment; public school parental
280 choice.—

281 (6)

282 (b) A student may not participate in a sport if the
283 student participated in that same sport at another school during
284 that school year, unless the student meets one of the following
285 criteria:

286 1. Dependent children of active duty military personnel
287 whose move resulted from military orders.

288 2. Children who have been relocated due to a foster care
289 placement in a different school zone.

290 3. Children who move due to a court-ordered change in
291 custody due to separation or divorce, or the serious illness or
292 death of a custodial parent.

293 ~~4. Authorized for good cause in district or charter school~~
294 ~~policy.~~

295 Section 6. Paragraph (d) of subsection (10) and paragraph
296 (a) of subsection (24) of section 1002.33, Florida Statutes, are
297 amended to read:

298 1002.33 Charter schools.—

299 (10) ELIGIBLE STUDENTS.—

300 (d) A charter school may give enrollment preference to the

301 following student populations:

302 1. Students who are siblings of a student enrolled in the
303 charter school.

304 2. Students who are the children of a member of the
305 governing board of the charter school.

306 3. Students who are the children of an employee of the
307 charter school.

308 4. Students who are the children of:

309 a. An employee of the business partner of a charter
310 school-in-the-workplace established under paragraph (15)(b) or a
311 resident of the municipality in which such charter school is
312 located; or

313 b. A resident or employee of a municipality that operates
314 a charter school-in-a-municipality pursuant to paragraph (15)(c)
315 or allows a charter school to use a school facility or portion
316 of land provided by the municipality for the operation of the
317 charter school.

318 5. Students who have successfully completed, during the
319 previous year, a voluntary prekindergarten education program
320 under ss. 1002.51-1002.79 provided by the charter school, the
321 charter school's governing board, or a voluntary prekindergarten
322 provider that has a written agreement with the governing board.

323 6. Students who are the children of an active duty member
324 of any branch of the United States Armed Forces.

325 7. Students who attended or are assigned to failing

326 schools pursuant to s. 1002.38(2).

327 8. Students who are the children of a safe-school officer,
 328 as defined in s. 1006.12, at the school.

329 9. Students who transfer from a classical school in the
 330 state to a charter classical school in the state. For purposes
 331 of this subparagraph, the term "classical school" means a
 332 traditional public school or charter school which implements a
 333 classical education school model that emphasizes the development
 334 of students in the principles of moral character and civic
 335 virtue through a well-rounded education in the liberal arts and
 336 sciences that is based on the classical trivium stages of
 337 grammar, logic, and rhetoric.

338 (24) RESTRICTION ON EMPLOYMENT OF RELATIVES.—

339 (a) This subsection applies to charter school personnel in
 340 a charter school operated by a private entity. As used in this
 341 subsection, the term:

342 1. "Charter school personnel" means a ~~charter school~~
 343 ~~owner~~, president, chairperson of the governing board of
 344 directors, superintendent, governing board member, principal,
 345 assistant principal, or any other person employed by the charter
 346 school who has equivalent decisionmaking authority and in whom
 347 is vested the authority, or to whom the authority has been
 348 delegated, to appoint, employ, promote, or advance individuals
 349 or to recommend individuals for appointment, employment,
 350 promotion, or advancement in connection with employment in a

351 charter school, including the authority as a member of a
 352 governing body of a charter school to vote on the appointment,
 353 employment, promotion, or advancement of individuals.

354 2. "Relative" means father, mother, son, daughter,
 355 brother, sister, uncle, aunt, first cousin, nephew, niece,
 356 husband, wife, father-in-law, mother-in-law, son-in-law,
 357 daughter-in-law, brother-in-law, sister-in-law, stepfather,
 358 stepmother, stepson, stepdaughter, stepbrother, stepsister, half
 359 brother, or half sister.

360
 361 Charter school personnel in schools operated by a municipality
 362 or other public entity are subject to s. 112.3135.

363 Section 7. Paragraph (b) of subsection (5) of section
 364 1002.45, Florida Statutes, is amended to read:

365 1002.45 Virtual instruction programs.—

366 (5) STUDENT PARTICIPATION REQUIREMENTS.—Each student
 367 enrolled in the school district's virtual instruction program
 368 authorized pursuant to paragraph (1)(c) must:

369 (b) Take statewide assessments pursuant to s. 1008.22 and
 370 participate in the coordinated screening and progress monitoring
 371 system under s. 1008.25(9). Statewide assessments and progress
 372 monitoring may be administered within the school district in
 373 which such student resides, ~~or as specified in the contract~~
 374 under ~~in accordance with~~ s. 1008.24(3). If requested by the
 375 approved virtual instruction program provider or virtual charter

376 school, the district of residence must provide the student with
377 access to the district's testing facilities. It is the
378 responsibility of the approved virtual instruction program
379 provider or virtual charter school to provide a list of students
380 to be administered statewide assessments and progress monitoring
381 to the school district, including the students' names, Florida
382 Education Identifiers, grade levels, assessments and progress
383 monitoring to be administered, and contact information. Unless
384 an alternative testing site is mutually agreed to by the
385 approved virtual instruction program provider or virtual charter
386 school and the school district, or as specified in the contract
387 under s. 1008.24, all assessments and progress monitoring must
388 be taken at the school to which the student would be assigned
389 according to district school board attendance policies. A school
390 district must provide the student with access to the school's or
391 district's testing facilities and provide the student with the
392 date and time of the administration of each assessment and
393 progress monitoring.

394 Section 8. Section 1003.052, Florida Statutes, is created
395 to read:

396 1003.052 The Purple Star School District Program.—

397 (1)(a) The Department of Education shall establish the
398 Purple Star School District Program. At a minimum, the program
399 must require a participating school district to:

400 1. Have at least 75 percent of the schools within the

401 district be designated as Purple Star Campuses under s.
 402 1003.051.

403 2. Maintain a web page on the district's website which
 404 includes resources for military students and their families and
 405 a link to each Purple Star Campus's web page that meets the
 406 requirements of s. 1003.051(2)(a)2.

407 (b) The department may establish additional program
 408 criteria to identify school districts that demonstrate a
 409 commitment to or provide critical coordination of services for
 410 military students and their families, including, but not limited
 411 to, establishing a council consisting of a representative from
 412 each Purple Star Campus in the district and one district-level
 413 representative to ensure the alignment of military student-
 414 focused policies and procedures within the district.

415 (2) The State Board of Education may adopt rules to
 416 administer this section.

417 Section 9. Subsection (4) of section 1003.451, Florida
 418 Statutes, is renumbered as subsection (5), and a new subsection
 419 (4) is added to that section to read:

420 1003.451 Junior Reserve Officers' Training Corps; military
 421 recruiters; access to public school campuses; Armed Services
 422 Vocational Aptitude Battery Test (ASVAB).—

423 (4) Each school district and charter school shall provide
 424 students in grades 11 and 12 an opportunity to take the Armed
 425 Services Vocational Aptitude Battery Test (ASVAB) and consult

426 with a military recruiter if the student selects. To optimize
427 student participation, the ASVAB must be scheduled during normal
428 school hours.

429 Section 10. Paragraphs (a) and (c) of subsection (1) and
430 subsections (2) through (7) of section 1003.53, Florida
431 Statutes, are amended to read:

432 1003.53 Dropout prevention and academic intervention.—

433 (1) (a) Dropout prevention and academic intervention
434 programs may differ from traditional educational programs and
435 schools in scheduling, administrative structure, philosophy,
436 curriculum, or setting and shall employ alternative teaching
437 methodologies, curricula, learning activities, and diagnostic
438 and assessment procedures in order to meet the needs, interests,
439 abilities, and talents of eligible students. The educational
440 program shall provide curricula, character development and law
441 education, and related services that support the program goals
442 and lead to improved performance in the areas of academic
443 achievement, attendance, and discipline. Student participation
444 in such programs shall be voluntary. District school boards may,
445 however, assign students to a disciplinary program for
446 disruptive students or an alternative school setting or other
447 program pursuant to s. 1006.13. Notwithstanding any other
448 provision of law to the contrary, no student shall be identified
449 as being eligible to receive services ~~funded~~ through the dropout
450 prevention and academic intervention program based solely on the

451 student being from a single-parent family or having a
452 disability.

453 (c) A student shall be identified as being eligible to
454 receive services ~~funded~~ through the dropout prevention and
455 academic intervention program based upon one of the following
456 criteria:

457 1. The student is academically unsuccessful as evidenced
458 by low test scores, retention, failing grades, low grade point
459 average, falling behind in earning credits, or not meeting the
460 state or district achievement levels in reading, mathematics, or
461 writing.

462 2. The student has a pattern of excessive absenteeism or
463 has been identified as a habitual truant.

464 3. The student has a history of disruptive behavior in
465 school or has committed an offense that warrants out-of-school
466 suspension or expulsion from school according to the district
467 school board's code of student conduct. For the purposes of this
468 program, "disruptive behavior" is behavior that:

469 a. Interferes with the student's own learning or the
470 educational process of others and requires attention and
471 assistance beyond that which the traditional program can provide
472 or results in frequent conflicts of a disruptive nature while
473 the student is under the jurisdiction of the school either in or
474 out of the classroom; or

475 b. Severely threatens the general welfare of students or

476 | others with whom the student comes into contact.

477 | 4. The student is identified by a school's early warning
478 | system pursuant to s. 1001.42(18) (b).

479 | (2) (a) Each district school board may establish dropout
480 | prevention and academic intervention programs at the elementary,
481 | middle, junior high school, or high school level. Programs
482 | designed to eliminate patterns of excessive absenteeism or
483 | habitual truancy shall emphasize academic performance and may
484 | provide specific instruction in the areas of career education,
485 | preemployment training, and behavioral management. Such programs
486 | shall utilize instructional teaching methods and student
487 | services that lead to improved student behavior as appropriate
488 | to the specific needs of the student.

489 | (b) Each school that establishes a dropout prevention and
490 | academic intervention program at that school site shall reflect
491 | that program in the school improvement plan as required under s.
492 | 1001.42(18).

493 | (c) For each student enrolled in a dropout prevention and
494 | academic intervention program, an academic intervention plan
495 | shall be developed to address eligibility for placement in the
496 | program and to provide individualized student goals and progress
497 | monitoring procedures. A student's academic intervention plan
498 | must be consistent with the student's individual education plan
499 | (IEP).

500 | (3) Each district school board providing ~~receiving~~ state

501 ~~funding for~~ dropout prevention and academic intervention
502 programs ~~through the General Appropriations Act~~ shall submit
503 information through an annual report to the Department of
504 Education's database documenting the extent to which each of the
505 district's dropout prevention and academic intervention programs
506 has been successful in the areas of graduation rate, dropout
507 rate, attendance rate, and retention/promotion rate. The
508 department shall compile this information into an annual report
509 which shall be submitted to the presiding officers of the
510 Legislature by February 15.

511 (4) Each district school board shall establish course
512 standards, as defined by rule of the State Board of Education,
513 for dropout prevention and academic intervention programs and
514 procedures for ensuring that teachers assigned to the programs
515 are certified pursuant to s. 1012.55 and possess the affective,
516 pedagogical, and content-related skills necessary to meet the
517 needs of these students.

518 (5) Each district school board providing a dropout
519 prevention and academic intervention program pursuant to this
520 section shall maintain for each participating student records
521 documenting the student's eligibility, the length of
522 participation, the type of program to which the student was
523 assigned or the type of academic intervention services provided,
524 and an evaluation of the student's academic and behavioral
525 performance while in the program. Before ~~The school principal or~~

526 ~~his or her designee shall, prior to~~ placement in a dropout
527 prevention and academic intervention program or the provision of
528 an academic service, the school principal or his or her designee
529 shall provide written notice of placement or services ~~by~~
530 ~~certified mail, return receipt requested,~~ to the student's
531 parent; shall make a reasonable effort to notify the student's
532 parent by telephone or e-mail, or both; and must document such
533 effort. The parent of the student shall sign an acknowledgment
534 of the notice of placement or service and return the signed
535 acknowledgment to the principal within 3 days after receipt of
536 the notice. The parents of a student assigned to such a dropout
537 prevention and academic intervention program shall be notified
538 in writing and entitled to an administrative review of any
539 action by school personnel relating to such placement pursuant
540 to ~~the provisions of~~ chapter 120.

541 (6) District school board dropout prevention and academic
542 intervention programs shall be coordinated with social service,
543 law enforcement, prosecutorial, and juvenile justice agencies
544 and juvenile assessment centers in the school district.
545 Notwithstanding ~~the provisions of~~ s. 1002.22, these agencies are
546 authorized to exchange information contained in student records
547 and juvenile justice records. Such information is confidential
548 and exempt from ~~the provisions of~~ s. 119.07(1). District school
549 boards and other agencies receiving such information shall use
550 the information only for official purposes connected with the

551 certification of students for admission to and for the
 552 administration of the dropout prevention and academic
 553 intervention program, and shall maintain the confidentiality of
 554 such information unless otherwise provided by law or rule.

555 (7) The State Board of Education shall have the authority
 556 pursuant to ss. 120.536(1) and 120.54 to adopt rules necessary
 557 to implement ~~the provisions of~~ this section; such rules shall
 558 require the minimum amount of necessary paperwork and reporting.

559 Section 11. Section 1004.051, Florida Statutes, is created
 560 to read:

561 1004.051 Regulation of working students.-

562 (1) A public postsecondary institution may not, as a
 563 condition of admission to or enrollment in any of the
 564 institution's schools, colleges, or programs, implicitly or
 565 explicitly prohibit an applicant or currently enrolled student
 566 from being employed, either full time or part time.

567 (2) This section does not apply if the applicant or
 568 currently enrolled student is employed by an organization or
 569 agency that is affiliated or associated with a foreign country
 570 of concern as defined in s. 288.860(1).

571 Section 12. Paragraph (i) of subsection (3) and paragraph
 572 (b) of subsection (9) of section 1006.15, Florida Statutes, are
 573 amended to read:

574 1006.15 Student standards for participation in
 575 interscholastic and intrascholastic extracurricular student

576 | activities; regulation.—

577 | (3)

578 | (i)1. A school district or charter school may not delay
579 | eligibility or otherwise prevent a student participating in
580 | controlled open enrollment, or a choice program, from being
581 | immediately eligible to participate in interscholastic and
582 | intrascholastic extracurricular activities.

583 | 2. A student may not participate in a sport if the student
584 | participated in that same sport at another school during that
585 | school year, unless the student meets one of the following
586 | criteria:

587 | a. Dependent children of active duty military personnel
588 | whose move resulted from military orders.

589 | b. Children who have been relocated due to a foster care
590 | placement in a different school zone.

591 | c. Children who move due to a court-ordered change in
592 | custody due to separation or divorce, or the serious illness or
593 | death of a custodial parent.

594 | ~~d. Authorized for good cause in district or charter school~~
595 | ~~policy.~~

596 | (9)

597 | (b) A student may not participate in a sport if the
598 | student participated in that same sport at another school during
599 | that school year, unless the student meets one of the following
600 | criteria:

601 1. Dependent children of active duty military personnel
 602 whose move resulted from military orders.

603 2. Children who have been relocated due to a foster care
 604 placement in a different school zone.

605 3. Children who move due to a court-ordered change in
 606 custody due to separation or divorce, or the serious illness or
 607 death of a custodial parent.

608 ~~4. Authorized for good cause in district or charter school~~
 609 ~~policy.~~

610 Section 13. Subsections (3) through (16) of section
 611 1006.38, Florida Statutes, are renumbered as subsections (4)
 612 through (17), respectively, present subsections (14) and (16)
 613 are amended, and a new subsection (3) is added to that section,
 614 to read:

615 1006.38 Duties, responsibilities, and requirements of
 616 instructional materials publishers and manufacturers.—This
 617 section applies to both the state and district approval
 618 processes. Publishers and manufacturers of instructional
 619 materials, or their representatives, shall:

620 (3) For each adoption cycle, make sample copies of all
 621 instructional materials on the commissioner's list of state-
 622 adopted instructional materials available electronically for use
 623 by educator preparation institutes as defined in s. 1004.85(1)
 624 to enable educators to practice teaching with currently adopted
 625 instructional materials aligned to state academic standards.

626 ~~(15)~~~~(14)~~ Accurately and fully disclose only the names of
 627 those persons who actually authored the instructional materials.
 628 In addition to the penalties provided in subsection ~~(17)~~ ~~(16)~~,
 629 the commissioner may remove from the list of state-adopted
 630 instructional materials those instructional materials whose
 631 publisher or manufacturer misleads the purchaser by falsely
 632 representing genuine authorship.

633 ~~(17)~~~~(16)~~ Upon the willful failure of the publisher or
 634 manufacturer to comply with the requirements of this section, be
 635 liable to the department in the amount of three times the total
 636 sum which the publisher or manufacturer was paid in excess of
 637 the price required under subsections ~~(6)~~ ~~(5)~~ and ~~(7)~~ ~~(6)~~ and in
 638 the amount of three times the total value of the instructional
 639 materials and services which the district school board is
 640 entitled to receive free of charge under subsection ~~(8)~~ ~~(7)~~.

641 Section 14. Subsections (9) and (12) of section 1007.25,
 642 Florida Statutes, are amended to read:

643 1007.25 General education courses; common prerequisites;
 644 other degree requirements.—

645 (9) (a) An associate in arts degree must ~~shall~~ require no
 646 more than 60 semester hours of college credit and include 36
 647 semester hours of general education coursework. Beginning with
 648 students initially entering a Florida College System institution
 649 or state university in the 2014-2015 academic year and
 650 thereafter, coursework for an associate in arts degree must

651 ~~shall~~ include demonstration of competency in a foreign language
652 pursuant to s. 1007.262. Except for developmental education
653 required pursuant to s. 1008.30, all required coursework must
654 ~~shall~~ count toward the associate in arts degree or the
655 baccalaureate degree.

656 (b) An associate in arts specialized transfer degree must
657 include 36 semester hours of general education coursework and
658 require 60 semester hours or more of college credit. Specialized
659 transfer degrees are designed for Florida College System
660 institution students who need supplemental lower-level
661 coursework in preparation for transfer to another institution.
662 The State Board of Education shall establish criteria for the
663 review and approval of new specialized transfer degrees. The
664 approval process must require:

665 1. A Florida College System institution to submit a notice
666 of its intent to propose a new associate in arts specialized
667 degree program to the Division of Florida Colleges. The notice
668 must include the recommended credit hours, the rationale for the
669 specialization, the demand for students entering the field, and
670 the coursework being proposed to be included beyond the 60
671 semester hours required for the general transfer degree, if
672 applicable. Notices of intent may be submitted by a Florida
673 College System institution at any time.

674 2. The Division of Florida Colleges to forward the notice
675 of intent within 10 business days after receipt to all Florida

676 College System institutions and the Chancellor of the State
677 University System, who shall forward the notice to all state
678 universities. State universities and Florida College System
679 institutions shall have 60 days after receipt of the notice to
680 submit comments to the proposed associate in arts specialized
681 transfer degree.

682 3. After the submission of comments pursuant to
683 subparagraph 2., the requesting Florida College System
684 institution to submit a proposal that, at a minimum, includes:

685 a. Evidence that the coursework for the associate in arts
686 specialized transfer degree includes demonstration of competency
687 in a foreign language pursuant to s. 1007.262 and demonstration
688 of civic literacy competency as provided in subsection (5).

689 b. Demonstration that all required coursework will count
690 toward the associate in arts degree or the baccalaureate degree.

691 c. An analysis of demand and unmet need for students
692 entering the specialized field of study at the baccalaureate
693 level.

694 d. Justification for the program length if it exceeds 60
695 credit hours, including references to the common prerequisite
696 manual or other requirements for the baccalaureate degree. This
697 includes documentation of alignment between the exit
698 requirements of a Florida College System institution and the
699 admissions requirements of a baccalaureate program at a state
700 university to which students would typically transfer.

701 e. Articulation agreements for graduates of the associate
 702 in arts specialized transfer degree.

703 f. Responses to the comments received under subparagraph
 704 2.

705 (c) The Division of Florida Colleges shall review the
 706 proposal and, within 30 days after receipt, shall provide
 707 written notification to the Florida College System institution
 708 of any deficiencies and provide the institution with an
 709 opportunity to correct the deficiencies. Within 45 days after
 710 receipt of a completed proposal by the Division of Florida
 711 Colleges, the Commissioner of Education shall recommend approval
 712 or disapproval of the new specialized transfer degree to the
 713 State Board of Education. The State Board of Education shall
 714 consider the recommendation at its next meeting.

715 (d) Upon approval of an associate in arts specialized
 716 transfer degree by the State Board of Education, a Florida
 717 College System institution may offer the degree and shall report
 718 data on student and program performance in a manner prescribed
 719 by the Department of Education.

720 (e) The State Board of Education shall adopt rules
 721 pursuant to ss. 120.536(1) and 120.54 to prescribe format and
 722 content requirements and submission procedures for notices of
 723 intent, proposals, and compliance reviews under this subsection.

724 (12) A student who received an associate in arts degree
 725 ~~for successfully completing 60 semester credit hours~~ may

726 continue to earn additional credits at a Florida College System
 727 institution. The university must provide credit toward the
 728 student's baccalaureate degree for an additional Florida College
 729 System institution course if, according to the statewide course
 730 numbering, the Florida College System institution course is a
 731 course listed in the university catalog as required for the
 732 degree or as prerequisite to a course required for the degree.
 733 Of the courses required for the degree, at least half of the
 734 credit hours required for the degree must ~~shall~~ be achievable
 735 through courses designated as lower division, except in degree
 736 programs approved by the State Board of Education for programs
 737 offered by Florida College System institutions and by the Board
 738 of Governors for programs offered by state universities.

739 Section 15. Subsection (4) of section 1007.271, Florida
 740 Statutes, is amended to read:

741 1007.271 Dual enrollment programs.—

742 (4) (a) District school boards may not refuse to enter into
 743 a dual enrollment articulation agreement with a local Florida
 744 College System institution if that Florida College System
 745 institution has the capacity to offer dual enrollment courses.

746 (b) District school boards must make reasonable efforts to
 747 enter into dual enrollment articulation agreements with a
 748 Florida College System institution which offers online dual
 749 enrollment courses.

750 Section 16. Subsections (4) and (5) of section 1008.33,

751 Florida Statutes, are amended to read:

752 1008.33 Authority to enforce public school improvement.—

753 (4) (a) The state board shall apply intensive intervention

754 and support strategies tailored to the needs of schools earning

755 two consecutive grades of "D" or a grade of "F." In the first

756 full school year after a school initially earns a grade of "D,"

757 the school district must immediately implement intervention and

758 support strategies prescribed in rule under paragraph (3) (c).

759 For a school that initially earns a grade of "F" or a second

760 consecutive grade of "D," the school district must either

761 continue implementing or immediately begin implementing

762 intervention and support strategies prescribed in rule under

763 paragraph (3) (c) and, for the 2024-2025 school year, provide the

764 department, by September 1, with the memorandum of understanding

765 negotiated pursuant to s. 1001.42 (21) and, by October 1, a

766 district-managed turnaround plan for approval by the state

767 board. For the 2025-2026 school year and thereafter, the school

768 district must provide the department, by August 1, with the

769 memorandum of understanding negotiated pursuant to s.

770 1001.42 (21) and a district-managed turnaround plan for approval

771 by the state board. The plan must include measurable academic

772 benchmarks that put the school on a path to earning and

773 maintaining a grade of "C" or higher ~~The district-managed~~

774 ~~turnaround plan may include a proposal for the district to~~

775 ~~implement an extended school day, a summer program, a~~

776 ~~combination of an extended school day and a summer program, or~~
777 ~~any other option authorized under paragraph (b) for state board~~
778 ~~approval. A school district is not required to wait until a~~
779 ~~school earns a second consecutive grade of "D" to submit a~~
780 ~~turnaround plan for approval by the state board under this~~
781 ~~paragraph.~~ Upon approval by the state board, the school district
782 must implement the plan for the remainder of the school year and
783 continue the plan for 1 full school year. The state board may
784 allow a school an additional year of implementation before the
785 school must implement a turnaround option required under
786 paragraph (b) if it determines that the school is likely to
787 improve to a grade of "C" or higher after the first full school
788 year of implementation.

789 (b) Unless an additional year of implementation is
790 provided pursuant to paragraph (a), a school that completes a
791 plan cycle under paragraph (a) and does not improve to a grade
792 of "C" or higher must ~~implement one of the following:~~

793 1. Reassign students to another school and monitor the
794 progress of each reassigned student;

795 2. Close the school and reopen the school as one or more
796 charter schools, each with a governing board that has a
797 demonstrated record of effectiveness. Upon reopening as a
798 charter school:

799 a. The school district shall continue to operate the
800 school for the following school year and no later than October 1

801 execute a charter school turnaround contract that will allow the
802 charter school an opportunity to conduct an evaluation of the
803 educational program and personnel currently assigned to the
804 school during the year in preparation for assuming full
805 operational control of the school and facility by July 1. The
806 school district may not reduce or remove resources from the
807 school during this time.

808 b. The charter school operator must provide enrollment
809 preference to students currently attending or who would have
810 otherwise attended or been zoned for the school. The school
811 district shall consult and negotiate with the charter school
812 every 3 years to determine whether realignment of the attendance
813 zone is appropriate to ensure that students residing closest to
814 the school are provided with an enrollment preference.

815 c. The charter school operator must serve the existing
816 grade levels served by the school at its current enrollment or
817 higher, but may, at its discretion, serve additional grade
818 levels.

819 d. The school district may not charge rental or leasing
820 fees for the existing facility or for the property normally
821 inventoried to the school. The charter school and the school
822 district shall agree to reasonable maintenance provisions in
823 order to maintain the facility in a manner similar to all other
824 school facilities in the school district.

825 e. The school district may not withhold an administrative

826 fee for the provision of services identified in s.
 827 1002.33(20)(a); or

828 3. Contract with an outside entity that has a demonstrated
 829 record of effectiveness to provide turnaround services
 830 identified in state board rule, which may include school
 831 leadership, educational modalities, teacher and leadership
 832 professional development, curriculum, operation and management
 833 services, school-based administrative staffing, budgeting,
 834 scheduling, other educational service provider functions, or any
 835 combination thereof. Selection of an outside entity may include
 836 one or a combination of the following:

837 a. An external operator, which may be a district-managed
 838 charter school or a high-performing charter school network in
 839 which all instructional personnel are not employees of the
 840 school district, but are employees of an independent governing
 841 board composed of members who did not participate in the review
 842 or approval of the charter.

843 b. A contractual agreement that allows for a charter
 844 school network or any of its affiliated subsidiaries to provide
 845 individualized consultancy services tailored to address the
 846 identified needs of one or more schools under this section.

847
 848 A school district and outside entity under this subparagraph
 849 must enter, at minimum, a 2-year, performance-based contract.
 850 The contract must include school performance and growth metrics

851 the outside entity must meet on an annual basis. The state board
852 may require the school district to modify or cancel the
853 contract.

854 (c) Implementation of the turnaround option is no longer
855 required if the school improves to a grade of "C" or higher,
856 unless the school district has already executed a charter school
857 turnaround contract pursuant to this section.

858 (d) If a school earning two consecutive grades of "D" or a
859 grade of "F" does not improve to a grade of "C" or higher after
860 2 school years of implementing the turnaround option selected by
861 the school district under paragraph (b), the school district
862 must implement another turnaround option. Implementation of the
863 turnaround option must begin the school year following the
864 implementation period of the existing turnaround option, unless
865 the state board determines that the school is likely to improve
866 to a grade of "C" or higher if additional time is provided to
867 implement the existing turnaround option.

868 (5) The state board shall adopt rules pursuant to ss.
869 120.536(1) and 120.54 to administer this section. The rules
870 shall include timelines for submission of implementation plans,
871 approval criteria for implementation plans, ~~and~~ timelines for
872 implementing intervention and support strategies, a standard
873 charter school turnaround contract, a standard facility lease,
874 and a mutual management agreement. The state board shall consult
875 with education stakeholders in developing the rules.

876 Section 17. Paragraph (c) of subsection (3) of section
 877 1008.34, Florida Statutes, is amended to read:

878 1008.34 School grading system; school report cards;
 879 district grade.—

880 (3) DESIGNATION OF SCHOOL GRADES.—

881 (c)1. The calculation of a school grade shall be based on
 882 the percentage of points earned from the components listed in
 883 subparagraph (b)1. and, if applicable, subparagraph (b)2. The
 884 State Board of Education shall adopt in rule a school grading
 885 scale that sets the percentage of points needed to earn each of
 886 the school grades listed in subsection (2). There shall be at
 887 least five percentage points separating the percentage
 888 thresholds needed to earn each of the school grades. The state
 889 board shall annually review the percentage of school grades of
 890 "A" and "B" for the school year to determine whether to adjust
 891 the school grading scale upward for the following school year's
 892 school grades. The first adjustment would occur no earlier than
 893 the 2023-2024 school year. An adjustment must be made if the
 894 percentage of schools earning a grade of "A" or "B" in the
 895 current year represents 75 percent or more of all graded schools
 896 within a particular school type, which consists of elementary,
 897 middle, high, and combination. The adjustment must reset the
 898 minimum required percentage of points for each grade of "A,"
 899 "B," "C," or "D" at the next highest percentage ending in the
 900 numeral 5 or 0, whichever is closest to the current percentage.

901 Annual reviews of the percentage of schools earning a grade of
902 "A" or "B" and adjustments to the required points must be
903 suspended when the following grading scale for a specific school
904 type is achieved:

905 a. Ninety percent or more of the points for a grade of
906 "A."

907 b. Eighty to eighty-nine percent of the points for a grade
908 of "B."

909 c. Seventy to seventy-nine percent of the points for a
910 grade of "C."

911 d. Sixty to sixty-nine percent of the points for a grade
912 of "D."

913
914 When the state board adjusts the grading scale upward, the state
915 board must inform the public of the degree of the adjustment and
916 its anticipated impact on school grades. Beginning in the 2024-
917 2025 school year, any changes made by the state board to
918 components in the school grades model or to the school grading
919 scale shall take effect, at the earliest, in the following
920 school year.

921 2. The calculation of school grades may not include any
922 provision that would raise or lower the school's grade beyond
923 the percentage of points earned. Extra weight may not be added
924 in the calculation of any components.

925 Section 18. Paragraph (c) of subsection (3) of section

926 | 1009.21, Florida Statutes, is amended to read:

927 | 1009.21 Determination of resident status for tuition
 928 | purposes.—Students shall be classified as residents or
 929 | nonresidents for the purpose of assessing tuition in
 930 | postsecondary educational programs offered by charter technical
 931 | career centers or career centers operated by school districts,
 932 | in Florida College System institutions, and in state
 933 | universities.

934 | (3)

935 | (c) Each institution of higher education shall
 936 | affirmatively determine that an applicant who has been granted
 937 | admission to that institution as a Florida resident meets the
 938 | residency requirements of this section at the time of initial
 939 | enrollment. The residency determination must be documented by
 940 | the submission of written or electronic verification that
 941 | includes two or more of the documents identified in this
 942 | paragraph, unless the document provided is the document in sub-
 943 | subparagraph 1.f., which is deemed a single, conclusive piece of
 944 | evidence proving residency. ~~No single piece of evidence shall be~~
 945 | ~~conclusive.~~

946 | 1. The documents must include at least one of the
 947 | following:

- 948 | a. A Florida voter's registration card.
- 949 | b. A Florida driver license.
- 950 | c. A State of Florida identification card.

- 951 d. A Florida vehicle registration.
- 952 e. Proof of a permanent home in Florida which is occupied
953 as a primary residence by the individual or by the individual's
954 parent if the individual is a dependent child.
- 955 f. Proof of a homestead exemption in Florida.
- 956 g. Transcripts from a Florida high school for multiple
957 years if the Florida high school diploma or high school
958 equivalency diploma was earned within the last 12 months.
- 959 h. Proof of permanent full-time employment in Florida for
960 at least 30 hours per week for a 12-month period.
- 961 2. The documents may include one or more of the following:
- 962 a. A declaration of domicile in Florida.
- 963 b. A Florida professional or occupational license.
- 964 c. Florida incorporation.
- 965 d. A document evidencing family ties in Florida.
- 966 e. Proof of membership in a Florida-based charitable or
967 professional organization.
- 968 f. Any other documentation that supports the student's
969 request for resident status, including, but not limited to,
970 utility bills and proof of 12 consecutive months of payments; a
971 lease agreement and proof of 12 consecutive months of payments;
972 or an official state, federal, or court document evidencing
973 legal ties to Florida.
- 974 Section 19. Paragraphs (a) through (f) of subsection (10)
975 of section 1009.98, Florida Statutes, are amended to read:

976 | 1009.98 Stanley G. Tate Florida Prepaid College Program.—

977 | (10) PAYMENTS ON BEHALF OF QUALIFIED BENEFICIARIES.—

978 | (a) As used in this subsection, the term:

979 | 1. "Actuarial reserve" means the amount by which the
 980 | expected value of the assets exceeds the expected value of the
 981 | liabilities of the trust fund.

982 | 2. "Dormitory fees" means the fees included under advance
 983 | payment contracts pursuant to paragraph (2) (d).

984 | 3. "Fiscal year" means the fiscal year of the state
 985 | pursuant to s. 215.01.

986 | 4. "Local fees" means the fees covered by an advance
 987 | payment contract provided pursuant to subparagraph (2) (b)2.

988 | 5. "Tuition differential" means the fee covered by advance
 989 | payment contracts sold pursuant to subparagraph (2) (b)3. ~~The~~
 990 | ~~base rate for the tuition differential fee for the 2012-2013~~
 991 | ~~fiscal year is established at \$37.03 per credit hour. The base~~
 992 | ~~rate for the tuition differential in subsequent years is the~~
 993 | ~~amount assessed for the tuition differential for the preceding~~
 994 | ~~year adjusted pursuant to subparagraph (b)2.~~

995 | (b) Effective with the 2022-2023 ~~2009-2010~~ academic year
 996 | and thereafter, and notwithstanding s. 1009.24, the amount paid
 997 | by the board to any state university on behalf of a qualified
 998 | beneficiary of an advance payment contract whose contract was
 999 | purchased before July 1, 2034 ~~July 1, 2024~~, shall be:

1000 | 1. As to registration fees, if the actuarial reserve is

1001 less than 5 percent of the expected liabilities of the trust
 1002 fund, the board shall pay the state universities 5.5 percent
 1003 above the amount assessed for registration fees in the preceding
 1004 fiscal year. If the actuarial reserve is between 5 percent and 6
 1005 percent of the expected liabilities of the trust fund, the board
 1006 shall pay the state universities 6 percent above the amount
 1007 assessed for registration fees in the preceding fiscal year. If
 1008 the actuarial reserve is between 6 percent and 7.5 percent of
 1009 the expected liabilities of the trust fund, the board shall pay
 1010 the state universities 6.5 percent above the amount assessed for
 1011 registration fees in the preceding fiscal year. If the actuarial
 1012 reserve is equal to or greater than 7.5 percent of the expected
 1013 liabilities of the trust fund, the board shall pay the state
 1014 universities 7 percent above the amount assessed for
 1015 registration fees in the preceding fiscal year, whichever is
 1016 greater.

1017 2. As to the tuition differential, if the actuarial
 1018 reserve is less than 5 percent of the expected liabilities of
 1019 the trust fund, the board shall pay the state universities 5.5
 1020 percent above the amount assessed ~~base rate~~ for the tuition
 1021 differential fee in the preceding fiscal year. If the actuarial
 1022 reserve is between 5 percent and 6 percent of the expected
 1023 liabilities of the trust fund, the board shall pay the state
 1024 universities 6 percent above the amount assessed ~~base rate~~ for
 1025 the tuition differential fee in the preceding fiscal year. If

1026 the actuarial reserve is between 6 percent and 7.5 percent of
1027 the expected liabilities of the trust fund, the board shall pay
1028 the state universities 6.5 percent above the amount assessed
1029 ~~base rate~~ for the tuition differential fee in the preceding
1030 fiscal year. If the actuarial reserve is equal to or greater
1031 than 7.5 percent of the expected liabilities of the trust fund,
1032 the board shall pay the state universities 7 percent above the
1033 amount assessed ~~base rate~~ for the tuition differential fee in
1034 the preceding fiscal year.

1035 3. As to local fees, the board shall pay the state
1036 universities 5 percent above the amount assessed for local fees
1037 in the preceding fiscal year.

1038 4. As to dormitory fees, the board shall pay the state
1039 universities 6 percent above the amount assessed for dormitory
1040 fees in the preceding fiscal year.

1041 5. Qualified beneficiaries of advance payment contracts
1042 purchased before July 1, 2007, are exempt from paying any
1043 tuition differential fee.

1044 (c) Notwithstanding the amount assessed for registration
1045 fees, the tuition differential, or local fees, the amount paid
1046 by the board to any state university on behalf of a qualified
1047 beneficiary of an advance payment contract purchased before July
1048 1, 2034 ~~July 1, 2024~~, may not exceed 100 percent of the amount
1049 charged by the state university for the aggregate sum of those
1050 fees.

1051 (d) Notwithstanding the amount assessed for dormitory
 1052 fees, the amount paid by the board to any state university on
 1053 behalf of a qualified beneficiary of an advance payment contract
 1054 purchased before July 1, 2034 ~~July 1, 2024~~, may not exceed 100
 1055 percent of the amount charged by the state university for
 1056 dormitory fees.

1057 (e) Notwithstanding the number of credit hours used by a
 1058 state university to assess the amount for registration fees,
 1059 tuition, tuition differential, or local fees, the amount paid by
 1060 the board to any state university on behalf of a qualified
 1061 beneficiary of an advance payment contract purchased before July
 1062 1, 2034 ~~July 1, 2024~~, may not exceed the number of credit hours
 1063 taken by that qualified beneficiary at the state university.

1064 (f) The board shall pay state universities the actual
 1065 amount assessed in accordance with law for registration fees,
 1066 the tuition differential, local fees, and dormitory fees for
 1067 advance payment contracts purchased on or after July 1, 2034
 1068 ~~July 1, 2024~~.

1069 Section 20. Subsection (5), paragraph (a) of subsection
 1070 (6), and subsection (9) of section 1012.79, Florida Statutes,
 1071 are amended to read:

1072 1012.79 Education Practices Commission; organization.—

1073 (5) The Commissioner of Education may, at his or her
 1074 discretion, appoint and remove ~~commission, by a vote of three-~~
 1075 ~~fourths of the membership, shall employ~~ an executive director,

1076 | who shall be exempt from career service. ~~The executive director~~
 1077 | ~~may be dismissed by a majority vote of the membership.~~

1078 | (6) (a) The commission shall be assigned to the Department
 1079 | of Education for administrative and fiscal accountability
 1080 | purposes. The commission, in the performance of its powers and
 1081 | duties, may ~~shall~~ not be subject to control, supervision, or
 1082 | direction by the Department of Education.

1083 | (9) The commission shall make such expenditures as may be
 1084 | necessary in exercising its authority and powers and carrying
 1085 | out its duties and responsibilities, including expenditures for
 1086 | personal services, legal services ~~general counsel or access to~~
 1087 | ~~counsel~~, and rent at the seat of government and elsewhere; for
 1088 | books of reference, periodicals, furniture, equipment, and
 1089 | supplies; and for printing and binding. The expenditures of the
 1090 | commission shall be subject to the powers and duties of the
 1091 | Department of Financial Services as provided in s. 17.03.

1092 | Section 21. Section 1012.86, Florida Statutes, is
 1093 | repealed.

1094 | Section 22. Subsection (19) of section 1001.64, Florida
 1095 | Statutes, is amended to read:

1096 | 1001.64 Florida College System institution boards of
 1097 | trustees; powers and duties.—

1098 | (19) Each board of trustees shall appoint, suspend, or
 1099 | remove the president of the Florida College System institution.
 1100 | The board of trustees may appoint a search committee. The board

1101 of trustees shall conduct annual evaluations of the president in
 1102 accordance with rules of the State Board of Education and submit
 1103 such evaluations to the State Board of Education for review. The
 1104 evaluation must address the achievement of the performance goals
 1105 established by the accountability process implemented pursuant
 1106 to s. 1008.45 and the performance of the president in achieving
 1107 the annual and long-term goals and objectives ~~established in the~~
 1108 ~~Florida College System institution's employment accountability~~
 1109 ~~program implemented pursuant to s. 1012.86.~~

1110 Section 23. Subsection (22) of section 1001.65, Florida
 1111 Statutes, is amended to read:

1112 1001.65 Florida College System institution presidents;
 1113 powers and duties.—The president is the chief executive officer
 1114 of the Florida College System institution, shall be corporate
 1115 secretary of the Florida College System institution board of
 1116 trustees, and is responsible for the operation and
 1117 administration of the Florida College System institution. Each
 1118 Florida College System institution president shall:

1119 ~~(22) Submit an annual employment accountability plan to~~
 1120 ~~the Department of Education pursuant to the provisions of s.~~
 1121 ~~1012.86.~~

1122 Section 24. This act shall take effect July 1, 2024.