



Choice & Innovation Subcommittee

Tuesday, February 12, 2013

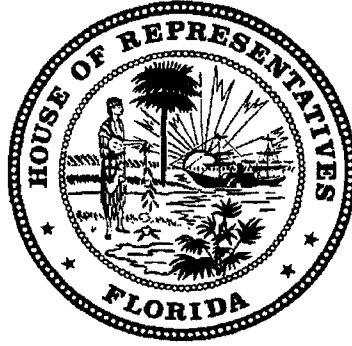
1:30 PM– 3:30 PM

404 HOB

Meeting Packet

**Will Weatherford
Speaker**

**Michael Bileca
Chair**



AGENDA

Choice & Innovation Subcommittee
Tuesday, February 12, 2013
1:30 p.m. – 3:30 p.m.
404 HOB

- I. Call to Order/Roll Call
- II. Opening Remarks
- III. Workshop on Education Accountability
 - Jane Fletcher, Division of Accountability, Research and Measurement, Florida Department of Education
- IV. Discussion of Education Accountability Draft Language
- V. Closing Remarks

Committee Meeting Notice
HOUSE OF REPRESENTATIVES

Choice & Innovation Subcommittee

Start Date and Time: Tuesday, February 12, 2013 01:30 pm
End Date and Time: Tuesday, February 12, 2013 03:30 pm
Location: 404 HOB
Duration: 2.00 hrs

Workshop on Education Accountability

NOTICE FINALIZED on 02/05/2013 16:08 by Wright.Kaley

Accountability for Small Schools

Florida's School Grading System

Purpose and Aims

- Making school performance clear to the public.
- Universally understood metric (A-F)
- Performance is based upon student outcomes.
- System of rewards and supports
 - School recognition dollars
 - Supports through differentiated accountability
- Primary and lasting goals: raising student achievement and success, bringing more opportunities to students, opening doors.

School Grades Basic Model -

Assessment-Based Measures Included in School Grades for All School Types

| | Reading | Math | Writing | Science |
|-----|---|--------------|--------------|--------------|
| | Performance 50% | | | |
| | (100 points) | (100 points) | (100 points) | (100 points) |
| | Learning Gains All Students | | | |
| 50% | (100 points) | (100 points) | | |
| | Low 25% Learning Gains | | | |
| | (100 points) | (100 points) | | |
| | (300 points) | (300 points) | (100 points) | (100 points) |

High Schools

| Assessment Components – 50% | | | | “Other” Components – 50% | | |
|------------------------------------|--------------------------|---------------------------|---------------------------------------|-------------------------------|---|-------------------------|
| Reading | Math (Algebra, Geometry) | Writing | Biology (Science) | Acceleration | Grad Rate | College Readiness |
| Performance | | | | Participation (150 points) | Overall (200 points) 100 - Federal 100 - Modified 5-year | Reading (100 points) |
| FCAT 2.0, FAA (100 points) | EOC, FAA (100 points) | FCAT, FAA (100 points) | EOC, FAA (100 points) | | | |
| Learning Gains All Students | | | | Performance (150 points) | At-Risk (100 points) 50 – Federal 50 – Mod 5 Yr | Math (100 points) |
| FCAT 2.0, FAA (100 points) | EOC, FAA (100 points) | | | | | |
| Low 25% Learning Gains | | | | | | |
| FCAT 2.0 (100 points) | EOC (100 points) | | | | | |
| (300 points) | (300 points) | (100 points) | (0 points in 2011-12) (100 points) | (300points) | (300 points) | (200 points) |

Additional Requirements:

- The adequate progress requirement for the Low 25% is reinstated in 2012-13.
- Test at Least 90% of students, 95% to earn an “A.”
- Meet the at-risk graduation rate target - 65% or improvement targets.
- Beginning in 2012-13 - Performance threshold in Reading (25%) - Grade lowered one letter grade if not met.

School Improvement Ratings for Alternative Schools

- Statute provides alternative schools a choice. They may receive a traditional school grade or a school improvement rating.
- Statute also requires, if an alternative school chooses to receive a school improvement rating, the test scores of the alternative school's students will be included in the calculation of the rating **and** the school grade of the students' home school.

School Improvement Ratings for Alternative Schools

- **The alternative school improvement rating is based on learning gains comparisons between the current and prior year in reading and math.**
- Three years of data are required (two years to determine gains in the current year, and another [3rd] year to determine gains in the prior year)

The percentage of students making learning gains at the alternative school is compared to the percentage of these same students making learning gains in the prior year.

School Improvement Ratings for Alternative Schools

Additional qualification for a rating (in rule):

- For a school to receive a rating, there must be at least 10 students in reading and at least 10 students in math with three years of test scores for the calculations.
- Alternative schools must also test at least 90% of eligible students in order to receive a rating. Otherwise, the rating is “I.”

School Improvement Ratings

| Rating | Criteria |
|-------------|--|
| Improving | At least a 5% increase in the percent making gains. |
| Maintaining | Less than a 5% increase or decrease in the percent making gains. |
| Declining | At least a 5% decrease in the percent making gains. |

A school's rating can be no higher than the status of its lowest performing subject.

Ungraded or Unrated Schools*

| All Schools | Graded | Rated | Total |
|--|--------|-------|-------|
| Total Number of Schools | 3,339 | 284 | 3,623 |
| Total Graded/Rated Schools | 3,106 | 125 | 3,231 |
| Received an "I" Grade/Rating (Less than 90% tested) | 17 | 33 | 46 |
| Total Ungraded/Unrated Schools | 233 | 159 | 392 |
| Percentage of Ungraded/Unrated Schools | 7% | 56% | 11% |

* This information is calculated based on pre-appeals information.

Some Schools Were too Small to Receive Grades or Ratings

| | 2010-11 | 2011-12 |
|---|---------|---------|
| Ungraded Schools | | |
| Too Few Students with Current Year Assessment Scores | 282 | 188 |
| Too Few Students with Prior Year Assessment Scores (for Learning Gains Calculation) | 32 | 45 |
| Unrated Schools | | |
| Too Few Students with Three Years of Test Records to Provide a School Improvement Rating (<10)* | 110 | 159 |

Ungraded Schools by Type

| 2011-12 | Elem. | Middle | High | Combination | Total |
|--------------------|----------|--------|----------|-------------|----------|
| Traditional | 22 (1%) | 2 (0%) | 37 (9%) | 96 (35%) | 157 (5%) |
| Charter | 42 (26%) | 6 (0%) | 22 (31%) | 6 (5%) | 76 (17%) |
| Total | 64 (3%) | 8 (0%) | 59 (12%) | 102 (26%) | 233 (7%) |

- The department reports school accountability measures for charter schools that are too small to receive a school grade but have at least 10 students with assessment results.

Unrated Alternative Schools By Type

| 2011-12 | Elem. | Middle | High | Combination | Total |
|--------------------|---------|---------|----------|-------------|-----------|
| Traditional | 4 (57%) | 2 (25%) | 30 (91%) | 82 (46%) | 118 (52%) |
| Charter | 1 (20%) | 0 (0%) | 39 (91%) | 1 (10%) | 41 (71%) |
| Total | 5 (42%) | 2 (25%) | 69 (91%) | 83 (44%) | 159 (56%) |

Exceptional Student Education Centers

- Exceptional Student Education (ESE) Centers included in school accountability in 2012 for the first time.
- This is a result of the requirements of the federal ESEA waiver.
- ESEA waiver allows states to use their state accountability systems to substitute for the federal accountability system (AYP).
- ESEA waiver requires that all students, whether they have a disability or not, be treated the same in the state's school accountability system.
- Prior to the waiver Florida's school accountability systems included students with disabilities in the learning gains calculation but not in the student performance part of the calculation.
- Because of this, ESE centers never received a grade.

Accountability for ESE Centers

- ESE centers by their nature serve students with the most severe disabilities.
- Even with the use of the Florida Alternate Assessment they are likely to have large percentages of students scoring at emergent levels.
- Since performance accounts for 50% of the assessment points in the school grades calculation center schools are likely to receive low grades.
- Because of this the Department identified the school improvement rating as an accountability system in place that might better serve the ESE center schools, as it is based solely on learning gains.
- The school improvement rating system was designed for alternative schools but the definition of alternative school is broad enough to include ESE center schools.

ESE Center's Accountability Choice

- Each ESE center chose whether to receive a school improvement rating based on learning gains or a school grade based on student performance and learning gains.
- If they choose a school improvement rating, the statute requires that the performance and learning gains of their students are also counted in the school grade of the students' home school.
- This provision was designed to ensure that students were not sent to alternative schools to remove them from their home school's grade.
- Some students at ESE centers have never attended a "home" school.
- Because of this provision, some ESE centers chose to receive a school grade.

ESE Centers Choice

| | Number | Percent |
|---------------------------------|--------|---------|
| School Grade | 27 | 27% |
| School Improvement Rating (SIR) | 68 | 69% |
| No Response (Defaults to SIR) | 4 | 4% |
| Total | 99 | |

Results for ESE Centers

- 27 ESE centers chose a school grade

| Preliminary Grade | Number |
|-------------------|--------|
| D | 1 |
| F | 10 |
| Too few students | 16 |

- 72 ESE centers chose a school improvement rating

| | Number | Percentage |
|----------------------------|--------|------------|
| Improving | 21 | 40% |
| Maintaining | 3 | 6% |
| Declining | 28 | 54% |
| Total Rated | 52 | |
| "I" – less than 90% tested | 4 | |
| Too few students | 16 | |

Questions?

Jane Fletcher

Accountability Research and Measurement

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1 A bill to be entitled
 2 An act relating to education accountability; amending
 3 s. 1002.22, F.S.; requiring the State Board of
 4 Education to notify the Legislature of any major
 5 changes in federal law which may affect the state's K-
 6 20 education performance accountability system;
 7 amending s. 1004.015, F.S.; providing that one of the
 8 purposes of the Higher Education Coordinating Council
 9 is to facilitate solutions to data issues identified
 10 by the Articulation Coordinating Committee to improve
 11 the K-20 education performance accountability system;
 12 revising the guiding principles for recommendations of
 13 the Higher Education Coordinating Council; amending s.
 14 1005.22, F.S.; revising the duties of the Commission
 15 for Independent Education with regard to collecting
 16 and distributing current data regarding institutions
 17 licensed by the commission; providing reporting
 18 requirements; requiring the commission to annually
 19 report the data to the department by a specified date;
 20 amending s. 1007.01, F.S.; requiring the Articulation
 21 Coordinating Committee to make recommendations related
 22 to statewide policies and issues regarding access,
 23 quality, and reporting of data maintained by the K-20
 24 data warehouse; revising the committee's duties
 25 related to collecting and reporting of statewide
 26 education data; amending s. 1008.31, F.S.; revising
 27 the legislative intent with regard to the state's K-20

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28 education performance accountability system; requiring
 29 the Board of Governors to make available to the
 30 Department of Education all data within the State
 31 University Database System which is to be integrated
 32 into the K-20 data warehouse; requiring the
 33 Commissioner of Education to have access to certain
 34 data for the added purpose of providing data to
 35 organizations and certain authorized representatives;
 36 requiring all public educational institutions to
 37 annually provide data from the prior year to the K-20
 38 data warehouse in a format based on data elements
 39 identified by the commissioner; requiring colleges and
 40 universities eligible to participate in the William L.
 41 Boyd, IV, Florida Resident Access Grant Program to
 42 report current data from the prior year for each
 43 student who receives state funds in a format
 44 prescribed by the Department of Education; providing
 45 reporting requirements; requiring these colleges and
 46 universities to annually report the data to the
 47 department by a specified date; requiring the
 48 commissioner to collaborate with the Department of
 49 Economic Opportunity to develop procedures for the
 50 ability to tie student-level data to student and
 51 workforce outcome data contained in the Wage Record
 52 Interchange System; requiring the commissioner to
 53 improve and streamline by a specified date access to
 54 data maintained by the K-20 data warehouse by creating

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55 and fully implementing a web-based interface and a
 56 self-service, restricted access component of the K-20
 57 data warehouse called the "Research Engine"; providing
 58 requirements for the Research Engine; providing
 59 requirements for a written agreement to access the
 60 Research Engine; requiring the adoption of rules and
 61 procedures; requiring the Department of Education to
 62 share education records of students which may contain
 63 students' personally identifiable information with
 64 organizations and authorized representatives pursuant
 65 to the studies and audit and evaluation exceptions
 66 under the Family Educational Rights and Privacy Act;
 67 amending s. 1008.34, F.S.; requiring a school that is
 68 eligible to receive a school grade to be a fully
 69 functioning, stand-alone school; requiring each
 70 district school board to identify schools operating at
 71 the same physical location if such schools have
 72 different school identification numbers; providing
 73 that performance data for students enrolled at
 74 collocated schools must be assigned to the school with
 75 the largest student population for inclusion in that
 76 school's grade; requiring a school that meets or
 77 exceeds the minimum sample size of 10 to receive a
 78 school grade; providing that an alternative school's
 79 decision to receive a school grade remains valid for
 80 three years unless the school does not receive a
 81 school grade, in which case the school must receive a

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YEAR

82 school improvement rating; providing that the student
 83 performance data for students attending exceptional
 84 student education center schools will not be included
 85 in the home school's grade; amending s. 1008.341,
 86 F.S., requiring that report cards required by s.
 87 1008.34(5) include alternative schools and their
 88 school improvement rating; requiring the department to
 89 report identified data on alternative schools;
 90 requiring alternative schools to report to parents
 91 their student's progress toward meeting high school
 92 graduation requirements; providing that schools
 93 eligible to receive school improvement ratings must be
 94 a fully functioning stand-alone school; requiring each
 95 district school board to identify schools operating at
 96 the same physical location if such schools have
 97 different school identification numbers; providing
 98 that performance data for students enrolled at
 99 collocated schools must be assigned to the school with
 100 the largest student population for inclusion in that
 101 school's school improvement rating; defining
 102 exceptional student education center schools as
 103 schools that only serves students with significant
 104 cognitive disabilities; requiring the department to
 105 monitor districts to ensure that there is no increase
 106 in restrictive placement of students with
 107 disabilities; requiring an alternative school's school
 108 improvement rating to include the achievement scores

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109 on statewide assessments, including retakes; requiring
 110 an alternative school that tests at least 80% of its
 111 students to receive a school improvement rating;
 112 prohibiting an alternative school that tests less than
 113 90% of its students to earn a rating higher than
 114 "Maintaining"; amending 1008.385, F.S.; requiring the
 115 department to develop criteria for the issuance and
 116 revocation of master school identification numbers;
 117 providing an effective date.

118

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

120

121 Section 1. Paragraph (b) of subsection (3) of section
 122 1002.22, Florida Statutes, is amended to read:

123 **1002.22 Education records and reports of K-12 students;**
 124 **rights of parents and students; notification; penalty.—**

125 (3) DUTIES AND RESPONSIBILITIES.—The State Board of
 126 Education shall:

127 (b) Monitor the FERPA and notify the Legislature of any
 128 significant change to the requirements of the FERPA or other
 129 major changes in federal law which may impact this section or s.
 130 1008.31.

131 Section 2. Subsection (1) of section 1004.015,
 132 Florida Statutes, is amended, and paragraph (f) is added to
 133 subsection (3) of that section, to read:

134 **1004.015 Higher Education Coordinating Council.—**

135 (1) The Higher Education Coordinating Council is created
 136 for the purposes of identifying unmet needs; and facilitating

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137 solutions to disputes regarding the creation of new degree
 138 programs and the establishment of new institutes, campuses, or
 139 centers; and facilitating solutions to data issues identified by
 140 the Articulation Coordinating Committee pursuant to s. 1007.01
 141 to improve the K-20 education performance accountability system.

142 (3) The council shall serve as an advisory board to the
 143 Legislature, the State Board of Education, and the Board of
 144 Governors. Recommendations of the council shall be consistent
 145 with the following guiding principles:

146 (f) To promote adoption by the members of the council a common
 147 set of data elements identified by the National Center for
 148 Education Statistics to support the effective exchange of data
 149 within and across states.

150 Section 3. Paragraph (i) of subsection (1) of section
 151 1005.22, Florida Statutes, is amended to read:

152 **1005.22 Powers and duties of commission.-**

153 (1) The commission shall:

154 (i) Serve as a central agency for collecting and distributing
 155 current information regarding institutions licensed by the
 156 commission. The commission shall annually collect, and all
 157 institutions licensed by the commission shall annually report,
 158 student-level data from the prior year for each student who
 159 receives state funds, in a format prescribed by the Department
 160 of Education. At a minimum, data from the prior year must ~~shall~~
 161 ~~be reported annually~~ and include retention rates, transfer
 162 rates, completion rates, graduation rates, employment and
 163 placement rates, and earnings of graduates. By December 31,
 164 2013, the commission shall report the data for the 2012-2013

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YEAR

165 academic year to the Department of Education. By December 31 of
 166 each year thereafter, the commission shall report the data to
 167 the department.

168 Section 4. Subsection (3) of section 1007.01, Florida
 169 Statutes, is amended to read:

170 **1007.01 Articulation; legislative intent; purpose; role of**
 171 **the State Board of Education and the Board of Governors;**
 172 **Articulation Coordinating Committee.—**

173 (3) The Commissioner of Education, in consultation with the
 174 Chancellor of the State University System, shall establish the
 175 Articulation Coordinating Committee which shall make
 176 recommendations related to statewide articulation policies and
 177 issues regarding access, quality, and reporting of data
 178 maintained by the K-20 data warehouse established pursuant to
 179 ss. 1001.10 and 1008.31, to the Higher Education Coordination
 180 Council, the State Board of Education, and the Board of
 181 Governors. The committee shall consist of two members each
 182 representing the State University System, the Florida College
 183 System, public career and technical education, public K-12
 184 education, and nonpublic education and one member representing
 185 students. The chair shall be elected from the membership. The
 186 committee shall:

187 (a) Monitor the alignment between the exit requirements of
 188 one education system and the admissions requirements of another
 189 education system into which students typically transfer and make
 190 recommendations for improvement.

191 (b) Propose guidelines for interinstitutional agreements
 192 between and among public schools, career and technical education
 193 centers, Florida College System institutions, state

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YEAR

194 universities, and nonpublic postsecondary institutions.

195 (c) Annually recommend dual enrollment course and high
 196 school subject area equivalencies for approval by the State
 197 Board of Education and the Board of Governors.

198 (d) Annually review the statewide articulation agreement
 199 pursuant to s. 1007.23 and make recommendations for revisions.

200 (e) Annually review the statewide course numbering system,
 201 the levels of courses, and the application of transfer credit
 202 requirements among public and nonpublic institutions
 203 participating in the statewide course numbering system and
 204 identify instances of student transfer and admissions
 205 difficulties.

206 (f) Annually publish a list of courses that meet common
 207 general education and common degree program prerequisite
 208 requirements at public postsecondary institutions identified
 209 pursuant to s. 1007.25.

210 (g) Foster timely collection and reporting of statewide
 211 education data ~~Examine statewide data regarding articulation to~~
 212 ~~identify issues and make recommendations to improve articulation~~
 213 ~~throughout~~ the K-20 education performance accountability system
 214 by:-

215 1. Facilitating timely reporting of data by all educational
 216 delivery systems to the K-20 data warehouse established pursuant
 217 to ss. 1001.10 and 1008.31.

218 2. Facilitating timely reporting of data by the K-20 data
 219 warehouse to organizations and authorized representatives
 220 pursuant to s. 1008.31.

221 3. Identifying data issues including, but not limited to,
 222 data quality and accessibility.

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YEAR

223 (h) Recommend roles and responsibilities of public education
 224 entities in interfacing with the single, statewide computer-
 225 assisted student advising system established pursuant to s.
 226 1006.73.

227 Section 5. Paragraph (f) is added to subsection (1)
 228 of section 1008.31, Florida Statutes, subsection (3) is amended,
 229 present subsection (4) is redesignated as subsection (5), and a
 230 new subsection (4) is added to that section, to read:

231 1008.31 Florida's K-20 education performance accountability
 232 system; legislative intent; mission, goals, and systemwide
 233 measures; data quality improvements.—

234 (1) LEGISLATIVE INTENT.—It is the intent of the Legislature
 235 that:

236 (f) The Commissioner of Education interpret the Family
 237 Educational Rights and Privacy Act (FERPA), 20 U.S.C. s. 1232g,
 238 in the least restrictive manner possible to allow data linkage
 239 across all educational delivery systems and to provide to
 240 organizations and authorized representatives pursuant to
 241 subsection (4) access to data maintained by the K-20 data
 242 warehouse in a manner consistent with ss. 1002.22, 1002.221, and
 243 1006.52 and FERPA.

244 (3) K-20 EDUCATION DATA QUALITY IMPROVEMENTS.—To provide
 245 data required to implement education performance accountability
 246 measures in state and federal law, the commissioner ~~of Education~~
 247 shall initiate and maintain strategies to improve data quality
 248 and timeliness. The Board of Governors shall make available to
 249 the department all data within the State University Database
 250 System to collected from state universities shall, as determined
 251 by the commissioner, be integrated into the K-20 data warehouse.

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YEAR

252 The commissioner shall have unlimited access to such data ~~solely~~
 253 for the purposes of conducting studies, reporting annual and
 254 longitudinal student outcomes, ~~and~~ improving college readiness
 255 and articulation, and providing data to organizations and
 256 authorized representatives pursuant to subsection (4). All
 257 public educational institutions shall annually provide data from
 258 the prior year to the K-20 data warehouse in a format based on
 259 data elements identified ~~specified~~ by the commissioner.

260 (a) School districts and public postsecondary educational
 261 institutions shall maintain information systems that will
 262 provide the State Board of Education, the Board of Governors of
 263 the State University System, and the Legislature with
 264 information and reports necessary to address the specifications
 265 of the accountability system. The level of comprehensiveness and
 266 quality must ~~shall~~ be no less than that which was available as
 267 of June 30, 2001.

268 (b) Colleges and universities eligible to participate in
 269 the William L. Boyd, IV, Florida Resident Access Grant Program
 270 shall annually report student-level data from the prior year for
 271 each student who receives state funds in a format prescribed by
 272 the Department of Education. At a minimum, data from the prior
 273 year must ~~shall be reported annually to the department and~~
 274 include retention rates, transfer rates, completion rates,
 275 graduation rates, employment and placement rates, and earnings
 276 of graduates. By December 31, 2013, the colleges and
 277 universities described in this paragraph shall report the data
 278 for the 2012-2013 academic year to the department. By December
 279 31 of each year thereafter, the colleges and universities
 280 described in this paragraph shall report the data to the

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ORIGINAL

YEAR

281 department.

282 (c) The Commissioner of Education shall determine the
 283 standards for the required data, monitor data quality, and
 284 measure improvements. The commissioner shall report annually to
 285 the State Board of Education, the Board of Governors of the
 286 State University System, the President of the Senate, and the
 287 Speaker of the House of Representatives data quality indicators
 288 and ratings for all school districts and public postsecondary
 289 educational institutions.

290 (d) The commissioner shall continuously monitor and review
 291 the collection of paperwork, data, and reports by school
 292 districts and complete an annual review of such collection by ~~no~~
 293 ~~later than~~ June 1 of each year. The annual review must include
 294 recommendations for consolidating paperwork, data, and reports,
 295 wherever feasible, in order to reduce the burdens on school
 296 districts.

297 (e) By July 1 of each year, the commissioner shall prepare
 298 a report assisting the school districts in eliminating or
 299 consolidating paperwork, data, and reports by providing
 300 suggestions, technical assistance, and guidance.

301 (f) Before establishing any new reporting or data
 302 collection requirements, the commissioner ~~of Education~~ shall use
 303 ~~utilize~~ existing data being collected to reduce duplication and
 304 minimize paperwork.

305 (g) The commissioner shall collaborate with the executive
 306 director of the Department of Economic Opportunity to develop
 307 procedures for the ability to tie student-level data to student
 308 and workforce outcome data contained in the Wage Record
 309 Interchange System.

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YEAR

310 (h) By June 30, 2014, the commissioner shall improve and
 311 streamline access to data maintained by the K-20 data warehouse
 312 by creating and fully implementing:

313 1. A web-based interface for parents, students, teachers,
 314 principals, local educational agency leaders, community members,
 315 researchers, policymakers, and other constituents which is
 316 engaging, informative, and customer-friendly.

317 a. The web-based interface must provide a single location
 318 for public access to aggregated data from the K-20 data
 319 warehouse which do not contain personally identifiable
 320 information or any other information that is confidential
 321 pursuant to applicable law.

322 b. Personally identifiable information from education
 323 records of students, or any other information that is
 324 confidential pursuant to applicable law, must be redacted or
 325 aggregated, or the confidentiality otherwise protected by de-
 326 identification, anonymization, or any combination thereof.

327 2. A self-service, restricted access component of the K-20
 328 data warehouse, called the "Research Engine," which is:

329 a. Restricted to organizations and authorized
 330 representatives pursuant to subsection (4). The commissioner
 331 shall create a website for organizations and authorized
 332 representatives to submit data requests. The website shall
 333 generate an automated acknowledgement of each data request. Each
 334 acknowledgement of a data request must include a username and
 335 password to view the order and status of completion of the data
 336 request and a link to the directory of data elements which
 337 provides a detailed description of each data element. Within 90
 338 days after acknowledging each data request, the department shall

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YEAR

339 provide to organizations or authorized representatives technical
 340 assistance regarding the written agreement required under sub-
 341 subparagraph d. However, organizations and authorized
 342 representatives may execute the written agreement with the
 343 department at any time after submitting a data request. Data
 344 requests must be completed within 90 days after the written
 345 agreement is executed, unless the written agreement specifies
 346 otherwise.

347 b. Capable of providing access to education records of
 348 students which may contain students' personally identifiable
 349 information in the K-20 data warehouse.

350 c. Accessible at the department's headquarters or by other
 351 secure means as agreed upon in writing by the parties.

352 d. Accessible after an organization or an authorized
 353 representative executes a written agreement with the
 354 commissioner. The written agreement must include, but need not
 355 be limited to:

356 (I) Identification of the purpose, scope, and duration of
 357 the activity with sufficient specificity to make clear that the
 358 activity falls within permissible uses authorized by FERPA and
 359 does not further a commercial, trade, or profit interest.

360 (II) Identification of the data elements necessary to
 361 complete a study, an audit, or an evaluation. The department
 362 shall provide assistance to organizations and authorized
 363 representatives regarding selection of data elements to fulfill
 364 data requests. Requests for additional data by an organization
 365 or an authorized representative may be made by amending the
 366 written agreement. The deadline for fulfilling a data request
 367 may be adjusted accordingly.

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ORIGINAL

YEAR

368 (III) Identification of the FERPA exception relied upon to
 369 obtain education records of students which may contain students'
 370 personally identifiable information.

371 (IV) Requirements regarding procedures for securing data,
 372 including, but not limited to, a data security plan. The
 373 Department of Education shall reserve the right to conduct
 374 security audits or reviews as necessary.

375 (V) Requirements limiting the use of education records of
 376 students which contain students' personally identifiable
 377 information to meet only the purpose stated in the written
 378 agreement.

379 (VI) Requirements establishing disciplinary policies for
 380 organizations and authorized representatives which violate FERPA
 381 or the written agreement.

382 (VII) Prohibitions regarding access to or use of education
 383 records of students which contain students' personally
 384 identifiable information obtained pursuant to the written
 385 agreement by anyone not authorized to have such access or use by
 386 the department.

387 (VIII) Requirements regarding destruction of all personally
 388 identifiable information from education records of students
 389 which are received pursuant to the written agreement and
 390 specification of when the information must be destroyed.

391 (IX) Requirements regarding the assessment of liquidated
 392 damages for unauthorized disclosure of education records of
 393 students which contain students' personally identifiable
 394 information or for violation of terms and conditions of the
 395 written agreement.

396 (X) Identification of deliverables to be provided by the

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YEAR

397 organization or authorized representative. The deliverables must
 398 include, but are not limited to, as appropriate: a copy of the
 399 final study, audit, or evaluation; or if no study, audit, or
 400 evaluation is completed, a report identifying such with a copy
 401 of unfinished research; a copy of reports, publications, papers,
 402 theses, or similar documents; and certification by the
 403 organization or authorized representative stating the final
 404 status of deliverables and confirming compliance with all
 405 provisions of the written agreement. The deliverables shall be
 406 provided to the department within 1 year after the date of
 407 execution of the written agreement, unless the written agreement
 408 specifies otherwise. The Commissioner of Education may assess
 409 liquidated damages specified in the written agreement if all
 410 deliverables are not timely provided to the Department of
 411 Education.

412 (XI) Requirements regarding maintaining the confidentiality
 413 of any information that is exempt from s. 119.071(1) and s.
 414 24(a), Art. I of the State Constitution, or that is otherwise
 415 made confidential by state or federal law.

416 (XII) Requirements regarding a service charge identified in
 417 sub-subparagraph e.

418
 419 The Department of Education shall develop and the State Board of
 420 Education shall adopt rules regarding the written agreement.

421 e. Funded by creating and implementing a pricing structure
 422 that is self-sustainable with the goal that the service charge
 423 for use of the Research Engine recovers costs to fulfill a data
 424 request. The commissioner may waive or reduce the service charge
 425 for fulfilling a data request. Funds collected from the service

BILL

ORIGINAL

YEAR

426 charge shall be deposited into the Operating Trust Fund. The
 427 department shall develop and the State Board of Education shall
 428 adopt rules regarding the service charge.

429 f. Linked to a list of organizations and authorized
 430 representatives that obtain data from the Research Engine on the
 431 web-based interface in subparagraph 1. The list must include,
 432 but need not be limited to, the date of receipt of each data
 433 request, response time to address each data request, and current
 434 status of each data request. The department shall continually
 435 update the list and maintain a copy of reports prepared and
 436 submitted by the organizations and authorized representatives.

437
 438 The department shall adopt procedures to implement the web-based
 439 interface and the Research Engine established pursuant to this
 440 subsection.

441 (4) ACCESS TO THE K-20 DATA WAREHOUSE.—Pursuant to the
 442 studies exception under FERPA, and the federal regulations
 443 issued pursuant thereto, specifically, including, but not
 444 limited to, conducting studies for, or on behalf of, educational
 445 agencies and institutions as provided in 34 C.F.R. 99.31(a)(6),
 446 shall be given access to data maintained by the K-20 data
 447 warehouse in a manner consistent with ss. 1002.22, 1002.221, and
 448 1006.52 and FERPA. Pursuant to the audit or evaluation exception
 449 under FERPA, specifically including, but not limited to,
 450 authorized representatives conducting an audit or an evaluation
 451 of a Federal- or state-supported education program as provided
 452 in 34 C.F.R. 99.31(a)(3), shall be given access to the data
 453 maintained by the K-20 data warehouse in a manner consistent
 454 with ss. 1002.22, 1002.221, and 1006.52 and FERPA.

BILL

ORIGINAL

YEAR

455 (a) Requests by organizations or authorized representatives
 456 for access to education records of students which may contain
 457 students' personally identifiable information, with the
 458 exception of requests from the Executive Office of the Governor,
 459 the Florida Legislature, the Florida Auditor General, and the
 460 Office of Program Policy Analysis and Government Accountability,
 461 shall be submitted through the Research Engine established
 462 pursuant to subparagraph (3) (h)2. Access to the Research Engine
 463 is not conditioned upon or limited to studies, audits, or
 464 evaluations that support the research agenda, interests, or
 465 priorities of the State Board of Education, the commissioner, or
 466 the department.

467 (b) Authorized representatives include, but are not limited
 468 to, the Executive Office of the Governor, the Florida
 469 Legislature, the Florida Auditor General, the Office of Program
 470 Policy Analysis and Government Accountability, the Florida
 471 district school boards, Florida College System institutions, and
 472 Florida state universities.

473 (c) Requests for data from the Executive Office of the Governor,
 474 the Florida Legislature, the Florida Auditor General, and the
 475 Office of Program Policy Analysis and Government Accountability,
 476 shall be given a priority over other data requests and shall be
 477 provided free of charge.

478 Section 6. Section 1008.34, Florida Statutes, is amended
 479 to read:

480 **1008.34 School grading system; school report cards;**
 481 **district grade.—**

482 (1) ANNUAL REPORTS.—The Commissioner of Education shall
 483 prepare annual reports of the results of the statewide

BILL

ORIGINAL

YEAR

484 assessment program which describe student achievement in the
 485 state, each district, and each school. The commissioner shall
 486 prescribe the design and content of these reports, which must
 487 include descriptions of the performance of all schools
 488 participating in the assessment program and all of their major
 489 student populations as determined by the commissioner. The
 490 report must also include the percent of students performing at
 491 or above grade level and making ~~a year's~~ learning gains ~~growth~~
 492 ~~in a year's time~~ in reading and mathematics. The provisions of
 493 s. 1002.22 pertaining to student records apply to this section.

494 (2) SCHOOL GRADES.—The annual report shall identify
 495 schools as having one of the following grades, defined according
 496 to rules of the State Board of Education:

- 497 (a) "A," schools making excellent progress.
- 498 (b) "B," schools making above average progress.
- 499 (c) "C," schools making satisfactory progress.
- 500 (d) "D," schools making less than satisfactory progress.
- 501 (e) "F," schools failing to make adequate progress.

502 Each school that earns a grade of "A" or improves at least two
 503 letter grades shall have greater authority over the allocation
 504 of the school's total budget generated from the FEFP, state
 505 categoricals, lottery funds, grants, and local funds, as
 506 specified in state board rule. The rule must provide that the
 507 increased budget authority shall remain in effect until the
 508 school's grade declines.

509 (3) COLOCATED SCHOOLS. - A colocated school is a school
 510 with, its own unique master school identification number, that

BILL

ORIGINAL

YEAR

511 provides for the education of each of its enrolled students, and
 512 operates at the same facility as another school that has its own
 513 unique master school identification number and that provides for
 514 the education of each of its enrolled students. If more than one
 515 school operates at the same facility and one of the schools does
 516 not earn a school grade or a school improvement rating, then the
 517 student performance data of all schools must be aggregated to
 518 develop a school grade that will be assigned to all schools at
 519 that facility.

520 (34) DESIGNATION OF SCHOOL GRADES.—

521 (a) Beginning with the 2013-2014 school year, each ~~Each~~
 522 school that has students who are tested and included in the
 523 school grading system shall receive a school grade if the number
 524 of its students tested on statewide assessments pursuant to s.
 525 1008.22 meets or exceeds the minimum sample size of ten, except
 526 as follows:

527 ~~1. A school shall not receive a school grade if the number~~
 528 ~~of its students tested and included in the school grading system~~
 529 ~~is less than the minimum sample size necessary, based on~~
 530 ~~accepted professional practice, for statistical reliability and~~
 531 ~~prevention of the unlawful release of personally identifiable~~
 532 ~~student data under s. 1002.22 or 20 U.S.C. s. 1232g.~~

533 12. An alternative school may choose to receive a school
 534 grade under this section or a school improvement rating under s.
 535 1008.341. For charter schools that meet the definition of an
 536 alternative school pursuant to State Board of Education rule,
 537 the decision to receive a school grade is the decision of the

BILL

ORIGINAL

YEAR

538 charter school governing board.

539 23. A school that serves any combination of students in
 540 kindergarten through grade 3 which does not receive a school
 541 grade because its students are not tested and included in the
 542 school grading system shall receive the school grade designation
 543 of a K-3 feeder pattern school identified by the Department of
 544 Education and verified by the school district. A school feeder
 545 pattern exists if at least 60 percent of the students in the
 546 school serving a combination of students in kindergarten through
 547 grade 3 are scheduled to be assigned to the graded school.

548 34. If a colocated school does not earn a school grade for
 549 its students' performance then the student performance data of
 550 all schools operating at the same facility must be aggregated to
 551 develop a school grade that will be assigned to all schools at
 552 that location.

553 (b)1. A school's grade shall be based on a combination of:

554 a. Student achievement scores, including achievement as
 555 measured by FCAT assessments under s. 1008.22(3)(c)1.,
 556 statewide, standardized end-of-course assessments under s.
 557 1008.22(3)(c)2.a. and b., and achievement scores for students
 558 seeking a special diploma.

559 b. Student learning gains in reading and mathematics as
 560 measured by FCAT and statewide, standardized end-of-course
 561 assessments, as described in s. 1008.22(3)(c)1. and 2.a.,
 562 including learning gains for students seeking a special diploma,
 563 as measured by an alternate assessment.

564 c. Improvement of the lowest 25th percentile of students

BILL

ORIGINAL

YEAR

565 | in the school in reading and mathematics on the FCAT or end-of-
 566 | course assessments described in s. 1008.22(3)(c)2.a., unless
 567 | these students are exhibiting satisfactory performance.

568 | 2. Beginning with the 2011-2012 school year, for schools
 569 | comprised of middle school grades 6 through 8 or grades 7 and 8,
 570 | the school's grade shall include the performance and
 571 | participation of its students enrolled in high school level
 572 | courses with end-of-course assessments administered under s.
 573 | 1008.22(3)(c)2.a. Performance and participation must be weighted
 574 | equally. As valid data becomes available, the school grades
 575 | shall include the students' attainment of national industry
 576 | certification identified in the Industry Certification Funding
 577 | List pursuant to rules adopted by the state board.

578 | 3. Beginning with the 2009-2010 school year for schools
 579 | comprised of high school grades 9, 10, 11, and 12, or grades 10,
 580 | 11, and 12, at least 50 percent of the school grade shall be
 581 | based on a combination of the factors listed in sub-
 582 | subparagraphs 1.a.-c. and the remaining percentage on the
 583 | following factors:

- 584 | a. The high school graduation rate of the school;
- 585 | b. As valid data becomes available, the performance and
 586 | participation of the school's students in College Board Advanced
 587 | Placement courses, International Baccalaureate courses, dual
 588 | enrollment courses, and Advanced International Certificate of
 589 | Education courses; and the students' achievement of national
 590 | industry certification identified in the Industry Certification
 591 | Funding List, pursuant to rules adopted by the state board;

BILL

ORIGINAL

YEAR

592 c. Postsecondary readiness of all of the school's on-time
 593 graduates as measured by the SAT, the ACT, the Postsecondary
 594 Education Readiness Test, or the common placement test;

595 d. The high school graduation rate of at-risk students,
 596 who are students scoring at Level 1 or Level 2 on grade 8 FCAT
 597 Reading and FCAT Mathematics;

598 e. As valid data becomes available, the performance of the
 599 school's students on statewide, standardized end-of-course
 600 assessments administered under s. 1008.22(3)(c)2.c. and d.; and

601 f. The growth or decline in the components listed in sub-
 602 subparagraphs a.-e. from year to year.

603 (c) Student assessment data used in determining school
 604 grades shall include:

605 1. The aggregate scores of all eligible students enrolled
 606 in the school who have been assessed on the FCAT and statewide,
 607 standardized end-of-course assessments in courses required for
 608 high school graduation, including, beginning with the 2011-2012
 609 school year, the end-of-course assessment in Algebra I; and
 610 beginning with the 2012-2013 school year, the end-of-course
 611 assessments in geometry and Biology I; and beginning with the
 612 2014-2015 school year, on the statewide, standardized end-of-
 613 course assessment in civics education at the middle school
 614 level.

615 2. The aggregate scores of all eligible students enrolled
 616 in the school who have been assessed on the FCAT and statewide,
 617 standardized end-of-course assessments as described in s.
 618 1008.22(3)(c)2.a., and who have scored at or in the lowest 25th

BILL

ORIGINAL

YEAR

619 percentile of students in the school in reading and mathematics,
 620 unless these students are exhibiting satisfactory performance.

621 3. The achievement scores and learning gains of eligible
 622 students attending alternative schools that provide dropout
 623 prevention and academic intervention services pursuant to s.
 624 1003.53. The term "eligible students" in this subparagraph does
 625 not include:

626 a. Students attending an alternative school who are
 627 subject to district school board policies for expulsion for
 628 repeated or serious offenses, who are in dropout retrieval
 629 programs serving students who have officially been designated as
 630 dropouts, or who are in programs operated or contracted by the
 631 Department of Juvenile Justice.

632 b. Students attending an alternative school that is defined
 633 as an exceptional student education center pursuant to s.
 634 1008.341(2), who were not enrolled in or in attendance at a
 635 public school within the school district during the previous
 636 three years, other than an exceptional student education center.

637 The student performance data for eligible students
 638 identified in this subparagraph shall be included in the
 639 calculation of the home school's grade. As used in this
 640 subparagraph and s. 1008.341, the term "home school" means the
 641 school to which the student would be assigned if the student
 642 were not assigned to an alternative school. If an alternative
 643 school chooses to be graded under this section, student
 644 performance data for eligible students identified in this
 645 subparagraph shall not be included in the home school's grade

BILL ORIGINAL YEAR

646 but shall be included only in the calculation of the alternative
 647 school's grade. A school district that fails to assign the FCAT
 648 and statewide, standardized end-of-course assessment as
 649 described in s. 1008.22(3)(c)2.a. scores of each of its students
 650 to his or her home school or to the alternative school that
 651 receives a grade shall forfeit Florida School Recognition
 652 Program funds for 1 fiscal year. School districts must require
 653 collaboration between the home school and the alternative school
 654 in order to promote student success. This collaboration must
 655 include an annual discussion between the principal of the
 656 alternative school and the principal of each student's home
 657 school concerning the most appropriate school assignment of the
 658 student.

659 4. The achievement scores and learning gains of students
 660 designated as hospital- or homebound. Student assessment data
 661 for students designated as hospital- or homebound shall be
 662 assigned to their home school for the purposes of school grades,
 663 if the student was enrolled in the home school during the
 664 October and February FTE count. As used in this subparagraph,
 665 the term "home school" means the school to which a student would
 666 be assigned if the student were not assigned to a hospital- or
 667 homebound program.

668 5. For schools comprised of high school grades 9, 10, 11,
 669 and 12, or grades 10, 11, and 12, the data listed in
 670 subparagraphs 1.-3. and the following data as the Department of
 671 Education determines such data are valid and available:

672 a. The high school graduation rate of the school as

BILL

ORIGINAL

YEAR

673 | calculated by the department;

674 | b. The participation rate of all eligible students
 675 | enrolled in the school and enrolled in College Board Advanced
 676 | Placement courses; International Baccalaureate courses; dual
 677 | enrollment courses; Advanced International Certificate of
 678 | Education courses; and courses or sequences of courses leading
 679 | to national industry certification identified in the Industry
 680 | Certification Funding List, pursuant to rules adopted by the
 681 | State Board of Education;

682 | c. The aggregate scores of all eligible students enrolled
 683 | in the school in College Board Advanced Placement courses,
 684 | International Baccalaureate courses, and Advanced International
 685 | Certificate of Education courses;

686 | d. Earning of college credit by all eligible students
 687 | enrolled in the school in dual enrollment programs under s.
 688 | 1007.271;

689 | e. Earning of a national industry certification identified
 690 | in the Industry Certification Funding List, pursuant to rules
 691 | adopted by the State Board of Education;

692 | f. The aggregate scores of all eligible students enrolled
 693 | in the school in reading, mathematics, and other subjects as
 694 | measured by the SAT, the ACT, the Postsecondary Education
 695 | Readiness Test, and the common placement test for postsecondary
 696 | readiness;

697 | g. The high school graduation rate of all eligible at-risk
 698 | students enrolled in the school who scored at Level 2 or lower
 699 | on grade 8 FCAT Reading and FCAT Mathematics;

BILL

ORIGINAL

YEAR

700 h. The performance of the school's students on statewide,
 701 standardized end-of-course assessments administered under s.
 702 1008.22(3)(c)2.c. and d.; and

703 i. The growth or decline in the data components listed in
 704 sub-subparagraphs a.-h. from year to year.

705 The State Board of Education shall adopt appropriate criteria
 706 for each school grade. The criteria must also give added weight
 707 to student achievement in reading. Schools earning a grade of
 708 "C," making satisfactory progress, shall be required to
 709 demonstrate that adequate progress has been made by students in
 710 the school who are in the lowest 25th percentile in reading and
 711 mathematics on the FCAT and end-of-course assessments as
 712 described in s. 1008.22(3)(c)2.a., unless these students are
 713 exhibiting satisfactory performance. For schools comprised of
 714 high school grades 9, 10, 11, and 12, or grades 10, 11, and 12,
 715 the criteria for school grades must also give added weight to
 716 the graduation rate of all eligible at-risk students. In order
 717 for a high school to earn a grade of "A," the school must
 718 demonstrate that its at-risk students, as defined in this
 719 paragraph, are making adequate progress.

720 (45) SCHOOL IMPROVEMENT RATINGS.—The annual report shall
 721 identify each school's performance as having improved, remained
 722 the same, or declined. This school improvement rating shall be
 723 based on a comparison of the current year's and previous year's
 724 student and school performance data. A school that improves its
 725 rating by at least one level is eligible for school recognition
 726 awards pursuant to s. 1008.36.

BILL

ORIGINAL

YEAR

727 (~~5~~6) SCHOOL REPORT CARD.—The Department of Education shall
 728 annually develop, in collaboration with the school districts, a
 729 school report card to be provided by the school district to
 730 parents within the district. The report card shall include the
 731 school's grade, information regarding school improvement, an
 732 explanation of school performance as evaluated by the federal
 733 Elementary and Secondary Education Act (ESEA), 20 U.S.C. ss.
 734 6301 et seq., and indicators of return on investment. Each
 735 school's report card shall be published annually by the
 736 department on its website.

737 (~~6~~7) PERFORMANCE-BASED FUNDING.—The Legislature may factor
 738 in the performance of schools in calculating any performance-
 739 based funding policy that is provided for annually in the
 740 General Appropriations Act.

741 (~~7~~8) DISTRICT GRADE.—The annual report required by
 742 subsection (1) shall include the school district's grade. A
 743 school district's grade shall be calculated using student
 744 performance and learning gains data on statewide assessments
 745 used for determining school grades under subparagraph (3)(b)1.
 746 for each eligible student enrolled for a full school year in the
 747 district. This calculation methodology captures each eligible
 748 student in the district who may have transferred among schools
 749 within the district or is enrolled in a school that does not
 750 receive a grade.

751 (~~8~~9) RULES.—The State Board of Education shall adopt rules
 752 under ss. 120.536(1) and 120.54 to administer this section.

753 Section 7. Section 1008.341, Florida Statutes, is amended

BILL

ORIGINAL

YEAR

754 to read:

755 **1008.341 School improvement rating for alternative**
 756 **schools.—**

757 (1) ANNUAL REPORTS.—The Commissioner of Education shall
 758 prepare an annual report on the performance of each school
 759 receiving a school improvement rating pursuant to this section
 760 if the provisions of s. 1002.22 pertaining to student records
 761 apply. In addition, report cards required in 1008.34(6) shall
 762 include alternative schools and their school improvement
 763 ratings. If the alternative school does not receive a school
 764 improvement rating and serves at least 10 students who are
 765 tested on the statewide assessments pursuant to s. 1008.22 in
 766 the current year and prior year, the alternative school shall
 767 report to the parents of each student enrolled in the
 768 alternative school: learning gains, industry certification rate,
 769 college readiness rate, dropout rate, graduation rate, and the
 770 student's progress toward meeting high school graduation
 771 requirements. This paragraph does not abrogate the provisions of
 772 s. 1002.22, relating to student records, or the requirements of
 773 20 U.S.C. s. 1232g, the Family Educational Rights and Privacy
 774 Act.

775 (2) SCHOOL IMPROVEMENT RATING.—An alternative school is a
 776 school that provides dropout prevention and academic
 777 intervention services pursuant to s. 1003.53. An alternative
 778 school shall receive a school improvement rating pursuant to
 779 this section unless the school earns a school grade pursuant to
 780 s. 1008.34. For accountability purposes, an exceptional student

BILL

ORIGINAL

YEAR

781 education center is an alternative school with its own unique
 782 master school identification number that serves students with
 783 disabilities, as defined in rule in accordance with s.
 784 1003.57(1)(d), for whom the individual education plan team
 785 determines that the school is the least restrictive environment
 786 based upon the student's need for specialized instruction and
 787 related services. The Department shall monitor district school
 788 boards regarding the placement of students with disabilities.
 789 However, beginning with the 2013-2014 school year, each an
 790 alternative school that chooses to receive a school improvement
 791 rating shall not receive a school improvement rating if the
 792 number of its students for whom student performance data on
 793 statewide assessments pursuant to s. 1008.22 is available for
 794 the current year and previous year meets or exceeds is less than
 795 the minimum sample size of ten necessary, based on accepted
 796 professional practice, for statistical reliability and
 797 prevention of the unlawful release of personally identifiable
 798 student data under s. 1002.22 or 20 U.S.C. s. 1232g. The school
 799 improvement rating shall identify an alternative school as
 800 having one of the following ratings defined according to rules
 801 of the State Board of Education:
 802 (a) "Improving" means the students attending the school
 803 are making more academic progress than when the students were
 804 served in their home schools.
 805 (b) "Maintaining" means the students attending the school
 806 are making progress equivalent to the progress made when the
 807 students were served in their home schools.

BILL

ORIGINAL

YEAR

808 (c) "Declining" means the students attending the school
 809 are making less academic progress than when the students were
 810 served in their home schools.

811
 812 The school improvement rating shall be based on a comparison of
 813 student performance data for the current year and previous year.
 814 Schools that improve at least one level or maintain an
 815 "improving" rating pursuant to this section are eligible for
 816 school recognition awards pursuant to s. 1008.36.

817 (3) DESIGNATION OF SCHOOL IMPROVEMENT RATING.—Student data
 818 used in determining an alternative school's school improvement
 819 rating shall include:

820 (a) The achievement aggregate scores on statewide
 821 assessments, including retakes, administered under s. 1008.22
 822 for all eligible students who were assigned to and enrolled in
 823 the school during the October or February FTE count and who have
 824 FCAT or comparable scores for the preceding school year.

825 (b) The achievement aggregate scores on statewide
 826 assessments, including retakes, administered under s. 1008.22
 827 for all eligible students who were assigned to and enrolled in
 828 the school during the October or February FTE count and who have
 829 scored in the lowest 25th percentile of students in the state on
 830 FCAT Reading.

831
 832 The achievement assessment scores of students who are subject to
 833 district school board policies for expulsion for repeated or
 834 serious offenses, who are in dropout retrieval programs serving

BILL ORIGINAL YEAR

835 students who have officially been designated as dropouts, or who
 836 are in programs operated or contracted by the Department of
 837 Juvenile Justice may not be included in an alternative school's
 838 school improvement rating.

839 (c) An alternative school that tests at least 80 percent
 840 of its students must receive a school improvement rating.
 841 However, the alternative school may not earn a rating higher
 842 than "Maintaining" if the school tests less than 90% of its
 843 students.

844 (4) IDENTIFICATION OF STUDENT LEARNING GAINS.—For each
 845 alternative school receiving a school improvement rating, the
 846 Department of Education shall annually identify the percentage
 847 of students making learning gains as compared to the percentage
 848 of the same students making learning gains in their home schools
 849 in the year prior to being assigned to the alternative school.

850 ~~(5) SCHOOL REPORT CARD.—The Department of Education shall~~
 851 ~~annually develop, in collaboration with the school districts, a~~
 852 ~~school report card for alternative schools to be delivered to~~
 853 ~~parents throughout each school district. The report card shall~~
 854 ~~include the school improvement rating, identification of student~~
 855 ~~learning gains, student attendance data, information regarding~~
 856 ~~school improvement, an explanation of school performance as~~
 857 ~~evaluated by the federal No Child Left Behind Act of 2001, and~~
 858 ~~indicators of return on investment.~~

859 (56) RULES.—The State Board of Education shall adopt rules
 860 under ss. 120.536(1) and 120.54 to administer this section.

861

BILL

ORIGINAL

YEAR

862 Section 8. Paragraph (a) of subsection (2) of section
 863 1008.385, Florida Statutes, is amended to read:
 864 1008.385 Educational planning and information systems.—
 865 (2) COMPREHENSIVE MANAGEMENT INFORMATION SYSTEMS.—The
 866 Commissioner of Education shall develop and implement an
 867 integrated information system for educational management. The
 868 system must be designed to collect, via electronic transfer, all
 869 student and school performance data required to ascertain the
 870 degree to which schools and school districts are meeting state
 871 performance standards, and must be capable of producing data for
 872 a comprehensive annual report on school and district
 873 performance. In addition, the system shall support, as feasible,
 874 the management decisions to be made in each division of the
 875 department and at the individual school and district levels.
 876 Similar data elements among divisions and levels shall be
 877 compatible. The system shall be based on an overall conceptual
 878 design; the information needed for such decisions, including
 879 fiscal, student, program, personnel, facility, community,
 880 evaluation, and other relevant data; and the relationship
 881 between cost and effectiveness. The system shall be managed and
 882 administered by the commissioner and shall include a district
 883 subsystem component to be administered at the district level,
 884 with input from the reports-and-forms control management
 885 committees. Each district school system with a unique management
 886 information system shall assure that compatibility exists
 887 between its unique system and the district component of the
 888 state system so that all data required as input to the state

BILL ORIGINAL YEAR

889 system is made available via electronic transfer and in the
 890 appropriate input format.

891 (a) The specific responsibilities of the commissioner
 892 shall include:

893 1. Consulting with school district representatives in the
 894 development of the system design model and implementation plans
 895 for the management information system for public school
 896 education management;

897 2. Providing operational definitions for the proposed
 898 system including criteria for issuing and revoking master school
 899 identification numbers to support the maintenance of education
 900 records, to enforce and support education accountability, and
 901 support the distribution of funds to school districts and school
 902 districts' financial reports, and assist the Commissioner of
 903 Education in carrying out the duties set forth in ss. 1001.10
 904 and 1001.11, F.S.;

905 3. Determining the information and specific data elements
 906 required for the management decisions made at each educational
 907 level, recognizing that the primary unit for information input
 908 is the individual school and recognizing that time and effort of
 909 instructional personnel expended in collection and compilation
 910 of data should be minimized;

911 4. Developing standardized terminology and procedures to
 912 be followed at all levels of the system;

913 5. Developing a standard transmittal format to be used for
 914 collection of data from the various levels of the system;

915 6. Developing appropriate computer programs to assure

BILL ORIGINAL YEAR

916 integration of the various information components dealing with
 917 students, personnel, facilities, fiscal, program, community, and
 918 evaluation data;

919 7. Developing the necessary programs to provide
 920 statistical analysis of the integrated data provided in
 921 subparagraph 6. in such a way that required reports may be
 922 disseminated, comparisons may be made, and relationships may be
 923 determined in order to provide the necessary information for
 924 making management decisions at all levels;

925 8. Developing output report formats which will provide
 926 district school systems with information for making management
 927 decisions at the various educational levels;

928 9. Developing a phased plan for distributing computer
 929 services equitably among all public schools and school districts
 930 in the state as rapidly as possible. The plan shall describe
 931 alternatives available to the state in providing such computing
 932 services and shall contain estimates of the cost of each
 933 alternative, together with a recommendation for action. In
 934 developing the plan, the feasibility of shared use of computing
 935 hardware and software by school districts, Florida College
 936 System institutions, and universities shall be examined. Laws or
 937 administrative rules regulating procurement of data processing
 938 equipment, communication services, or data processing services
 939 by state agencies shall not be construed to apply to local
 940 agencies which share computing facilities with state agencies;

941 10. Assisting the district school systems in establishing
 942 their subsystem components and assuring compatibility with

BILL

ORIGINAL

YEAR

943 current district systems;

944 11. Establishing procedures for continuous evaluation of
945 system efficiency and effectiveness;

946 12. Initiating a reports-management and forms-management
947 system to ascertain that duplication in collection of data does
948 not exist and that forms and reports for reporting under state
949 and federal requirements and other forms and reports are
950 prepared in a logical and uncomplicated format, resulting in a
951 reduction in the number and complexity of required reports,
952 particularly at the school level; and

953 13. Initiating such other actions as are necessary to
954 carry out the intent of the Legislature that a management
955 information system for public school management needs be
956 implemented. Such other actions shall be based on criteria
957 including, but not limited to:

- 958 a. The purpose of the reporting requirement;
- 959 b. The origination of the reporting requirement;
- 960 c. The date of origin of the reporting requirement; and
- 961 d. The date of repeal of the reporting requirement.

962 Section 9. This act shall take effect July 1, 2013.

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