

FOR CONSIDERATION By the Committee on Appropriations

576-01911F-18

20182508pb

1 A bill to be entitled
2 An act relating to K-12 education; amending s.
3 1002.333, F.S.; redefining the terms "persistently
4 low-performing school" and "school of hope"; revising
5 the contents of a school of hope notice of intent and
6 performance-based agreement; revising school of hope
7 facility requirements; specifying that certain schools
8 of hope are eligible to receive hope supplemental
9 service allocation funds; requiring the State Board of
10 Education to provide awards to all eligible schools
11 that meet certain requirements; conforming cross-
12 references; creating s. 1002.334, F.S.; defining the
13 term "franchise model school"; authorizing specified
14 schools to use a franchise model school as a
15 turnaround option; specifying requirements for a
16 franchise model school principal; amending s.
17 1007.273, F.S.; defining the term "structured
18 program"; providing additional options for students
19 participating in a structured program; prohibiting a
20 district school board from limiting the number of
21 public school students who may participate in a
22 structured program; revising contract requirements;
23 requiring each district school board to annually
24 notify students in certain grades of certain
25 information about the structured program, by a
26 specified date; revising provisions relating to
27 funding; requiring the state board to enforce
28 compliance with certain provisions by a specified date
29 each year; providing reporting requirements; amending

576-01911F-18

20182508pb

30 s. 1008.33, F.S.; revising the turnaround options
31 available for certain schools; amending s. 1011.62,
32 F.S.; creating the hope supplemental services
33 allocation; providing the purpose of the allocation;
34 specifying the services that may be funded by the
35 allocation; providing that implementation plans may
36 include certain models; providing requirements for
37 implementation plans; providing for the allocation of
38 funds in specified fiscal years; creating the mental
39 health assistance allocation; providing the purpose of
40 the allocation; providing for the annual allocation of
41 such funds on a specified basis; prohibiting the use
42 of allocated funds to supplant funds provided from
43 other operating funds, to increase salaries, or to
44 provide bonuses; providing requirements for school
45 districts and charter schools; providing that required
46 plans must include certain elements; requiring school
47 districts to annually submit approved plans to the
48 Commissioner of Education by a specified date;
49 requiring that entities that receive such allocations
50 annually submit a final report on program outcomes and
51 specific expenditures to the commissioner by a
52 specified date; creating the funding compression
53 allocation; providing the purpose of the allocation;
54 authorizing funding for the annual allocation for
55 specified purposes; providing the calculation for the
56 allocation; amending s. 1011.71, F.S.; increasing the
57 amount that a school district may expend from a
58 specified millage levy for certain expenses; amending

576-01911F-18

20182508pb

59 s. 1012.731, F.S.; deleting Florida Best and Brightest
60 Teacher Scholarship Program scholarship awards
61 authorized for specific school years; amending s.
62 1012.732, F.S.; specifying that a franchise model
63 school principal is eligible to receive a Florida Best
64 and Brightest Principal scholarship; requiring
65 specified awards for eligible principals; amending s.
66 1013.62, F.S.; revising the Department of Education's
67 calculation methodology for a school district's
68 distribution of discretionary millage to its eligible
69 charter schools; providing an effective date.

70
71 Be It Enacted by the Legislature of the State of Florida:

72
73 Section 1. Subsections (1) and (2), paragraph (a) of
74 subsection (4), paragraphs (b), (g), and (i) of subsection (5),
75 paragraph (a) of subsection (7), subsection (9), and paragraph
76 (b) of subsection (10) of section 1002.333, Florida Statutes,
77 are amended to read:

78 1002.333 Persistently low-performing schools.—

79 (1) DEFINITIONS.—As used in this section, the term:

80 (a) "Hope operator" means an entity identified by the
81 department pursuant to subsection (2).

82 (b) "Persistently low-performing school" means a school
83 that has completed 2 school years of a district-managed
84 turnaround plan required under s. 1008.33(4) (a) and has not
85 improved its school grade to a "C" or higher, ~~earned three~~
86 ~~consecutive grades lower than a "C,"~~ pursuant to s. 1008.34, and
87 a school that was closed pursuant to s. 1008.33(4) within 2

576-01911F-18

20182508pb

88 years after the submission of a notice of intent.

89 (c) "School of hope" means:

90 1. A charter school operated by a hope operator which
91 serves students from one or more persistently low-performing
92 schools, ~~is located in the attendance zone of a persistently~~
93 ~~low-performing school or within a 5-mile radius of such school,~~
94 ~~whichever is greater;~~ and is a Title I eligible school; or

95 2. A school operated by a hope operator pursuant to s.
96 1008.33(4)(b)3.b. ~~s. 1008.33(4)(b)3.~~

97 (2) HOPE OPERATOR.—A hope operator is a nonprofit
98 organization with tax exempt status under s. 501(c)(3) of the
99 Internal Revenue Code which ~~that~~ operates three or more charter
100 schools that serve students in grades K-12 in Florida or other
101 states with a record of serving students from low-income
102 families and is designated by the State Board of Education as a
103 hope operator based on a determination that:

104 (a) The past performance of the hope operator meets or
105 exceeds the following criteria:

106 1. The achievement of enrolled students exceeds the
107 district and state averages of the states in which the
108 operator's schools operate;

109 2. The average college attendance rate at all schools
110 currently operated by the operator exceeds 80 percent, if such
111 data is available;

112 3. The percentage of students eligible for a free or
113 reduced price lunch under the National School Lunch Act enrolled
114 at all schools currently operated by the operator exceeds 70
115 percent;

116 4. The operator is in good standing with the authorizer in

576-01911F-18

20182508pb

117 each state in which it operates;

118 5. The audited financial statements of the operator are
119 free of material misstatements and going concern issues; and

120 6. Other outcome measures as determined by the State Board
121 of Education;

122 (b) The operator was awarded a United States Department of
123 Education Charter School Program Grant for Replication and
124 Expansion of High-Quality Charter Schools within the preceding 3
125 years before applying to be a hope operator;

126 (c) The operator receives funding through the National Fund
127 of the Charter School Growth Fund to accelerate the growth of
128 the nation's best charter schools; or

129 (d) The operator is selected by a district school board in
130 accordance with s. 1008.33.

131
132 An entity that meets the requirements of paragraph (b),
133 paragraph (c), or paragraph (d) before the adoption by the state
134 board of measurable criteria pursuant to paragraph (a) shall be
135 designated as a hope operator. After the adoption of the
136 measurable criteria, an entity, including a governing board that
137 operates a school established pursuant to s. 1008.33(4)(b)3.b.
138 ~~s. 1008.33(4)(b)3.~~, shall be designated as a hope operator if it
139 meets the criteria of paragraph (a).

140 (4) ESTABLISHMENT OF SCHOOLS OF HOPE.—A hope operator
141 seeking to open a school of hope must submit a notice of intent
142 to the school district in which a persistently low-performing
143 school has been identified by the State Board of Education
144 pursuant to subsection (10).

145 (a) The notice of intent must include all of the following:

576-01911F-18

20182508pb

146 1. An academic focus and plan.

147 2. A financial plan.

148 3. Goals and objectives for increasing student achievement
149 for the students from low-income families.

150 4. A completed or planned community outreach plan.

151 5. The organizational history of success in working with
152 students with similar demographics.

153 6. The grade levels to be served and enrollment
154 projections.

155 7. The specific proposed location or geographic area
156 proposed for the school and its proximity to the persistently
157 low-performing school or the plan to use the district-owned
158 facilities of the persistently low-performing school.

159 8. A staffing plan.

160 9. An operations plan specifying the operator's intent to
161 undertake the operations of the persistently low-performing
162 school in its entirety or through limited components of the
163 operations.

164 (5) PERFORMANCE-BASED AGREEMENT.—The following shall
165 comprise the entirety of the performance-based agreement:

166 ~~(b) The location or geographic area proposed for the school~~
167 ~~of hope and its proximity to the persistently low-performing~~
168 ~~school.~~

169 ~~(f)(g)~~ The grounds for termination, including failure to
170 meet the requirements for student performance established
171 pursuant to paragraph (d) ~~(e)~~, generally accepted standards of
172 fiscal management, or material violation of terms of the
173 agreement. The nonrenewal or termination of a performance-based
174 agreement must comply with the requirements of s. 1002.33(8).

576-01911F-18

20182508pb

175 (h)~~(i)~~ A provision establishing the initial term as 5
176 years. The agreement must ~~shall~~ be renewed, upon the request of
177 the hope operator, unless the school fails to meet the
178 requirements for student performance established pursuant to
179 paragraph (d) ~~(e)~~ or generally accepted standards of fiscal
180 management or the school of hope materially violates the law or
181 the terms of the agreement.

182 (7) FACILITIES.—

183 (a)1. A school of hope that meets the definition under
184 subparagraph (1)(c)1. shall use facilities that comply with the
185 Florida Building Code, except for the State Requirements for
186 Educational Facilities. ~~A school of hope that uses school~~
187 ~~district facilities must comply with the State Requirements for~~
188 ~~Educational Facilities only if the school district and the hope~~
189 ~~operator have entered into a mutual management plan for the~~
190 ~~reasonable maintenance of such facilities. The mutual management~~
191 ~~plan shall contain a provision by which the district school~~
192 ~~board agrees to maintain the school facilities in the same~~
193 ~~manner as its other public schools within the district.~~

194 2. A school of hope that meets the definition under
195 subparagraph (1)(c)2. and that receives funds from the hope
196 supplemental services allocation under s. 1011.62(16) shall use
197 the district-owned facilities of the persistently low-performing
198 school that the school of hope operates. A school of hope that
199 uses district-owned facilities must enter into a mutual
200 management plan with the school district for the reasonable
201 maintenance of the facilities. The mutual management plan must
202 contain a provision specifying that the district school board
203 agrees to maintain the school facilities in the same manner as

576-01911F-18

20182508pb

204 other public schools within the district.

205

206 The local governing authority shall not adopt or impose any
207 local building requirements or site-development restrictions,
208 such as parking and site-size criteria, student enrollment, and
209 occupant load, that are addressed by and more stringent than
210 those found in the State Requirements for Educational Facilities
211 of the Florida Building Code. A local governing authority must
212 treat schools of hope equitably in comparison to similar
213 requirements, restrictions, and site planning processes imposed
214 upon public schools. The agency having jurisdiction for
215 inspection of a facility and issuance of a certificate of
216 occupancy or use shall be the local municipality or, if in an
217 unincorporated area, the county governing authority. If an
218 official or employee of the local governing authority refuses to
219 comply with this paragraph, the aggrieved school or entity has
220 an immediate right to bring an action in circuit court to
221 enforce its rights by injunction. An aggrieved party that
222 receives injunctive relief may be awarded reasonable attorney
223 fees and court costs.

224 (9) FUNDING.—

225 (a) Schools of hope shall be funded in accordance with s.
226 1002.33(17).

227 (b) Schools of hope shall receive priority in the
228 department's Public Charter School Grant Program competitions.

229 (c) Schools of hope shall be considered charter schools for
230 purposes of s. 1013.62, except charter capital outlay may not be
231 used to purchase real property or for the construction of school
232 facilities.

576-01911F-18

20182508pb

233 (d) Schools of hope that meet the definition under
234 subparagraph (1)(c)1. are eligible to receive funds from the
235 Schools of Hope Program.

236 (e) Schools of hope that meet the definition under
237 subparagraph (1)(c)2. are eligible to receive funds from the
238 hope supplemental services allocation established under s.
239 1011.62(16).

240 (10) SCHOOLS OF HOPE PROGRAM.—The Schools of Hope Program
241 is created within the Department of Education.

242 (b) A traditional public school that is required to submit
243 a plan for implementation pursuant to s. 1008.33(4) is eligible
244 to receive funding for services authorized up to \$2,000 per
245 full-time equivalent student from the hope supplemental services
246 allocation established under s. 1011.62(16) ~~Schools of Hope~~
247 ~~Program based upon the strength of the school's plan for~~
248 ~~implementation and its focus on evidence-based interventions~~
249 ~~that lead to student success by providing wrap-around services~~
250 ~~that leverage community assets, improve school and community~~
251 ~~collaboration, and develop family and community partnerships.~~
252 ~~Wrap-around services include, but are not limited to, tutorial~~
253 ~~and after-school programs, student counseling, nutrition~~
254 ~~education, parental counseling, and adult education. Plans for~~
255 ~~implementation may also include models that develop a culture of~~
256 ~~attending college, high academic expectations, character~~
257 ~~development, dress codes, and an extended school day and school~~
258 ~~year. At a minimum, a plan for implementation must:~~

259 1. ~~Establish wrap-around services that develop family and~~
260 ~~community partnerships.~~

261 2. ~~Establish clearly defined and measurable high academic~~

576-01911F-18

20182508pb

262 ~~and character standards.~~

263 ~~3. Increase parental involvement and engagement in the~~
264 ~~child's education.~~

265 ~~4. Describe how the school district will identify, recruit,~~
266 ~~retain, and reward instructional personnel. The state board may~~
267 ~~waive the requirements of s. 1012.22(1)(c)5., and suspend the~~
268 ~~requirements of s. 1012.34, to facilitate implementation of the~~
269 ~~plan.~~

270 ~~5. Identify a knowledge-rich curriculum that the school~~
271 ~~will use that focuses on developing a student's background~~
272 ~~knowledge.~~

273 ~~6. Provide professional development that focuses on~~
274 ~~academic rigor, direct instruction, and creating high academic~~
275 ~~and character standards.~~

276 Section 2. Section 1002.334, Florida Statutes, is created
277 to read:

278 1002.334 Franchise model schools.-

279 (1) As used in this section, the term "franchise model
280 school" means a persistently low-performing school, as defined
281 in s. 1002.333(1)(b), which is led by a highly effective
282 principal in addition to the principal's currently assigned
283 school. If a franchise model school achieves a grade of "C" or
284 higher, the school may retain its status as a franchise model
285 school at the discretion of the school district.

286 (2) A school district that has one or more persistently
287 low-performing schools may use a franchise model school as a
288 school turnaround option pursuant to s. 1008.33(4)(b)4.

289 (3) A franchise model school principal:

290 (a) Must be rated as highly effective pursuant to s.

576-01911F-18

20182508pb

291 1012.34;

292 (b) May lead two or more schools, including a persistently
293 low-performing school or a school that was considered a
294 persistently low-performing school before becoming a franchise
295 model school;

296 (c) May allocate resources and personnel between the
297 schools under his or her administration; however, he or she must
298 expend hope supplemental services allocation funds, authorized
299 under s. 1011.62(16), at the franchise model school; and

300 (d) Is eligible to receive a Best and Brightest Principal
301 award under s. 1012.732.

302 Section 3. Section 1007.273, Florida Statutes, is amended
303 to read:

304 1007.273 Structured high school acceleration programs
305 ~~Collegiate high school program.-~~

306 ~~(1)~~ Each Florida College System institution shall work with
307 each district school board in its designated service area to
308 establish one or more structured programs, including, but not
309 limited to, collegiate high school programs. As used in this
310 section, the term "structured program" means a structured high
311 school acceleration program.

312 ~~(1)(2)~~ PURPOSE.-At a minimum, structured ~~collegiate high~~
313 ~~school~~ programs must include an option for public school
314 students in grade 11 or grade 12 participating in the structured
315 program, for at least 1 full school year, to earn CAPE industry
316 certifications pursuant to s. 1008.44, and to successfully
317 complete at least 30 credit hours through the dual enrollment
318 program under s. 1007.271. The structured program must
319 prioritize dual enrollment courses that are applicable toward

576-01911F-18

20182508pb

320 general education core courses or common prerequisite course
321 requirements under s. 1007.25 over dual enrollment courses
322 applicable as electives toward at least the first year of
323 college for an associate degree or baccalaureate degree while
324 enrolled in the structured program. A district school board may
325 not limit the number of eligible public school students who may
326 enroll in such structured programs.

327 (2)-(3) REQUIRED STRUCTURED PROGRAM CONTRACTS.-

328 (a) Each district school board and its local Florida
329 College System institution shall execute a contract to establish
330 one or more structured ~~collegiate high school~~ programs at a
331 mutually agreed upon location or locations. ~~Beginning with the~~
332 ~~2015-2016 school year,~~ If the local Florida College System
333 institution does not establish a structured program with a
334 district school board in its designated service area, another
335 Florida College System institution may execute a contract with
336 that district school board to establish the structured program.
337 The contract must be executed by January 1 of each school year
338 for implementation of the structured program during the next
339 school year. By August 1, 2018, a contract entered into before
340 January 1, 2018, for the 2018-2019 school year must be modified
341 to include the provisions of paragraph (b).

342 (b) The contract must:

343 1.~~(a)~~ Identify the grade levels to be included in the
344 structured ~~collegiate high school~~ program; which must, at a
345 minimum, include grade 12.

346 2.~~(b)~~ Describe the structured ~~collegiate high school~~
347 program, including a list of the meta-major academic pathways
348 approved pursuant to s. 1008.30(4), which are available to

576-01911F-18

20182508pb

349 participating students through the partner Florida College
350 System institution or other eligible partner postsecondary
351 institutions; the delineation of courses that must, at a
352 minimum, include general education core courses and common
353 prerequisite course requirements pursuant to s. 1007.25; and
354 industry certifications offered, including online course
355 availability; the high school and college credits earned for
356 each postsecondary course completed and industry certification
357 earned; student eligibility criteria; and the enrollment process
358 and relevant deadlines;

359 3.(e) Describe the methods, medium, and process by which
360 students and their parents are annually informed about the
361 availability of the structured collegiate high school program,
362 the return on investment associated with participation in the
363 structured program, and the information described in
364 subparagraphs 1. and 2.; paragraphs (a) and (b).

365 4.(d) Identify the delivery methods for instruction and the
366 instructors for all courses;

367 5.(e) Identify student advising services and progress
368 monitoring mechanisms;

369 6.(f) Establish a program review and reporting mechanism
370 regarding student performance outcomes; and.

371 7.(g) Describe the terms of funding arrangements to
372 implement the structured collegiate high school program pursuant
373 to paragraph (5) (a).

374 (3) STUDENT PERFORMANCE CONTRACT AND NOTIFICATION.-

375 (a)(4) Each student participating in a structured
376 collegiate high school program must enter into a student
377 performance contract which must be signed by the student, the

576-01911F-18

20182508pb

378 parent, and a representative of the school district and the
379 applicable Florida College System institution, state university,
380 or other institution participating pursuant to subsection (4)
381 ~~(5)~~. The performance contract must, at a minimum, specify
382 ~~include~~ the schedule of courses, by semester, and industry
383 certifications to be taken by the student, if any; student
384 attendance requirements; ~~and~~ course grade requirements; and the
385 applicability of such courses to an associate degree or a
386 baccalaureate degree.

387 (b) By September 1 of each school year, each district
388 school board must notify each student enrolled in grades 9, 10,
389 11, and 12 in a public school within the school district about
390 the structured program, including, but not limited to:

391 1. The method for earning college credit through
392 participation in the structured program. The notification must
393 include website links to the dual enrollment course equivalency
394 list approved by the State Board of Education; the common degree
395 program prerequisite requirements published by the Articulation
396 Coordinating Committee pursuant to s. 1007.01(3)(f); the
397 industry certification articulation agreements adopted by the
398 State Board of Education in rule; and the approved meta-major
399 academic pathways of the partner Florida College System
400 institution and other eligible partner postsecondary
401 institutions participating pursuant to subsection (4); and

402 2. The estimated cost savings to students and their
403 families resulting from students successfully completing 30
404 credit hours applicable toward general education core courses or
405 common prerequisite course requirements before graduating from
406 high school versus the cost of earning such credit hours after

576-01911F-18

20182508pb

407 graduating from high school.

408 (4) ~~(5)~~ AUTHORIZED STRUCTURED PROGRAM CONTRACTS.—In addition
409 to executing a contract with the local Florida College System
410 institution under this section, a district school board may
411 execute a contract to establish a structured ~~collegiate high~~
412 ~~school~~ program with a state university or an institution that is
413 eligible to participate in the William L. Boyd, IV, Florida
414 Resident Access Grant Program, that is a nonprofit independent
415 college or university located and chartered in this state, and
416 that is accredited by the Commission on Colleges of the Southern
417 Association of Colleges and Schools to grant baccalaureate
418 degrees. Such university or institution must meet the
419 requirements specified under subsections (2) ~~(3)~~ and (3) ~~(4)~~. A
420 charter school may execute a contract directly with the local
421 Florida College System institution or another institution as
422 authorized under this section to establish a structured program
423 at a mutually agreed upon location.

424 (5) FUNDING.—

425 (a) ~~(6)~~ The structured ~~collegiate high school~~ program shall
426 be funded pursuant to ss. 1007.271 and 1011.62. The State Board
427 of Education shall enforce compliance with this section by
428 withholding the transfer of funds for the school districts ~~and~~
429 ~~the Florida College System institutions~~ in accordance with s.
430 1008.32. Annually, by December 31, the State Board of Education
431 shall enforce compliance with this section by withholding the
432 transfer of funds for the Florida College System institutions in
433 accordance with s. 1001.602.

434 (b) A student who enrolls in the structured program and
435 successfully completes at least 30 college credit hours during a

576-01911F-18

20182508pb

436 school year through the dual enrollment program under s.
437 1007.271 generates a 0.5 full-time equivalent (FTE) bonus. A
438 student who enrolls in the structured program and successfully
439 completes an additional 30 college credit hours during a school
440 year, resulting in at least 60 college credit hours through the
441 dual enrollment program under s. 1007.271 applicable toward
442 fulfilling the requirements for an associate in arts degree or
443 an associate in science degree or a baccalaureate degree
444 pursuant to the student performance contract under subsection
445 (3), before graduating from high school, generates an additional
446 0.5 FTE bonus. Each district school board that is a contractual
447 partner with a Florida College System institution or other
448 eligible postsecondary institution shall report to the
449 commissioner the total FTE bonus for each structured program for
450 the students from that school district. The total FTE bonus
451 shall be added to each school district's total weighted FTE for
452 funding in the subsequent fiscal year.

453 (c) For any industry certification a student attains under
454 this section, the FTE bonus shall be calculated and awarded in
455 accordance with s. 1011.62(1)(o).

456 (6) REPORTING REQUIREMENTS.—

457 (a) By September 1 of each school year, each district
458 school superintendent shall report to the commissioner, at a
459 minimum, the following information on each structured program
460 administered during the prior school year:

461 1. The number of students in public schools within the
462 school district who enrolled in the structured program, and the
463 partnering postsecondary institutions pursuant to subsections
464 (2) and (4);

576-01911F-18

20182508pb

465 2. The total and average number of dual enrollment courses
466 completed, high school and college credits earned, standard high
467 school diplomas and associate and baccalaureate degrees awarded,
468 and the number of industry certifications attained, if any, by
469 the students who enrolled in the structured program;

470 3. The projected student enrollment in the structured
471 program during the next school year; and

472 4. Any barriers to executing contracts to establish one or
473 more structured programs.

474 (b) By November 30 of each school year, the commissioner
475 must report to the Governor, the President of the Senate, and
476 the Speaker of the House of Representatives the status of
477 structured programs, including, at a minimum, a summary of
478 student enrollment and completion information pursuant to this
479 subsection; barriers, if any, to establishing such programs; and
480 recommendations for expanding access to such programs statewide.

481 Section 4. Paragraph (c) of subsection (3) and subsection
482 (4) of section 1008.33, Florida Statutes, are amended to read:

483 1008.33 Authority to enforce public school improvement.—

484 (3)

485 (c) The state board shall adopt by rule a differentiated
486 matrix of intervention and support strategies for assisting
487 traditional public schools identified under this section and
488 rules for implementing s. 1002.33(9)(n), relating to charter
489 schools.

490 1. The intervention and support strategies must address
491 efforts to improve student performance through one or more of
492 the following strategies: ~~and may include~~

493 a. Improvement planning;

576-01911F-18

20182508pb

494 b. Leadership quality improvement;

495 c. Educator quality improvement;

496 d. Professional development;

497 e. Curriculum review, pacing, and alignment across grade
498 levels to improve background knowledge in social studies,
499 science, and the arts; and

500 f. The use of continuous improvement and monitoring plans
501 and processes.

502 2. ~~In addition,~~ The state board may prescribe reporting
503 requirements to review and monitor the progress of the schools.
504 The rule must define the intervention and support strategies for
505 school improvement for schools earning a grade of "D" or "F" and
506 the roles for the district and department.

507 (4) (a) The state board shall apply intensive intervention
508 and support strategies tailored to the needs of schools earning
509 two consecutive grades of "D" or a grade of "F." In the first
510 full school year after a school initially earns two consecutive
511 grades of "D" or a grade of "F," the school district must
512 immediately implement intervention and support strategies
513 prescribed in rule under paragraph (3) (c) and, by September 1,
514 provide the department with the memorandum of understanding
515 negotiated pursuant to s. 1001.42(21) and, by October 1, a
516 district-managed turnaround plan for approval by the state
517 board. The district-managed turnaround plan may include a
518 proposal for the district to implement an extended school day, a
519 summer program, or a combination of an extended school day and
520 summer program. Upon approval by the state board, the school
521 district must implement the plan for the remainder of the school
522 year and continue the plan for 1 full school year. The state

576-01911F-18

20182508pb

523 board may allow a school an additional year of implementation
524 before the school must implement a turnaround option required
525 under paragraph (b) if it determines that the school is likely
526 to improve to a grade of "C" or higher after the first full
527 school year of implementation.

528 (b) Unless an additional year of implementation is provided
529 pursuant to paragraph (a), a school that has completed 2 school
530 years of a district-managed turnaround plan required under
531 paragraph (a) and has not improved its school grade to a "C" or
532 higher, pursuant to s. 1008.34, ~~earns three consecutive grades~~
533 below a "C" must implement one of the following options:

534 1. Reassign students to another school and monitor the
535 progress of each reassigned student. ~~†~~

536 2. Close the school and reopen the school as one or more
537 charter schools, each with a governing board that has a
538 demonstrated record of effectiveness. Such charter schools are
539 eligible for funding from the hope supplemental services
540 allocation established under s. 1011.62(16). ~~† or~~

541 3. Contract with an outside entity that has a demonstrated
542 record of effectiveness to operate the school. An outside entity
543 may include:

544 a. A district-managed charter school in which all
545 instructional personnel are not employees of the school
546 district, but are employees of an independent governing board
547 composed of members who did not participate in the review or
548 approval of the charter. A district-managed charter school is
549 eligible for funding from the hope supplemental services
550 allocation established in s. 1011.62(16); or

551 b. A hope operator that submits to a school district a

576-01911F-18

20182508pb

552 notice of intent of a performance-based agreement pursuant to s.
553 1002.333. A school of hope established pursuant to this sub-
554 subparagraph is eligible for funding from the hope supplemental
555 services allocation for up to 5 years, beginning in the school
556 year in which the school of hope is established, if the school
557 of hope:

558 (I) Is established at the district-owned facilities of the
559 persistently low-performing school;

560 (II) Gives priority enrollment to students who are enrolled
561 in, or are eligible to attend and are living in the attendance
562 area of, the persistently low-performing school that the school
563 of hope operates, consistent with the enrollment lottery
564 exemption provided under s. 1002.333(5) (c); and

565 (III) Meets the requirements of its performance-based
566 agreement pursuant to s. 1002.333.

567 4. Implement a franchise model school in which a highly
568 effective principal, pursuant to s. 1012.34, leads the
569 persistently low-performing school in addition to the
570 principal's currently assigned school. The franchise model
571 school principal may allocate resources and personnel between
572 the schools he or she leads. The persistently low-performing
573 school is eligible for funding from the hope supplemental
574 services allocation established under s. 1011.62(16).

575 (c) Implementation of the turnaround option is no longer
576 required if the school improves to a grade of "C" or higher.

577 (d) If a school ~~earning two consecutive grades of "D" or a~~
578 ~~grade of "F"~~ does not improve to a grade of "C" or higher after
579 2 full school years of implementing the turnaround option
580 selected by the school district under paragraph (b), the school

576-01911F-18

20182508pb

581 district must implement another turnaround option.
582 Implementation of the turnaround option must begin the school
583 year following the implementation period of the existing
584 turnaround option, unless the state board determines that the
585 school is likely to improve to a grade of "C" or higher if
586 additional time is provided to implement the existing turnaround
587 option.

588 Section 5. Present subsections (16) and (17) of section
589 1011.62, Florida Statutes, are redesignated as subsections (19)
590 and (20), respectively, new subsections (16) and (17) and
591 subsection (18) are added to that section, and paragraph (a) of
592 subsection (4) and subsection (14) of that section are amended,
593 to read:

594 1011.62 Funds for operation of schools.—If the annual
595 allocation from the Florida Education Finance Program to each
596 district for operation of schools is not determined in the
597 annual appropriations act or the substantive bill implementing
598 the annual appropriations act, it shall be determined as
599 follows:

600 (4) COMPUTATION OF DISTRICT REQUIRED LOCAL EFFORT.—The
601 Legislature shall prescribe the aggregate required local effort
602 for all school districts collectively as an item in the General
603 Appropriations Act for each fiscal year. The amount that each
604 district shall provide annually toward the cost of the Florida
605 Education Finance Program for kindergarten through grade 12
606 programs shall be calculated as follows:

607 (a) *Estimated taxable value calculations.*—

608 1.a. Not later than 2 working days before July 19, the
609 Department of Revenue shall certify to the Commissioner of

576-01911F-18

20182508pb

610 Education its most recent estimate of the taxable value for
611 school purposes in each school district and the total for all
612 school districts in the state for the current calendar year
613 based on the latest available data obtained from the local
614 property appraisers. The value certified shall be the taxable
615 value for school purposes for that year, and no further
616 adjustments shall be made, except those made pursuant to
617 paragraphs (c) and (d), or an assessment roll change required by
618 final judicial decisions as specified in paragraph (19) (b)
619 ~~(16) (b)~~. Not later than July 19, the Commissioner of Education
620 shall compute a millage rate, rounded to the next highest one
621 one-thousandth of a mill, which, when applied to 96 percent of
622 the estimated state total taxable value for school purposes,
623 would generate the prescribed aggregate required local effort
624 for that year for all districts. The Commissioner of Education
625 shall certify to each district school board the millage rate,
626 computed as prescribed in this subparagraph, as the minimum
627 millage rate necessary to provide the district required local
628 effort for that year.

629 b. The General Appropriations Act shall direct the
630 computation of the statewide adjusted aggregate amount for
631 required local effort for all school districts collectively from
632 ad valorem taxes to ensure that no school district's revenue
633 from required local effort millage will produce more than 90
634 percent of the district's total Florida Education Finance
635 Program calculation as calculated and adopted by the
636 Legislature, and the adjustment of the required local effort
637 millage rate of each district that produces more than 90 percent
638 of its total Florida Education Finance Program entitlement to a

576-01911F-18

20182508pb

639 level that will produce only 90 percent of its total Florida
640 Education Finance Program entitlement in the July calculation.

641 2. On the same date as the certification in sub-
642 subparagraph 1.a., the Department of Revenue shall certify to
643 the Commissioner of Education for each district:

644 a. Each year for which the property appraiser has certified
645 the taxable value pursuant to s. 193.122(2) or (3), if
646 applicable, since the prior certification under sub-subparagraph
647 1.a.

648 b. For each year identified in sub-subparagraph a., the
649 taxable value certified by the appraiser pursuant to s.
650 193.122(2) or (3), if applicable, since the prior certification
651 under sub-subparagraph 1.a. This is the certification that
652 reflects all final administrative actions of the value
653 adjustment board.

654 (14) QUALITY ASSURANCE GUARANTEE.—The Legislature may
655 annually in the General Appropriations Act determine a
656 percentage increase in funds per K-12 unweighted FTE as a
657 minimum guarantee to each school district. The guarantee shall
658 be calculated from prior year base funding per unweighted FTE
659 student which shall include the adjusted FTE dollars as provided
660 in subsection (19) ~~(16)~~, quality guarantee funds, and actual
661 nonvoted discretionary local effort from taxes. From the base
662 funding per unweighted FTE, the increase shall be calculated for
663 the current year. The current year funds from which the
664 guarantee shall be determined shall include the adjusted FTE
665 dollars as provided in subsection (19) ~~(16)~~ and potential
666 nonvoted discretionary local effort from taxes. A comparison of
667 current year funds per unweighted FTE to prior year funds per

576-01911F-18

20182508pb

668 unweighted FTE shall be computed. For those school districts
669 which have less than the legislatively assigned percentage
670 increase, funds shall be provided to guarantee the assigned
671 percentage increase in funds per unweighted FTE student. Should
672 appropriated funds be less than the sum of this calculated
673 amount for all districts, the commissioner shall prorate each
674 district's allocation. This provision shall be implemented to
675 the extent specifically funded.

676 (16) HOPE SUPPLEMENTAL SERVICES ALLOCATION.-The hope
677 supplemental services allocation is created to provide district-
678 managed turnaround schools, as required under s. 1008.33(4)(a),
679 charter schools authorized under s. 1008.33(4)(b)2., district-
680 managed charter schools authorized under s. 1008.33(4)(b)3.a.,
681 schools of hope authorized under s. 1008.33(4)(b)3.b., and
682 franchise model schools as authorized under s. 1008.33(4)(b)4.,
683 with funds to offer services designed to improve the overall
684 academic and community welfare of the schools' students and
685 their families.

686 (a) Services funded by the allocation may include, but are
687 not limited to, tutorial and after-school programs, student
688 counseling, nutrition education, and parental counseling. In
689 addition, services may also include models that develop a
690 culture that encourages students to complete high school and to
691 attend college or career training, set high academic
692 expectations, inspire character development, and include an
693 extended school day and school year.

694 (b) Prior to distribution of the allocation, a school
695 district, for a district turnaround school and persistently low-
696 performing schools that use a franchise model; a hope operator,

576-01911F-18

20182508pb

697 for a school of hope; or the charter school governing board for
698 a charter school, as applicable, shall develop and submit a plan
699 for implementation to its respective governing body for approval
700 no later than August 1 of the fiscal year.

701 (c) At a minimum, the plans required under paragraph (b)
702 must:

703 1. Establish comprehensive support services that develop
704 family and community partnerships;

705 2. Establish clearly defined and measurable high academic
706 and character standards;

707 3. Increase parental involvement and engagement in the
708 child's education;

709 4. Describe how instructional personnel will be identified,
710 recruited, retained, and rewarded;

711 5. Provide professional development that focuses on
712 academic rigor, direct instruction, and creating high academic
713 and character standards; and

714 6. Provide focused instruction to improve student academic
715 proficiency, which may include additional instruction time
716 beyond the normal school day or school year.

717 (d) Each school district and hope operator shall submit
718 approved plans to the commissioner by September 1 of each fiscal
719 year.

720 (e) For the 2018-2019 fiscal year, a school that is
721 selected to receive funding in the 2017-2018 fiscal year
722 pursuant to s. 1002.333(10)(c) shall receive \$2,000 per FTE. A
723 district-managed turnaround school required under s.

724 1008.33(4)(a), charter school authorized under s.

725 1008.33(4)(b)2., district-managed charter school authorized

576-01911F-18

20182508pb

726 under s. 1008.33(4)(b)3.a., school of hope authorized under s.
727 1008.33(4)(b)3.b., and franchise model school authorized under
728 s. 1008.33(4)(b)4. are eligible for the remaining funds based on
729 the school's unweighted FTE, up to \$2,000 per FTE or as provided
730 in the General Appropriations Act.

731 (f) For the 2019-2020 fiscal year and thereafter, each
732 school district's allocation shall be based on the unweighted
733 FTE student enrollment at the eligible schools and a per-FTE
734 funding amount of up to \$2,000 per FTE or as provided in the
735 General Appropriations Act. If the calculated funds for
736 unweighted FTE student enrollment at the eligible schools exceed
737 the per-FTE funds appropriated, the allocation of funds to each
738 school district must be prorated based on each school district's
739 share of the total unweighted FTE student enrollment for the
740 eligible schools.

741 (17) MENTAL HEALTH ASSISTANCE ALLOCATION.—The mental health
742 assistance allocation is created to provide supplemental funding
743 to assist school districts in establishing or expanding
744 comprehensive school-based mental health programs that increase
745 awareness of mental health issues among children and school-age
746 youth; train educators and other school staff in detecting and
747 responding to mental health issues; and connect children, youth,
748 and families who may experience behavioral health issues with
749 appropriate services. These funds may be allocated annually in
750 the General Appropriations Act to each eligible school district
751 and developmental research school based on each entity's
752 proportionate share of Florida Education Finance Program base
753 funding. The district funding allocation must include a minimum
754 amount as specified in the General Appropriations Act. Upon

576-01911F-18

20182508pb

755 submission and approval of a plan that includes the elements
756 specified in paragraph (b), charter schools are also entitled to
757 a proportionate share of district funding for this program. The
758 allocated funds may not supplant funds that are provided for
759 this purpose from other operating funds and may not be used to
760 increase salaries or provide bonuses.

761 (a) Prior to the distribution of the allocation:

762 1. The district must annually develop and submit a detailed
763 plan outlining the local program and planned expenditures to the
764 district school board for approval.

765 2. A charter school must annually develop and submit a
766 detailed plan outlining the local program and planned
767 expenditures of the funds in the plan to its governing body for
768 approval. After the plan is approved by the governing body, it
769 must be provided to its school district for submission to the
770 commissioner.

771 (b) The plans required under paragraph (a) must include, at
772 a minimum, all of the following elements:

773 1. A collaborative effort or partnership between the school
774 district and at least one local community program or agency
775 involved in mental health to provide or to improve prevention,
776 diagnosis, and treatment services for students;

777 2. Programs to assist students in dealing with bullying,
778 trauma, and violence;

779 3. Strategies or programs to reduce the likelihood of at-
780 risk students developing social, emotional, or behavioral health
781 problems or substance use disorders;

782 4. Strategies to improve the early identification of
783 social, emotional, or behavioral problems or substance use

576-01911F-18

20182508pb

784 disorders and to improve the provision of early intervention
785 services;

786 5. Strategies to enhance the availability of school-based
787 crisis intervention services and appropriate referrals for
788 students in need of mental health services; and

789 6. Training opportunities for school personnel in the
790 techniques and supports needed to identify students who have
791 trauma histories and who have or are at risk of having a mental
792 illness, and in the use of referral mechanisms that effectively
793 link such students to appropriate treatment and intervention
794 services in the school and in the community.

795 (c) The districts shall submit approved plans to the
796 commissioner by August 1 of each fiscal year.

797 (d) Beginning September 30, 2019, and by each September 30
798 thereafter, each entity that receives an allocation under this
799 subsection shall submit to the commissioner, in a format
800 prescribed by the department, a final report on its program
801 outcomes and its expenditures for each element of the program.

802 (18) FUNDING COMPRESSION ALLOCATION.—The Legislature may
803 provide an annual funding compression allocation in the General
804 Appropriations Act. The allocation is created to provide
805 additional funding to school districts and developmental
806 research schools whose total funds per FTE in the prior year
807 were less than the statewide average. Using the most recent
808 prior year FEFP calculation for each eligible school district,
809 the total funds per FTE shall be subtracted from the state
810 average funds per FTE, not including any adjustments made
811 pursuant to paragraph (19) (b). The resulting funds per FTE
812 difference, or a portion thereof, as designated in the General

576-01911F-18

20182508pb

813 Appropriations Act, shall then be multiplied by the school
814 district's total unweighted FTE to provide the allocation. If
815 the calculated funds are greater than the amount included in the
816 General Appropriations Act, they must be prorated to the
817 appropriation amount based on each participating school
818 district's share.

819 Section 6. Subsection (5) of section 1011.71, Florida
820 Statutes, is amended to read:

821 1011.71 District school tax.—

822 (5) ~~Effective July 1, 2008,~~ A school district may expend,
823 subject to ~~the provisions of~~ s. 200.065, up to \$150 ~~\$100~~ per
824 unweighted full-time equivalent student from the revenue
825 generated by the millage levy authorized by subsection (2) to
826 fund, in addition to expenditures authorized in paragraphs
827 (2) (a)-(j), expenses for the following:

828 (a) The purchase, lease-purchase, or lease of driver's
829 education vehicles; motor vehicles used for the maintenance or
830 operation of plants and equipment; security vehicles; or
831 vehicles used in storing or distributing materials and
832 equipment.

833 (b) Payment of the cost of premiums, as defined in s.
834 627.403, for property and casualty insurance necessary to insure
835 school district educational and ancillary plants. As used in
836 this paragraph, casualty insurance has the same meaning as in s.
837 624.605(1) (d), (f), (g), (h), and (m). Operating revenues that
838 are made available through the payment of property and casualty
839 insurance premiums from revenues generated under this subsection
840 may be expended only for nonrecurring operational expenditures
841 of the school district.

576-01911F-18

20182508pb

842 Section 7. Paragraph (c) of subsection (3) of section
843 1012.731, Florida Statutes, is amended to read:

844 1012.731 The Florida Best and Brightest Teacher Scholarship
845 Program.—

846 (3)

847 ~~(c) Notwithstanding the requirements of this subsection,~~
848 ~~for the 2017-2018, 2018-2019, and 2019-2020 school years, any~~
849 ~~classroom teacher who:~~

850 1. ~~Was evaluated as highly effective pursuant to s. 1012.34~~
851 ~~in the school year immediately preceding the year in which the~~
852 ~~scholarship will be awarded shall receive a scholarship of~~
853 ~~\$1200, including a classroom teacher who received an award~~
854 ~~pursuant to paragraph (a).~~

855 2. ~~Was evaluated as effective pursuant to s. 1012.34 in the~~
856 ~~school year immediately preceding the year in which the~~
857 ~~scholarship will be awarded a scholarship of up to \$800. If the~~
858 ~~number of eligible classroom teachers under this subparagraph~~
859 ~~exceeds the total allocation, the department shall prorate the~~
860 ~~per-teacher scholarship amount.~~

861

862 ~~This paragraph expires July 1, 2020.~~

863 Section 8. Subsections (2), (3), and (4) of section
864 1012.732, Florida Statutes, are amended to read:

865 1012.732 The Florida Best and Brightest Principal
866 Scholarship Program.—

867 (2) There is created the Florida Best and Brightest
868 Principal Scholarship Program to be administered by the
869 Department of Education. The program shall provide categorical
870 funding for scholarships to be awarded to school principals, as

576-01911F-18

20182508pb

871 defined in s. 1012.01(3)(c)1., who are serving as a franchise
872 model school principal or who have recruited and retained a high
873 percentage of best and brightest teachers.

874 (3)(a) A school principal identified pursuant to s.
875 1012.731(4)(c) is eligible to receive a scholarship under this
876 section if he or she has served as school principal at his or
877 her school for at least 2 consecutive school years including the
878 current school year and his or her school has a ratio of best
879 and brightest teachers to other classroom teachers that is at
880 the 80th percentile or higher for schools within the same grade
881 group, statewide, including elementary schools, middle schools,
882 high schools, and schools with a combination of grade levels.

883 (b) A principal of a franchise model school, as defined in
884 s. 1002.334, is eligible to receive a scholarship under this
885 section.

886 (4) Annually, by February 1, the department shall identify
887 eligible school principals and disburse funds to each school
888 district for each eligible school principal to receive a
889 scholarship.

890 (a) A scholarship of \$10,000 ~~\$5,000~~ must be awarded to each
891 franchise model school principal who is every eligible under
892 paragraph (3)(b).

893 (b) A scholarship of \$5,000 must be awarded to each school
894 principal assigned to a Title I school and a scholarship of
895 \$4,000 to each every eligible school principal who is not
896 assigned to a Title I school and who is eligible under paragraph
897 (3)(a).

898 Section 9. Subsection (3) of section 1013.62, Florida
899 Statutes, is amended to read:

576-01911F-18

20182508pb

900 1013.62 Charter schools capital outlay funding.—

901 (3) If the school board levies the discretionary millage
902 authorized in s. 1011.71(2), the department shall use the
903 following calculation methodology to determine the amount of
904 revenue that a school district must distribute to each eligible
905 charter school:

906 (a) Reduce the total discretionary millage revenue by the
907 school district's annual debt service obligation incurred as of
908 March 1, 2017, and any amount of participation requirement
909 pursuant to s. 1013.64(2)(a)8. that is being satisfied by
910 revenues raised by the discretionary millage.

911 (b) Divide the school district's adjusted discretionary
912 millage revenue by the district's total capital outlay full-time
913 equivalent membership and the total number of unweighted full-
914 time equivalent students of each eligible charter school to
915 determine a capital outlay allocation per full-time equivalent
916 student.

917 (c) Multiply the capital outlay allocation per full-time
918 equivalent student by the total number of full-time equivalent
919 students for all of each eligible charter schools within the
920 district school to determine the total charter school capital
921 outlay allocation for each district charter school.

922 (d) If applicable, reduce the capital outlay allocation
923 identified in paragraph (c) by the total amount of state funds
924 allocated pursuant to subsection (2) to all each eligible
925 charter schools within a district school in subsection (2) to
926 determine the net total maximum calculated capital outlay
927 allocation from local funds. If state funds are not allocated
928 pursuant to subsection (2), the amount determined in paragraph

576-01911F-18

20182508pb

929 (c) is equal to the net total calculated capital outlay
930 allocation from local funds for each district.

931 (e) For each charter school within each district, the net
932 capital outlay amount from local funds shall be calculated in
933 the same manner as the state funds in paragraphs (2) (a)-(d),
934 except that the base charter school per weighted FTE allocation
935 amount shall be determined by dividing the net total capital
936 outlay amount from local funds by the total weighted FTE for all
937 eligible charter schools within the district. The per weighted
938 FTE allocation amount from local funds shall be multiplied by
939 the weighted FTE for each charter school to determine each
940 charter school's capital outlay allocation from local funds.

941 (f)~~(e)~~ School districts shall distribute capital outlay
942 funds to charter schools no later than February 1 of each year,
943 ~~beginning on February 1, 2018, for the 2017-2018 fiscal year.~~

944 Section 10. This act shall take effect July 1, 2018.