



467400

LEGISLATIVE ACTION

Senate

.  
. .  
. .  
. .  
. .

House

---

The Committee on Education (Thurston) recommended the following:

1           **Senate Substitute for Amendment (826696) (with title**  
2 **amendment)**

3  
4           Delete everything after the enacting clause  
5 and insert:

6           Section 1. Subsections (4) and (5) of section 1001.10,  
7 Florida Statutes, are amended to read:

8           1001.10 Commissioner of Education; general powers and  
9 duties.—

10           (4) The Department of Education shall provide technical  
11 assistance to school districts, charter schools, the Florida



467400

12 School for the Deaf and the Blind, and private schools that  
13 accept scholarship students under s. 1002.385, s. 1002.39, ~~or~~ s.  
14 1002.395, or another state scholarship program under chapter  
15 1002 in the development of policies, procedures, and training  
16 related to employment practices and standards of ethical conduct  
17 for instructional personnel and school administrators, as  
18 defined in s. 1012.01.

19 (5) The Department of Education shall provide authorized  
20 staff of school districts, charter schools, the Florida School  
21 for the Deaf and the Blind, and private schools that accept  
22 scholarship students under s. 1002.385, s. 1002.39, ~~or~~ s.  
23 1002.395, or another state scholarship program under chapter  
24 1002 with access to electronic verification of information from  
25 the following employment screening tools:

26 (a) The Professional Practices' Database of Disciplinary  
27 Actions Against Educators; and

28 (b) The Department of Education's Teacher Certification  
29 Database.

30  
31 This subsection does not require the department to provide these  
32 staff with unlimited access to the databases. However, the  
33 department shall provide the staff with access to the data  
34 necessary for performing employment history checks of the  
35 instructional personnel and school administrators included in  
36 the databases.

37 Section 2. Section 1001.4205, Florida Statutes, is amended  
38 to read:

39 1001.4205 Visitation of schools ~~by an individual school~~  
40 ~~board or charter school governing board member.~~-An individual



467400

41 member of a district school board may, on any day and at any  
42 time at his or her pleasure, visit any district school in his or  
43 her school district. An individual member of the State  
44 Legislature may, on any day and at any time at his or her  
45 pleasure, visit any district school, including any charter  
46 school, in his or her legislative district. An individual member  
47 of a charter school governing board ~~member~~ may, on any day and  
48 at any time at his or her pleasure, visit any charter school  
49 governed by the charter school's governing board.

50 (1) The visiting individual ~~board member~~ must sign in and  
51 sign out at the school's main office and wear his or her board  
52 or State Legislature identification badge, as applicable, at all  
53 times while present on school premises.

54 (2) The board, the school, or any other person or entity,  
55 including, but not limited to, the principal of the school, the  
56 school superintendent, or any ~~other~~ board member, may not  
57 require the visiting individual ~~board member~~ to provide notice  
58 before visiting the school.

59 (3) The school may offer, but may not require, an escort to  
60 accompany the ~~a~~ visiting individual ~~board member~~ during the  
61 visit.

62 (4) A ~~Another~~ board member or a district employee,  
63 including, but not limited to, the superintendent, the school  
64 principal, or the superintendent's or the principal's ~~his or her~~  
65 designee, may not limit the duration or scope of the visit or  
66 direct the ~~a~~ visiting individual ~~board member~~ to leave the  
67 premises.

68 (5) A board, district, or school administrative policy or  
69 practice may not prohibit or limit the authority granted to the



467400

70 visiting individual ~~a board member~~ under this section.

71 Section 3. Paragraph (b) of subsection (6) of section  
72 1002.33, Florida Statutes, is amended to read:

73 1002.33 Charter schools.—

74 (6) APPLICATION PROCESS AND REVIEW.—Charter school  
75 applications are subject to the following requirements:

76 (b) A sponsor shall receive and review all applications for  
77 a charter school using the evaluation instrument developed by  
78 the Department of Education. A sponsor shall receive and  
79 consider charter school applications received on or before  
80 August 1 of each calendar year for charter schools to be opened  
81 at the beginning of the school district's next school year, or  
82 to be opened at a time agreed to by the applicant and the  
83 sponsor. A sponsor may not refuse to receive a charter school  
84 application submitted before August 1 and may receive an  
85 application submitted later than August 1 if it chooses.  
86 Beginning in 2018 and thereafter, a sponsor shall receive and  
87 consider charter school applications received on or before  
88 February 1 of each calendar year for charter schools to be  
89 opened 18 months later at the beginning of the school district's  
90 school year, or to be opened at a time agreed to by the  
91 applicant and the sponsor. A sponsor may not refuse to receive a  
92 charter school application submitted before February 1 and may  
93 receive an application submitted later than February 1 if it  
94 chooses. A sponsor may not charge an applicant for a charter any  
95 fee for the processing or consideration of an application, and a  
96 sponsor may not base its consideration or approval of a final  
97 application upon the promise of future payment of any kind.  
98 Before approving or denying any application, the sponsor shall



467400

99 allow the applicant, upon receipt of written notification, at  
100 least 7 calendar days to make technical or nonsubstantive  
101 corrections and clarifications, including, but not limited to,  
102 corrections of grammatical, typographical, and like errors or  
103 missing signatures, if such errors are identified by the sponsor  
104 as cause to deny the final application.

105 1. In order to facilitate an accurate budget projection  
106 process, a sponsor shall be held harmless for FTE students who  
107 are not included in the FTE projection due to approval of  
108 charter school applications after the FTE projection deadline.  
109 In a further effort to facilitate an accurate budget projection,  
110 within 15 calendar days after receipt of a charter school  
111 application, a sponsor shall report to the Department of  
112 Education the name of the applicant entity, the proposed charter  
113 school location, and its projected FTE.

114 2. In order to ensure fiscal responsibility, an application  
115 for a charter school shall include a full accounting of expected  
116 assets, a projection of expected sources and amounts of income,  
117 including income derived from projected student enrollments and  
118 from community support, and an expense projection that includes  
119 full accounting of the costs of operation, including start-up  
120 costs.

121 3.a. A sponsor shall by a majority vote approve or deny an  
122 application no later than 90 calendar days after the application  
123 is received, unless the sponsor and the applicant mutually agree  
124 in writing to temporarily postpone the vote to a specific date,  
125 at which time the sponsor shall by a majority vote approve or  
126 deny the application. If the sponsor fails to act on the  
127 application, an applicant may appeal to the State Board of



467400

128 Education as provided in paragraph (c). If an application is  
129 denied, the sponsor shall, within 10 calendar days after such  
130 denial, articulate in writing the specific reasons, based upon  
131 good cause, supporting its denial of the application and shall  
132 provide the letter of denial and supporting documentation to the  
133 applicant and to the Department of Education.

134 b. An application submitted by a high-performing charter  
135 school identified pursuant to s. 1002.331 or a high-performing  
136 charter school system identified pursuant to s. 1002.332 may be  
137 denied by the sponsor only if the sponsor demonstrates by clear  
138 and convincing evidence that:

139 (I) The application does not materially comply with the  
140 requirements in paragraph (a);

141 (II) The charter school proposed in the application does  
142 not materially comply with the requirements in paragraphs  
143 (9) (a)-(f);

144 (III) The proposed charter school's educational program  
145 does not substantially replicate that of the applicant or one of  
146 the applicant's high-performing charter schools;

147 (IV) The applicant has made a material misrepresentation or  
148 false statement or concealed an essential or material fact  
149 during the application process; or

150 (V) The proposed charter school's educational program and  
151 financial management practices do not materially comply with the  
152 requirements of this section.

153  
154 Material noncompliance is a failure to follow requirements or a  
155 violation of prohibitions applicable to charter school  
156 applications, which failure is quantitatively or qualitatively



467400

157 significant either individually or when aggregated with other  
158 noncompliance. An applicant is considered to be replicating a  
159 high-performing charter school if the proposed school is  
160 substantially similar to at least one of the applicant's high-  
161 performing charter schools and the organization or individuals  
162 involved in the establishment and operation of the proposed  
163 school are significantly involved in the operation of replicated  
164 schools.

165 c. If the sponsor denies an application submitted by a  
166 high-performing charter school or a high-performing charter  
167 school system, the sponsor must, within 10 calendar days after  
168 such denial, state in writing the specific reasons, based upon  
169 the criteria in sub-subparagraph b., supporting its denial of  
170 the application and must provide the letter of denial and  
171 supporting documentation to the applicant and to the Department  
172 of Education. The applicant may appeal the sponsor's denial of  
173 the application in accordance with paragraph (c).

174 4. For budget projection purposes, the sponsor shall report  
175 to the Department of Education the approval or denial of an  
176 application within 10 calendar days after such approval or  
177 denial. In the event of approval, the report to the Department  
178 of Education shall include the final projected FTE for the  
179 approved charter school.

180 5. Upon approval of an application, the initial startup  
181 shall commence with the beginning of the public school calendar  
182 for the district in which the charter is granted. A charter  
183 school may defer the opening of the school's operations for up  
184 to 3 ~~2~~ years to provide time for adequate facility planning. The  
185 charter school must provide written notice of such intent to the



467400

186 sponsor and the parents of enrolled students at least 30  
187 calendar days before the first day of school.

188 Section 4. Subsection (1) of section 1002.331, Florida  
189 Statutes, is amended to read:

190 1002.331 High-performing charter schools.—

191 (1) A charter school is a high-performing charter school if  
192 it:

193 (a) Received at least two school grades of "A" and no  
194 school grade below "B," pursuant to s. 1008.34, during each of  
195 the previous 3 school years or received at least two consecutive  
196 school grades of "A" in the most recent 2 school years.

197 (b) Received an unqualified opinion on each annual  
198 financial audit required under s. 218.39 in the most recent 3  
199 fiscal years for which such audits are available.

200 (c) Did not receive a financial audit that revealed one or  
201 more of the financial emergency conditions set forth in s.  
202 218.503(1) in the most recent 3 fiscal years for which such  
203 audits are available. However, this requirement is deemed met  
204 for a charter school-in-the-workplace if there is a finding in  
205 an audit that the school has the monetary resources available to  
206 cover any reported deficiency or that the deficiency does not  
207 result in a deteriorating financial condition pursuant to s.  
208 1002.345(1)(a)3.

209  
210 For purposes of determining initial eligibility, the  
211 requirements of paragraphs (b) and (c) only apply to the most  
212 recent 2 fiscal years if the charter school earns 2 consecutive  
213 grades of "A." A virtual charter school established under s.  
214 1002.33 is not eligible for designation as a high-performing





467400

215 charter school.

216 Section 5. Present subsections (11) and (12) of section  
217 1002.333, Florida Statutes, are redesignated as subsections (12)  
218 and (13), respectively, a new subsection (11) is added to that  
219 section, and subsections (1) and (2), paragraph (a) of  
220 subsection (4), paragraphs (b), (g), and (i) of subsection (5),  
221 paragraph (a) of subsection (7), subsection (9), and paragraph  
222 (b) of subsection (10) of that section are amended, to read:

223 1002.333 Persistently low-performing schools.—

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

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

227 (b) "Persistently low-performing school" means a school  
228 that has completed 2 school years of a district-managed  
229 turnaround plan required under s. 1008.33(4)(a) and has not  
230 improved its school grade to a "C" or higher, ~~earned three~~  
231 ~~consecutive grades lower than a "C,"~~ pursuant to s. 1008.34, and  
232 a school that was closed pursuant to s. 1008.33(4) within 2  
233 years after the submission of a notice of intent.

234 (c) "School of hope" means:

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

240 2. A school operated by a hope operator pursuant to s.  
241 1008.33(4)(b)3.b. ~~s. 1008.33(4)(b)3.~~

242 (2) HOPE OPERATOR.—A hope operator is a nonprofit  
243 organization with tax exempt status under s. 501(c)(3) of the



467400

244 Internal Revenue Code which ~~that~~ operates three or more charter  
245 schools that serve students in grades K-12 in Florida or other  
246 states with a record of serving students from low-income  
247 families and is designated by the State Board of Education as a  
248 hope operator based on a determination that:

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

251 1. The achievement of enrolled students exceeds the  
252 district and state averages of the states in which the  
253 operator's schools operate;

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

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

261 4. The operator is in good standing with the authorizer in  
262 each state in which it operates;

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

265 6. Other outcome measures as determined by the State Board  
266 of Education;

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

271 (c) The operator receives funding through the National Fund  
272 of the Charter School Growth Fund to accelerate the growth of



467400

273 the nation's best charter schools; or

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

276  
277 An entity that meets the requirements of paragraph (b),  
278 paragraph (c), or paragraph (d) before the adoption by the state  
279 board of measurable criteria pursuant to paragraph (a) shall be  
280 designated as a hope operator. After the adoption of the  
281 measurable criteria, an entity, including a governing board that  
282 operates a school established pursuant to s. 1008.33(4)(b)3.b.  
283 ~~s. 1008.33(4)(b)3.~~, shall be designated as a hope operator if it  
284 meets the criteria of paragraph (a).

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

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

291 1. An academic focus and plan.

292 2. A financial plan.

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

295 4. A completed or planned community outreach plan.

296 5. The organizational history of success in working with  
297 students with similar demographics.

298 6. The grade levels to be served and enrollment  
299 projections.

300 7. The specific ~~proposed~~ location or geographic area  
301 proposed for the school and its proximity to the persistently



467400

302 low-performing school or the plan to use the district-owned  
303 facilities of the persistently low-performing school.

304 8. A staffing plan.

305 9. An operations plan specifying the operator's intent to  
306 undertake the operations of the persistently low-performing  
307 school in its entirety or through limited components of the  
308 operations.

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

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

314 ~~(f)~~ ~~(g)~~ The grounds for termination, including failure to  
315 meet the requirements for student performance established  
316 pursuant to paragraph (d) ~~(e)~~, generally accepted standards of  
317 fiscal management, or material violation of terms of the  
318 agreement. The nonrenewal or termination of a performance-based  
319 agreement must comply with the requirements of s. 1002.33(8).

320 ~~(h)~~ ~~(i)~~ A provision establishing the initial term as 5  
321 years. The agreement must ~~shall~~ be renewed, upon the request of  
322 the hope operator, unless the school fails to meet the  
323 requirements for student performance established pursuant to  
324 paragraph (d) ~~(e)~~ or generally accepted standards of fiscal  
325 management or the school of hope materially violates the law or  
326 the terms of the agreement.

327 (7) FACILITIES.—

328 (a) 1. A school of hope that meets the definition under  
329 subparagraph (1)(c)1. shall use facilities that comply with the  
330 Florida Building Code, except for the State Requirements for



467400

331 ~~Educational Facilities. A school of hope that uses school~~  
332 ~~district facilities must comply with the State Requirements for~~  
333 ~~Educational Facilities only if the school district and the hope~~  
334 ~~operator have entered into a mutual management plan for the~~  
335 ~~reasonable maintenance of such facilities. The mutual management~~  
336 ~~plan shall contain a provision by which the district school~~  
337 ~~board agrees to maintain the school facilities in the same~~  
338 ~~manner as its other public schools within the district.~~

339 2. A school of hope that meets the definition under  
340 subparagraph (1)(c)2. and that receives funds from the hope  
341 supplemental services allocation under s. 1011.62(16) shall use  
342 the district-owned facilities of the persistently low-performing  
343 school that the school of hope operates. A school of hope that  
344 uses district-owned facilities must enter into a mutual  
345 management plan with the school district for the reasonable  
346 maintenance of the facilities. The mutual management plan must  
347 contain a provision specifying that the district school board  
348 agrees to maintain the school facilities in the same manner as  
349 other public schools within the district.

350  
351 The local governing authority shall not adopt or impose any  
352 local building requirements or site-development restrictions,  
353 such as parking and site-size criteria, student enrollment, and  
354 occupant load, that are addressed by and more stringent than  
355 those found in the State Requirements for Educational Facilities  
356 of the Florida Building Code. A local governing authority must  
357 treat schools of hope equitably in comparison to similar  
358 requirements, restrictions, and site planning processes imposed  
359 upon public schools. The agency having jurisdiction for



360 inspection of a facility and issuance of a certificate of  
361 occupancy or use shall be the local municipality or, if in an  
362 unincorporated area, the county governing authority. If an  
363 official or employee of the local governing authority refuses to  
364 comply with this paragraph, the aggrieved school or entity has  
365 an immediate right to bring an action in circuit court to  
366 enforce its rights by injunction. An aggrieved party that  
367 receives injunctive relief may be awarded reasonable attorney  
368 fees and court costs.

369 (9) FUNDING.—

370 (a) Schools of hope shall be funded in accordance with s.  
371 1002.33(17).

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

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

378 (d) Schools of hope that meet the definition under  
379 subparagraph (1)(c)1. are eligible to receive funds from the  
380 Schools of Hope Program.

381 (e) Schools of hope that meet the definition under  
382 subparagraph (1)(c)2. are eligible to receive funds from the  
383 hope supplemental services allocation established under s.  
384 1011.62(16).

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

387 (b) A traditional public school that is required to submit  
388 a plan for implementation pursuant to s. 1008.33(4) is eligible



467400

389 to receive funding for services authorized up to \$2,000 per  
390 full-time equivalent student from the hope supplemental services  
391 allocation established under s. 1011.62(16) Schools of Hope  
392 Program based upon the strength of the school's plan for  
393 implementation and its focus on evidence-based interventions  
394 that lead to student success by providing wrap-around services  
395 that leverage community assets, improve school and community  
396 collaboration, and develop family and community partnerships.  
397 Wrap-around services include, but are not limited to, tutorial  
398 and after-school programs, student counseling, nutrition  
399 education, parental counseling, and adult education. Plans for  
400 implementation may also include models that develop a culture of  
401 attending college, high academic expectations, character  
402 development, dress codes, and an extended school day and school  
403 year. At a minimum, a plan for implementation must:

404 1. Establish wrap-around services that develop family and  
405 community partnerships.

406 2. Establish clearly defined and measurable high academic  
407 and character standards.

408 3. Increase parental involvement and engagement in the  
409 child's education.

410 4. Describe how the school district will identify, recruit,  
411 retain, and reward instructional personnel. The state board may  
412 waive the requirements of s. 1012.22(1)(c)5., and suspend the  
413 requirements of s. 1012.34, to facilitate implementation of the  
414 plan.

415 5. Identify a knowledge-rich curriculum that the school  
416 will use that focuses on developing a student's background  
417 knowledge.



467400

418 ~~6. Provide professional development that focuses on~~  
419 ~~academic rigor, direct instruction, and creating high academic~~  
420 ~~and character standards.~~

421 (11) SCHOOLS OF HOPE MANAGEMENT.-A hope operator or the  
422 owner of a school of hope may not serve as the principal of any  
423 school that he or she manages.

424 Section 6. Section 1002.334, Florida Statutes, is created  
425 to read:

426 1002.334 Franchise model schools.-

427 (1) As used in this section, the term "franchise model  
428 school" means a persistently low-performing school, as defined  
429 in s. 1002.333(1)(b), which is led by a highly effective  
430 principal in addition to the principal's currently assigned  
431 school. If a franchise model school achieves a grade of "C" or  
432 higher, the school may retain its status as a franchise model  
433 school at the discretion of the school district.

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

437 (3) A franchise model school principal:

438 (a) Must be rated as highly effective pursuant to s.  
439 1012.34;

440 (b) May lead two or more schools, including a persistently  
441 low-performing school or a school that was considered a  
442 persistently low-performing school before becoming a franchise  
443 model school;

444 (c) May allocate resources and personnel between the  
445 schools under his or her administration; however, he or she must  
446 expend hope supplemental services allocation funds, authorized





467400

447 under s. 1011.62(16), at the franchise model school; and  
448 (d) Is eligible to receive a Best and Brightest Principal  
449 award under s. 1012.732.

450 Section 7. Paragraph (d) of subsection (2) and subsection  
451 (8) of section 1002.385, Florida Statutes, are amended to read:  
452 1002.385 The Gardiner Scholarship.—

453 (2) DEFINITIONS.—As used in this section, the term:

454 (d) "Disability" means, for a 3- or 4-year-old child or for  
455 a student in kindergarten to grade 12, autism spectrum disorder,  
456 as defined in the Diagnostic and Statistical Manual of Mental  
457 Disorders, Fifth Edition, published by the American Psychiatric  
458 Association; cerebral palsy, as defined in s. 393.063(6); Down  
459 syndrome, as defined in s. 393.063(15); an intellectual  
460 disability, as defined in s. 393.063(24); Phelan-McDermid  
461 syndrome, as defined in s. 393.063(28); Prader-Willi syndrome,  
462 as defined in s. 393.063(29); spina bifida, as defined in s.  
463 393.063(40); being a high-risk child, as defined in s.  
464 393.063(23)(a); muscular dystrophy; Williams syndrome; a rare  
465 disease, a disorder that affects ~~diseases which affect~~ patient  
466 populations of ~~fewer than~~ 200,000 individuals or fewer in the  
467 United States, as defined by the Orphan Drug Act of 1983, Pub.  
468 L. No. 97-414 ~~National Organization for Rare Disorders;~~  
469 anaphylaxis; deaf; visually impaired; traumatic brain injured;  
470 hospital or homebound; or identification as dual sensory  
471 impaired, as defined by rules of the State Board of Education  
472 and evidenced by reports from local school districts. The term  
473 "hospital or homebound" includes a student who has a medically  
474 diagnosed physical or psychiatric condition or illness, as  
475 defined by the state board in rule, and who is confined to the



467400

476 home or hospital for more than 6 months.

477 (8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—An eligible  
478 private school may be sectarian or nonsectarian and shall:

479 (a) Comply with all requirements for private schools  
480 participating in state school choice scholarship programs  
481 pursuant to s. 1002.421.

482 (b) Provide to the organization, upon request, all  
483 documentation required for the student's participation,  
484 including the private school's and student's fee schedules.

485 (c) Be academically accountable to the parent for meeting  
486 the educational needs of the student by:

487 1. At a minimum, annually providing to the parent a written  
488 explanation of the student's progress.

489 2. Annually administering or making provision for students  
490 participating in the program in grades 3 through 10 to take one  
491 of the nationally norm-referenced tests identified by the  
492 Department of Education or the statewide assessments pursuant to  
493 s. 1008.22. Students with disabilities for whom standardized  
494 testing is not appropriate are exempt from this requirement. A  
495 participating private school shall report a student's scores to  
496 the parent.

497 3. Cooperating with the scholarship student whose parent  
498 chooses to have the student participate in the statewide  
499 assessments pursuant to s. 1008.22 or, if a private school  
500 chooses to offer the statewide assessments, administering the  
501 assessments at the school.

502 a. A participating private school may choose to offer and  
503 administer the statewide assessments to all students who attend  
504 the private school in grades 3 through 10.



467400

505           b. A participating private school shall submit a request in  
506 writing to the Department of Education by March 1 of each year  
507 in order to administer the statewide assessments in the  
508 subsequent school year.

509           (d) Employ or contract with teachers who have regular and  
510 direct contact with each student receiving a scholarship under  
511 this section at the school's physical location.

512           (e) Provide a report from an independent certified public  
513 accountant who performs the agreed-upon procedures developed  
514 under s. 1002.395(6)(o) if the private school receives more than  
515 \$250,000 in funds from scholarships awarded under this chapter  
516 ~~section~~ in a state fiscal year. A private school subject to this  
517 paragraph must annually submit the report by September 15 to the  
518 organization that awarded the majority of the school's  
519 scholarship funds. The agreed-upon procedures must be conducted  
520 in accordance with attestation standards established by the  
521 American Institute of Certified Public Accountants.

522  
523 If a private school fails or refuses ~~is unable~~ to meet the  
524 requirements of this subsection or has consecutive years of  
525 material exceptions listed in the report required under  
526 paragraph (e), the commissioner may determine that the private  
527 school is ineligible to participate in the program.

528           Section 8. Paragraph (f) of subsection (6) and subsection  
529 (8) of section 1002.39, Florida Statutes, are amended to read:

530           1002.39 The John M. McKay Scholarships for Students with  
531 Disabilities Program.—There is established a program that is  
532 separate and distinct from the Opportunity Scholarship Program  
533 and is named the John M. McKay Scholarships for Students with



467400

534 Disabilities Program.

535 (6) DEPARTMENT OF EDUCATION OBLIGATIONS.—The department  
536 shall:

537 (f)1. Conduct ~~random~~ site visits to private schools  
538 participating in the John M. McKay Scholarships for Students  
539 with Disabilities Program as authorized under s. 1002.421(7).  
540 The purposes purpose of the site visits are is solely to verify  
541 compliance with the provisions of subsection (7) aimed at  
542 protecting the health, safety, and welfare of students and to  
543 verify the information reported by the schools concerning the  
544 enrollment and attendance of students, the credentials of  
545 teachers, background screening of teachers, and teachers'  
546 fingerprinting results, which information is required by rules  
547 of the State Board of Education, subsection (8), and s.  
548 1002.421. The Department of Education may not make followup more  
549 than three random site visits at any time to any school that has  
550 received a notice of noncompliance or a notice of proposed  
551 action within the previous 2 years pursuant to subsection (7)  
552 each year and may not make more than one random site visit each  
553 year to the same private school.

554 2. Annually, by December 15, report to the Governor, the  
555 President of the Senate, and the Speaker of the House of  
556 Representatives the Department of Education's actions with  
557 respect to implementing accountability in the scholarship  
558 program under this section and s. 1002.421, any substantiated  
559 allegations or violations of law or rule by an eligible private  
560 school under this program concerning the enrollment and  
561 attendance of students, the credentials of teachers, background  
562 screening of teachers, and teachers' fingerprinting results and



467400

563 the corrective action taken by the Department of Education.

564 (8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—To be  
565 eligible to participate in the John M. McKay Scholarships for  
566 Students with Disabilities Program, a private school may be  
567 sectarian or nonsectarian and must:

568 (a) Comply with all requirements for private schools  
569 participating in state school choice scholarship programs  
570 pursuant to s. 1002.421.

571 (b) Provide to the department all documentation required  
572 for a student's participation, including the private school's  
573 and student's fee schedules, at least 30 days before any  
574 quarterly scholarship payment is made for the student pursuant  
575 to paragraph (11) (e). A student is not eligible to receive a  
576 quarterly scholarship payment if the private school fails to  
577 meet this deadline.

578 (c) Be academically accountable to the parent for meeting  
579 the educational needs of the student by:

580 1. At a minimum, annually providing to the parent a written  
581 explanation of the student's progress.

582 2. Cooperating with the scholarship student whose parent  
583 chooses to participate in the statewide assessments pursuant to  
584 s. 1008.22.

585 (d) Maintain in this state a physical location where a  
586 scholarship student regularly attends classes.

587 (e) If the private school that participates in a state  
588 scholarship program under this chapter receives more than  
589 \$250,000 in funds from scholarships awarded under chapter 1002  
590 in a state fiscal year, provide an annual report from an  
591 independent certified public accountant who performs the agreed-



467400

592 upon procedures developed under s. 1002.395(6)(o). Such a  
593 private school must annually submit the required report by  
594 September 15 to the organization that awarded the majority of  
595 the school's scholarship funds. The agreed-upon procedures must  
596 be conducted in accordance with attestation standards  
597 established by the American Institute of Certified Public  
598 Accountants.

599  
600 The failure or refusal ~~inability~~ of a private school to meet the  
601 requirements of this subsection shall constitute a basis for the  
602 ineligibility of the private school to participate in the  
603 scholarship program as determined by the department.

604 Section 9. Paragraph (o) of subsection (6), subsection (8),  
605 and paragraph (n) of subsection (9) of section 1002.395, Florida  
606 Statutes, are amended to read:

607 1002.395 Florida Tax Credit Scholarship Program.—

608 (6) OBLIGATIONS OF ELIGIBLE NONPROFIT SCHOLARSHIP-FUNDING  
609 ORGANIZATIONS.—An eligible nonprofit scholarship-funding  
610 organization:

611 (o)1.a. Must participate in the joint development of  
612 agreed-upon procedures to be performed by an independent  
613 certified public accountant as required under paragraph (8)(e)  
614 if the scholarship-funding organization provided more than  
615 \$250,000 in scholarship funds to an eligible private school  
616 under this chapter ~~section~~ during the ~~2009–2010~~ state fiscal  
617 year. The agreed-upon procedures must uniformly apply to all  
618 private schools and must determine, at a minimum, whether the  
619 private school has been verified as eligible by the Department  
620 of Education under paragraph (9)(c); has an adequate accounting



467400

621 system, system of financial controls, and process for deposit  
622 and classification of scholarship funds; and has properly  
623 expended scholarship funds for education-related expenses.  
624 During the development of the procedures, the participating  
625 scholarship-funding organizations shall specify guidelines  
626 governing the materiality of exceptions that may be found during  
627 the accountant's performance of the procedures. The procedures  
628 and guidelines shall be provided to private schools and the  
629 Commissioner of Education by March 15, 2011.

630 b. Must participate in a joint review of the agreed-upon  
631 procedures and guidelines developed under sub-subparagraph a.,  
632 by February 2013 and biennially thereafter, if the scholarship-  
633 funding organization provided more than \$250,000 in scholarship  
634 funds to an eligible private school under this chapter section  
635 during the state fiscal year preceding the biennial review. If  
636 the procedures and guidelines are revised, the revisions must be  
637 provided to private schools and the Commissioner of Education by  
638 March 15, 2013, and biennially thereafter.

639 c. Must monitor the compliance of a private school with  
640 paragraph (8)(e) if the scholarship-funding organization  
641 provided the majority of the scholarship funding to the school.  
642 For each private school subject to paragraph (8)(e), the  
643 appropriate scholarship-funding organization shall notify the  
644 Commissioner of Education by October 30, 2011, and annually  
645 thereafter of:

646 (I) A private school's failure to submit a report required  
647 under paragraph (8)(e); or

648 (II) Any material exceptions set forth in the report  
649 required under paragraph (8)(e).



467400

650           2. Must seek input from the accrediting associations that  
651 are members of the Florida Association of Academic Nonpublic  
652 Schools when jointly developing the agreed-upon procedures and  
653 guidelines under sub-subparagraph 1.a. and conducting a review  
654 of those procedures and guidelines under sub-subparagraph 1.b.

655  
656 Information and documentation provided to the Department of  
657 Education and the Auditor General relating to the identity of a  
658 taxpayer that provides an eligible contribution under this  
659 section shall remain confidential at all times in accordance  
660 with s. 213.053.

661           (8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—An eligible  
662 private school may be sectarian or nonsectarian and must:

663           (a) Comply with all requirements for private schools  
664 participating in state school choice scholarship programs  
665 pursuant to s. 1002.421.

666           (b) Provide to the eligible nonprofit scholarship-funding  
667 organization, upon request, all documentation required for the  
668 student's participation, including the private school's and  
669 student's fee schedules.

670           (c) Be academically accountable to the parent for meeting  
671 the educational needs of the student by:

672           1. At a minimum, annually providing to the parent a written  
673 explanation of the student's progress.

674           2. Annually administering or making provision for students  
675 participating in the scholarship program in grades 3 through 10  
676 to take one of the nationally norm-referenced tests identified  
677 by the Department of Education or the statewide assessments  
678 pursuant to s. 1008.22. Students with disabilities for whom





467400

679 standardized testing is not appropriate are exempt from this  
680 requirement. A participating private school must report a  
681 student's scores to the parent. A participating private school  
682 must annually report by August 15 the scores of all  
683 participating students to the Learning System Institute  
684 described in paragraph (9) (j).

685 3. Cooperating with the scholarship student whose parent  
686 chooses to have the student participate in the statewide  
687 assessments pursuant to s. 1008.22 or, if a private school  
688 chooses to offer the statewide assessments, administering the  
689 assessments at the school.

690 a. A participating private school may choose to offer and  
691 administer the statewide assessments to all students who attend  
692 the private school in grades 3 through 10.

693 b. A participating private school must submit a request in  
694 writing to the Department of Education by March 1 of each year  
695 in order to administer the statewide assessments in the  
696 subsequent school year.

697 (d) Employ or contract with teachers who have regular and  
698 direct contact with each student receiving a scholarship under  
699 this section at the school's physical location.

700 (e) Provide a report from an independent certified public  
701 accountant who performs the agreed-upon procedures developed  
702 under paragraph (6) (o) if the private school receives more than  
703 \$250,000 in funds from scholarships awarded under this chapter  
704 ~~section~~ in a state fiscal year. A private school subject to this  
705 paragraph must annually submit the report by September 15 to the  
706 scholarship-funding organization that awarded the majority of  
707 the school's scholarship funds. The agreed-upon procedures must



467400

708 be conducted in accordance with attestation standards  
709 established by the American Institute of Certified Public  
710 Accountants.

711  
712 If a private school fails or refuses ~~is unable~~ to meet the  
713 requirements of this subsection or has consecutive years of  
714 material exceptions listed in the report required under  
715 paragraph (e), the commissioner may determine that the private  
716 school is ineligible to participate in the scholarship program  
717 as determined by the Department of Education.

718 (9) DEPARTMENT OF EDUCATION OBLIGATIONS.—The Department of  
719 Education shall:

720 (n)1. Conduct site visits to private schools participating  
721 in the Florida Tax Credit Scholarship Program as authorized  
722 under s. 1002.421(7). The purposes ~~purpose~~ of the site visits  
723 are is solely to verify compliance with the provisions of  
724 subsection (11) aimed at protecting the health, safety, and  
725 welfare of students and to verify the information reported by  
726 the schools concerning the enrollment and attendance of  
727 students, the credentials of teachers, background screening of  
728 teachers, and teachers' fingerprinting results. ~~The Department~~  
729 ~~of Education may not make more than seven site visits each year,~~  
730 ~~however,~~ The department may make followup ~~additional~~ site visits  
731 at any time to any school that, pursuant to subsection (11), has  
732 received a notice of noncompliance or a notice of proposed  
733 action within the previous 2 years.

734 2. Annually, by December 15, report to the Governor, the  
735 President of the Senate, and the Speaker of the House of  
736 Representatives the Department of Education's actions with



467400

737 respect to implementing accountability in the scholarship  
738 program under this section and s. 1002.421, any substantiated  
739 allegations or violations of law or rule by an eligible private  
740 school under this program concerning the enrollment and  
741 attendance of students, the credentials of teachers, background  
742 screening of teachers, and teachers' fingerprinting results and  
743 the corrective action taken by the Department of Education.

744 Section 10. Present subsection (7) of section 1002.421,  
745 Florida Statutes, is amended and redesignated as subsection  
746 (11), a new subsection (7) and subsections (8), (9), and (10)  
747 are added to that section, and subsection (1), paragraphs (h)  
748 and (i) of subsection (2), and subsections (4) and (5) of that  
749 section are amended, to read:

750 1002.421 Accountability of private schools participating in  
751 state school choice scholarship programs.—

752 (1) (a) A Florida private school participating in the  
753 Florida Tax Credit Scholarship Program established pursuant to  
754 s. 1002.395 or an educational scholarship program established  
755 pursuant to this chapter must comply with all requirements of  
756 this section in addition to private school requirements outlined  
757 in s. 1002.42, specific requirements identified within  
758 respective scholarship program laws, and other provisions of  
759 Florida law that apply to private schools.

760 (b) For purposes of this section, the term "owner or  
761 operator" includes an owner, operator, superintendent, or  
762 principal of an eligible private school or a person with  
763 equivalent decisionmaking authority over an eligible private  
764 school.

765 (2) A private school participating in a scholarship program



467400

766 must be a Florida private school as defined in s. 1002.01(2),  
767 must be registered in accordance with s. 1002.42, and must:

768 (h) Employ or contract with teachers who:

769 1. Unless otherwise specified under this paragraph, hold  
770 baccalaureate or higher degrees, have at least 3 years of  
771 teaching experience in public or private schools, or have  
772 objectively identified special skills, knowledge, or expertise  
773 that qualifies them to provide instruction in subjects taught.

774 2. Hold baccalaureate or higher degrees from a regionally  
775 or nationally accredited college or university in the United  
776 States or from a recognized college or university in another  
777 country. This subparagraph applies to full-time teachers hired  
778 after July 1, 2018, who are teaching students in grade 2 or  
779 above.

780  
781 The private school must report to the department, in a format  
782 developed by the department, the qualifications of each teacher  
783 hired by the school, including, but not limited to, an  
784 explanation of the objectively identified special skills or  
785 expertise of such teachers, as applicable. Additionally, the  
786 private school must provide to the parent of each scholarship  
787 student, on the school's website or on a written form provided  
788 by the school, the qualifications of each classroom teacher.

789 (i) Require each employee and contracted personnel with  
790 direct student contact, upon employment or engagement to provide  
791 services, to undergo a state and national background screening,  
792 pursuant to s. 943.0542, by electronically filing with the  
793 Department of Law Enforcement a complete set of fingerprints  
794 taken by an authorized law enforcement agency or an employee of



467400

795 the private school, a school district, or a private company who  
796 is trained to take fingerprints and deny employment to or  
797 terminate an employee if he or she fails to meet the screening  
798 standards under s. 435.04. Results of the screening shall be  
799 provided to the participating private school. For purposes of  
800 this paragraph:

801 1. An "employee or contracted personnel with direct student  
802 contact" means any employee or contracted personnel who has  
803 unsupervised access to a scholarship student for whom the  
804 private school is responsible.

805 2. The costs of fingerprinting and the background check  
806 shall not be borne by the state.

807 3. Continued employment of an employee or contracted  
808 personnel after notification that he or she has failed the  
809 background screening under this paragraph shall cause a private  
810 school to be ineligible for participation in a scholarship  
811 program.

812 4. An employee or contracted personnel holding a valid  
813 Florida teaching certificate who has been fingerprinted pursuant  
814 to s. 1012.32 and who is not ineligible for employment pursuant  
815 to s. 1012.315 is not required to comply with the provisions of  
816 this paragraph.

817 (4) A private school that accepts scholarship students  
818 under this chapter ~~s. 1002.39~~ ~~or s. 1002.395~~ must:

819 (a) Disqualify instructional personnel and school  
820 administrators, as defined in s. 1012.01, from employment in any  
821 position that requires direct contact with students if the  
822 personnel or administrators are ineligible for such employment  
823 under s. 1012.315.



467400

824           (b) Adopt and faithfully implement policies establishing  
825 standards of ethical conduct for instructional personnel and  
826 school administrators. The policies must require all  
827 instructional personnel and school administrators, as defined in  
828 s. 1012.01, to complete training on the standards; establish the  
829 duty of instructional personnel and school administrators to  
830 report, and procedures for reporting, alleged misconduct by  
831 other instructional personnel and school administrators which  
832 affects the health, safety, or welfare of a student; and include  
833 an explanation of the liability protections provided under ss.  
834 39.203 and 768.095. A private school, or any of its employees,  
835 may not enter into a confidentiality agreement regarding  
836 terminated or dismissed instructional personnel or school  
837 administrators, or personnel or administrators who resign in  
838 lieu of termination, based in whole or in part on misconduct  
839 that affects the health, safety, or welfare of a student, and  
840 may not provide the instructional personnel or school  
841 administrators with employment references or discuss the  
842 personnel's or administrators' performance with prospective  
843 employers in another educational setting, without disclosing the  
844 personnel's or administrators' misconduct. Any part of an  
845 agreement or contract that has the purpose or effect of  
846 concealing misconduct by instructional personnel or school  
847 administrators which affects the health, safety, or welfare of a  
848 student is void, is contrary to public policy, and may not be  
849 enforced.

850           (c) Before employing instructional personnel or school  
851 administrators in any position that requires direct contact with  
852 students, conduct employment history checks of each of the



467400

853 personnel's or administrators' previous employers, screen the  
854 personnel or administrators through use of the educator  
855 screening tools described in s. 1001.10(5), and document the  
856 findings. If unable to contact a previous employer, the private  
857 school must document efforts to contact the employer.

858  
859 The department shall suspend the payment of funds under this  
860 chapter ss. 1002.39 and 1002.395 to a private school that  
861 knowingly fails or refuses to comply with this subsection, and  
862 shall prohibit the school from enrolling new scholarship  
863 students, for 1 fiscal year and until the school complies.

864 (5) The failure or refusal inability of a private school to  
865 meet the requirements of this section shall constitute a basis  
866 for the ineligibility of the private school to participate in a  
867 scholarship program as determined by the department.

868 Additionally, a private school is ineligible to participate in a  
869 state scholarship program under this chapter if the owner or  
870 operator of the private school was a debtor in a voluntary or  
871 involuntary bankruptcy petition within the most recent 5 years.

872 (7) (a) The department must annually visit at least 5  
873 percent, and may annually visit up to 7 percent, of the private  
874 schools that participate in the state scholarship programs under  
875 this chapter. Site visits required under subsection (8) are not  
876 included in the annual site visits authorized under this  
877 paragraph.

878 (b) The purposes of the site visits are to verify  
879 compliance with the provisions of this section aimed at  
880 protecting the health, safety, and welfare of students and to  
881 verify the information reported by the schools concerning the



882 enrollment and attendance of students, the credentials of  
883 teachers, background screening of teachers, and teachers'  
884 fingerprinting results, as required by rules of the State Board  
885 of Education and this section.

886 (c) The department may make followup site visits at any  
887 time to any school that has received a notice of noncompliance  
888 or a notice of proposed action within the previous 2 years, or  
889 for a cause that affects the health, safety, and welfare of a  
890 student.

891 (8) (a) The department shall visit each private school that  
892 notifies the department of the school's intent to participate in  
893 a state scholarship program under this chapter.

894 (b) The purpose of the site visit is to determine that the  
895 school meets the applicable state and local health, safety, and  
896 welfare codes and rules pursuant to this section.

897 (9) The Division of State Fire Marshal shall annually  
898 provide to the department a fire safety inspection report,  
899 prepared by the local fire departments or by entities with whom  
900 they contract to perform fire safety inspections of private  
901 schools, for each private school that participates in a state  
902 scholarship program under this chapter.

903 (10) If a private school that participates in a state  
904 scholarship program under this chapter receives more than  
905 \$250,000 in funds from the scholarships awarded under this  
906 chapter in a state fiscal year, the school must provide to the  
907 department a report of the balance sheet and statement of income  
908 expenditures in accordance with generally accepted accounting  
909 procedures from an independent certified public accountant who  
910 performs the agreed-upon procedures.





467400

911           ~~(11)-(7)~~ The State Board of Education shall adopt rules  
912 pursuant to ss. 120.536(1) and 120.54 to administer and enforce  
913 this section.

914           Section 11. Paragraph (d) of subsection (2) of section  
915 1003.41, Florida Statutes, is amended, and paragraph (f) is  
916 added to that subsection, to read:

917           1003.41 Next Generation Sunshine State Standards.—

918           (2) Next Generation Sunshine State Standards must meet the  
919 following requirements:

920           (d) Social Studies standards must establish specific  
921 curricular content for, at a minimum, geography, United States  
922 and world history, government, civics, humanities, and  
923 economics, including financial literacy. Financial literacy  
924 includes the knowledge, understanding, skills, behaviors,  
925 attitudes, and values that will enable a student to make  
926 responsible and effective financial decisions on a daily basis.  
927 Financial literacy instruction shall be an integral part of  
928 instruction throughout the entire economics course and include  
929 information regarding earning income; buying goods and services;  
930 saving and financial investing; taxes; the use of credit and  
931 credit cards; budgeting and debt management, including student  
932 loans and secured loans; banking and financial services;  
933 planning for one's financial future, including higher education  
934 and career planning; credit reports and scores; and fraud and  
935 identity theft prevention. The requirements for financial  
936 literacy specified under this paragraph do not apply to students  
937 entering grade 9 in the 2018-2019 school year and thereafter.

938           (f) Effective for students entering grade 9 in the 2018-  
939 2019 school year and thereafter, financial literacy standards



467400

940 must establish specific curricular content for, at a minimum,  
941 personal financial literacy and money management. Financial  
942 literacy includes instruction in the areas specified in s.  
943 1003.4282(3)(h).

944 Section 12. Paragraphs (d) and (g) of subsection (3) of  
945 section 1003.4282, Florida Statutes, are amended, and paragraph  
946 (h) is added to that subsection, to read:

947 1003.4282 Requirements for a standard high school diploma.—

948 (3) STANDARD HIGH SCHOOL DIPLOMA; COURSE AND ASSESSMENT  
949 REQUIREMENTS.—

950 (d) *Three credits in social studies.*—A student must earn  
951 one credit in United States History; one credit in World  
952 History; one-half credit in economics, which must include  
953 financial literacy; and one-half credit in United States  
954 Government. The United States History EOC assessment constitutes  
955 30 percent of the student's final course grade. However, for a  
956 student entering grade 9 in the 2018-2019 school year or  
957 thereafter, financial literacy is not a required component of  
958 the one-half credit in economics.

959 (g) ~~Eight~~ *Credits in Electives.*—School districts must  
960 develop and offer coordinated electives so that a student may  
961 develop knowledge and skills in his or her area of interest,  
962 such as electives with a STEM or liberal arts focus. Such  
963 electives must include opportunities for students to earn  
964 college credit, including industry-certified career education  
965 programs or series of career-themed courses that result in  
966 industry certification or articulate into the award of college  
967 credit, or career education courses for which there is a  
968 statewide or local articulation agreement and which lead to



467400

969 college credit. A student entering grade 9 before the 2018-2019  
970 school year must earn eight credits in electives. A student  
971 entering grade 9 in the 2018-2019 school year or thereafter must  
972 earn seven and one-half credits in electives.

973 (h) *One-half credit in personal financial literacy.*—  
974 Beginning with students entering grade 9 in the 2018-2019 school  
975 year, each student shall earn one-half credit in personal  
976 financial literacy and money management. This instruction must  
977 include discussion of or instruction in the following:

978 1. Types of bank accounts offered, opening and managing a  
979 bank account, and assessing the quality of a depository  
980 institution's services.

981 2. Balancing a checkbook.

982 3. Basic principles of money management, such as spending,  
983 credit, credit scores, and managing debt, including retail and  
984 credit card debt.

985 4. Completing a loan application.

986 5. Receiving an inheritance and related implications.

987 6. Basic principles of personal insurance policies.

988 7. Computing federal income taxes.

989 8. Local tax assessments.

990 9. Computing interest rates by various mechanisms.

991 10. Simple contracts.

992 11. Contesting an incorrect billing statement.

993 12. Types of savings and investments.

994 13. State and federal laws concerning finance.

995 Section 13. Section 1006.061, Florida Statutes, is amended  
996 to read:

997 1006.061 Child abuse, abandonment, and neglect policy.—Each



467400

998 district school board, charter school, and private school that  
999 accepts scholarship students under s. 1002.385, s. 1002.39, ~~or~~  
1000 s. 1002.395, or another state scholarship program under chapter  
1001 1002 shall:

1002 (1) Post in a prominent place in each school a notice that,  
1003 pursuant to chapter 39, all employees and agents of the district  
1004 school board, charter school, or private school have an  
1005 affirmative duty to report all actual or suspected cases of  
1006 child abuse, abandonment, or neglect; have immunity from  
1007 liability if they report such cases in good faith; and have a  
1008 duty to comply with child protective investigations and all  
1009 other provisions of law relating to child abuse, abandonment,  
1010 and neglect. The notice shall also include the statewide toll-  
1011 free telephone number of the central abuse hotline.

1012 (2) Post in a prominent place at each school site and on  
1013 each school's Internet website, if available, the policies and  
1014 procedures for reporting alleged misconduct by instructional  
1015 personnel or school administrators which affects the health,  
1016 safety, or welfare of a student; the contact person to whom the  
1017 report is made; and the penalties imposed on instructional  
1018 personnel or school administrators who fail to report suspected  
1019 or actual child abuse or alleged misconduct by other  
1020 instructional personnel or school administrators.

1021 (3) Require the principal of the charter school or private  
1022 school, or the district school superintendent, or the  
1023 superintendent's designee, at the request of the Department of  
1024 Children and Families, to act as a liaison to the Department of  
1025 Children and Families and the child protection team, as defined  
1026 in s. 39.01, when in a case of suspected child abuse,



467400

1027 abandonment, or neglect or an unlawful sexual offense involving  
1028 a child the case is referred to such a team; except that this  
1029 does not relieve or restrict the Department of Children and  
1030 Families from discharging its duty and responsibility under the  
1031 law to investigate and report every suspected or actual case of  
1032 child abuse, abandonment, or neglect or unlawful sexual offense  
1033 involving a child.

1034 (4) (a) Post in a prominent place in a clearly visible  
1035 location and public area of the school which is readily  
1036 accessible to and widely used by students a sign in English and  
1037 Spanish that contains:

1038 1. The statewide toll-free telephone number of the central  
1039 abuse hotline as provided in chapter 39;

1040 2. Instructions to call 911 for emergencies; and

1041 3. Directions for accessing the Department of Children and  
1042 Families Internet website for more information on reporting  
1043 abuse, neglect, and exploitation.

1044 (b) The information in paragraph (a) must be put on at  
1045 least one poster in each school, on a sheet that measures at  
1046 least 11 inches by 17 inches, produced in large print, and  
1047 placed at student eye level for easy viewing.

1048  
1049 The Department of Education shall develop, and publish on the  
1050 department's Internet website, sample notices suitable for  
1051 posting in accordance with subsections (1), (2), and (4).

1052 Section 14. Section 1007.273, Florida Statutes, is amended  
1053 to read:

1054 1007.273 Structured high school acceleration programs  
1055 ~~Collegiate high school program.~~-



467400

1056           ~~(1)~~ Each Florida College System institution shall work with  
1057 each district school board in its designated service area to  
1058 establish one or more structured programs, including, but not  
1059 limited to, collegiate high school programs. As used in this  
1060 section, the term "structured program" means a structured high  
1061 school acceleration program.

1062           ~~(1)~~~~(2)~~ PURPOSE.—At a minimum, structured ~~collegiate high~~  
1063 ~~school~~ programs must include an option for public school  
1064 students in grade 11 or grade 12 participating in the structured  
1065 program, for at least 1 full school year, to earn CAPE industry  
1066 certifications pursuant to s. 1008.44, and to successfully  
1067 complete at least 30 credit hours through the dual enrollment  
1068 program under s. 1007.271. The structured program must  
1069 prioritize dual enrollment courses that are applicable toward  
1070 general education core courses or common prerequisite course  
1071 requirements under s. 1007.25 over dual enrollment courses  
1072 applicable as electives toward at least the first year of  
1073 college for an associate degree or baccalaureate degree while  
1074 enrolled in the structured program. A district school board may  
1075 not limit the number of eligible public school students who may  
1076 enroll in such structured programs.

1077           ~~(2)~~~~(3)~~ REQUIRED STRUCTURED PROGRAM CONTRACTS.—

1078           ~~(a)~~ Each district school board and its local Florida  
1079 College System institution shall execute a contract to establish  
1080 one or more structured ~~collegiate high school~~ programs at a  
1081 mutually agreed upon location or locations. ~~Beginning with the~~  
1082 ~~2015-2016 school year,~~ If the local Florida College System  
1083 institution does not establish a structured program with a  
1084 district school board in its designated service area, another



467400

1085 Florida College System institution may execute a contract with  
1086 that district school board to establish the structured program.  
1087 The contract must be executed by January 1 of each school year  
1088 for implementation of the structured program during the next  
1089 school year. By August 1, 2018, a contract entered into before  
1090 January 1, 2018, for the 2018-2019 school year must be modified  
1091 to include the provisions of paragraph (b).

1092 (b) The contract must:

1093 1.(a) Identify the grade levels to be included in the  
1094 structured ~~collegiate high school~~ program; which must, at a  
1095 minimum, include grade 12.

1096 2.(b) Describe the structured ~~collegiate high school~~  
1097 program, including a list of the meta-major academic pathways  
1098 approved pursuant to s. 1008.30(4), which are available to  
1099 participating students through the partner Florida College  
1100 System institution or other eligible partner postsecondary  
1101 institutions; the delineation of courses that must, at a  
1102 minimum, include general education core courses and common  
1103 prerequisite course requirements pursuant to s. 1007.25; and  
1104 industry certifications offered, including online course  
1105 availability; the high school and college credits earned for  
1106 each postsecondary course completed and industry certification  
1107 earned; student eligibility criteria; and the enrollment process  
1108 and relevant deadlines;:-

1109 3.(e) Describe the methods, medium, and process by which  
1110 students and their parents are annually informed about the  
1111 availability of the structured ~~collegiate high school~~ program,  
1112 the return on investment associated with participation in the  
1113 structured program, and the information described in



467400

1114 subparagraphs 1. and 2.; paragraphs (a) and (b).  
1115 4.(d) Identify the delivery methods for instruction and the  
1116 instructors for all courses;;  
1117 5.(e) Identify student advising services and progress  
1118 monitoring mechanisms;;  
1119 6.(f) Establish a program review and reporting mechanism  
1120 regarding student performance outcomes; and.  
1121 7.(g) Describe the terms of funding arrangements to  
1122 implement the structured college high school program pursuant  
1123 to paragraph (5) (a).  
1124 (3) STUDENT PERFORMANCE CONTRACT AND NOTIFICATION.-  
1125 (a)(4) Each student participating in a structured  
1126 college high school program must enter into a student  
1127 performance contract which must be signed by the student, the  
1128 parent, and a representative of the school district and the  
1129 applicable Florida College System institution, state university,  
1130 or other institution participating pursuant to subsection (4)  
1131 (5). The performance contract must, at a minimum, specify  
1132 include the schedule of courses, by semester, and industry  
1133 certifications to be taken by the student, if any; student  
1134 attendance requirements;; and course grade requirements; and the  
1135 applicability of such courses to an associate degree or a  
1136 baccalaureate degree.  
1137 (b) By September 1 of each school year, each district  
1138 school board must notify each student enrolled in grades 9, 10,  
1139 11, and 12 in a public school within the school district about  
1140 the structured program, including, but not limited to:  
1141 1. The method for earning college credit through  
1142 participation in the structured program. The notification must





467400

1143 include website links to the dual enrollment course equivalency  
1144 list approved by the State Board of Education; the common degree  
1145 program prerequisite requirements published by the Articulation  
1146 Coordinating Committee pursuant to s. 1007.01(3)(f); the  
1147 industry certification articulation agreements adopted by the  
1148 State Board of Education in rule; and the approved meta-major  
1149 academic pathways of the partner Florida College System  
1150 institution and other eligible partner postsecondary  
1151 institutions participating pursuant to subsection (4); and

1152 2. The estimated cost savings to students and their  
1153 families resulting from students successfully completing 30  
1154 credit hours applicable toward general education core courses or  
1155 common prerequisite course requirements before graduating from  
1156 high school versus the cost of earning such credit hours after  
1157 graduating from high school.

1158 (4) ~~(5)~~ AUTHORIZED STRUCTURED PROGRAM CONTRACTS.—In addition  
1159 to executing a contract with the local Florida College System  
1160 institution under this section, a district school board may  
1161 execute a contract to establish a structured ~~collegiate high~~  
1162 ~~school~~ program with a state university or an institution that is  
1163 eligible to participate in the William L. Boyd, IV, Florida  
1164 Resident Access Grant Program, that is a nonprofit independent  
1165 college or university located and chartered in this state, and  
1166 that is accredited by the Commission on Colleges of the Southern  
1167 Association of Colleges and Schools to grant baccalaureate  
1168 degrees. Such university or institution must meet the  
1169 requirements specified under subsections (2) ~~(3)~~ and (3). A  
1170 charter school may execute a contract directly with the local  
1171 Florida College System institution or another institution as



467400

1172 authorized under this section to establish a structured program  
1173 at a mutually agreed upon location ~~(4)~~.

1174 (5) FUNDING.—

1175 (a)~~(6)~~ The structured collegiate high school program shall  
1176 be funded pursuant to ss. 1007.271 and 1011.62. The State Board  
1177 of Education shall enforce compliance with this section by  
1178 withholding the transfer of funds for the school districts ~~and~~  
1179 ~~the Florida College System institutions~~ in accordance with s.  
1180 1008.32. Annually, by December 31, the State Board of Education  
1181 shall enforce compliance with this section by withholding the  
1182 transfer of funds for the Florida College System institutions in  
1183 accordance with s. 1008.32

1184 (b) A student who enrolls in the structured program and  
1185 successfully completes at least 30 college credit hours during a  
1186 school year through the dual enrollment program under s.  
1187 1007.271 generates a 0.5 full-time equivalent (FTE) bonus. A  
1188 student who enrolls in the structured program and successfully  
1189 completes an additional 30 college credit hours during a school  
1190 year, resulting in at least 60 college credit hours through the  
1191 dual enrollment program under s. 1007.271 applicable toward  
1192 fulfilling the requirements for an associate in arts degree or  
1193 an associate in science degree or a baccalaureate degree  
1194 pursuant to the student performance contract under subsection  
1195 (3), before graduating from high school, generates an additional  
1196 0.5 FTE bonus. Each district school board that is a contractual  
1197 partner with a Florida College System institution or other  
1198 eligible postsecondary institution shall report to the  
1199 commissioner the total FTE bonus for each structured program for  
1200 the students from that school district. The total FTE bonus



467400

1201 shall be added to each school district's total weighted FTE for  
1202 funding in the subsequent fiscal year.

1203 (c) For any industry certification a student attains under  
1204 this section, the FTE bonus shall be calculated and awarded in  
1205 accordance with s. 1011.62(1)(o).

1206 (6) REPORTING REQUIREMENTS.-

1207 (a) By September 1 of each school year, each district  
1208 school superintendent shall report to the commissioner, at a  
1209 minimum, the following information on each structured program  
1210 administered during the prior school year:

1211 1. The number of students in public schools within the  
1212 school district who enrolled in the structured program, and the  
1213 partnering postsecondary institutions pursuant to subsections  
1214 (2) and (4);

1215 2. The total and average number of dual enrollment courses  
1216 completed, high school and college credits earned, standard high  
1217 school diplomas and associate and baccalaureate degrees awarded,  
1218 and the number of industry certifications attained, if any, by  
1219 the students who enrolled in the structured program;

1220 3. The projected student enrollment in the structured  
1221 program during the next school year; and

1222 4. Any barriers to executing contracts to establish one or  
1223 more structured programs.

1224 (b) By November 30 of each school year, the commissioner  
1225 must report to the Governor, the President of the Senate, and  
1226 the Speaker of the House of Representatives the status of  
1227 structured programs, including, at a minimum, a summary of  
1228 student enrollment and completion information pursuant to this  
1229 subsection; barriers, if any, to establishing such programs; and



467400

1230 recommendations for expanding access to such programs statewide.

1231 Section 15. Paragraph (c) of subsection (3) and subsection  
1232 (4) of section 1008.33, Florida Statutes, are amended to read:

1233 1008.33 Authority to enforce public school improvement.—

1234 (3)

1235 (c) The state board shall adopt by rule a differentiated  
1236 matrix of intervention and support strategies for assisting  
1237 traditional public schools identified under this section and  
1238 rules for implementing s. 1002.33(9)(n), relating to charter  
1239 schools.

1240 1. The intervention and support strategies must address  
1241 efforts to improve student performance through one or more of  
1242 the following strategies: and may include

1243 a. Improvement planning;

1244 b. Leadership quality improvement;

1245 c. Educator quality improvement;

1246 d. Professional development;

1247 e. Curriculum review, pacing, and alignment across grade  
1248 levels to improve background knowledge in social studies,  
1249 science, and the arts; and

1250 f. The use of continuous improvement and monitoring plans  
1251 and processes.

1252 2. ~~In addition,~~ The state board may prescribe reporting  
1253 requirements to review and monitor the progress of the schools.  
1254 The rule must define the intervention and support strategies for  
1255 school improvement for schools earning a grade of "D" or "F" and  
1256 the roles for the district and department.

1257 (4)(a) The state board shall apply intensive intervention  
1258 and support strategies tailored to the needs of schools earning



467400

1259 two consecutive grades of "D" or a grade of "F." In the first  
1260 full school year after a school initially earns two consecutive  
1261 grades of "D" or a grade of "F," the school district must  
1262 immediately implement intervention and support strategies  
1263 prescribed in rule under paragraph (3)(c) and, by September 1,  
1264 provide the department with the memorandum of understanding  
1265 negotiated pursuant to s. 1001.42(21) and, by October 1, a  
1266 district-managed turnaround plan for approval by the state  
1267 board. The district-managed turnaround plan may include a  
1268 proposal for the district to implement an extended school day, a  
1269 summer program, or a combination of an extended school day and  
1270 summer program. Upon approval by the state board, the school  
1271 district must implement the plan for the remainder of the school  
1272 year and continue the plan for 1 full school year. The state  
1273 board may allow a school an additional year of implementation  
1274 before the school must implement a turnaround option required  
1275 under paragraph (b) if it determines that the school is likely  
1276 to improve to a grade of "C" or higher after the first full  
1277 school year of implementation.

1278 (b) Unless an additional year of implementation is provided  
1279 pursuant to paragraph (a), a school that has completed 2 school  
1280 years of a district-managed turnaround plan required under  
1281 paragraph (a) and has not improved its school grade to a "C" or  
1282 higher, pursuant to s. 1008.34, ~~earns three consecutive grades~~  
1283 below a "C" must implement one of the following options:

1284 1. Reassign students to another school and monitor the  
1285 progress of each reassigned student.†

1286 2. Close the school and reopen the school as one or more  
1287 charter schools, each with a governing board that has a



1288 demonstrated record of effectiveness. Such charter schools are  
1289 eligible for funding from the hope supplemental services  
1290 allocation established by s. 1011.62(16).; ~~or~~

1291 3. Contract with an outside entity that has a demonstrated  
1292 record of effectiveness to operate the school. An outside entity  
1293 may include:

1294 a. A district-managed charter school in which all  
1295 instructional personnel are not employees of the school  
1296 district, but are employees of an independent governing board  
1297 composed of members who did not participate in the review or  
1298 approval of the charter. A district-managed charter school is  
1299 eligible for funding from the hope supplemental services  
1300 allocation established by s. 1011.62(16); or

1301 b. A hope operator that submits to a school district a  
1302 notice of intent of a performance-based agreement pursuant to s.  
1303 1002.333. A school of hope established pursuant to this sub-  
1304 subparagraph is eligible for funding from the hope supplemental  
1305 services allocation for up to 5 years, beginning in the school  
1306 year in which the school of hope is established, if the school  
1307 of hope:

1308 (I) Is established at the district-owned facilities of the  
1309 persistently low-performing school;

1310 (II) Gives priority enrollment to students who are enrolled  
1311 in, or are eligible to attend and are living in the attendance  
1312 area of, the persistently low-performing school that the school  
1313 of hope operates, consistent with the enrollment lottery  
1314 exemption provided under s. 1002.333(5)(c); and

1315 (III) Meets the requirements of its performance-based  
1316 agreement pursuant to s. 1002.333.



467400

1317           4. Implement a franchise model school in which a highly  
1318 effective principal, pursuant to s. 1012.34, leads the  
1319 persistently low-performing school in addition to the  
1320 principal's currently assigned school. The franchise model  
1321 school principal may allocate resources and personnel between  
1322 the schools he or she leads. The persistently low-performing  
1323 school is eligible for funding from the hope supplemental  
1324 services allocation established under s. 1011.62(16).

1325           (c) Implementation of the turnaround option is no longer  
1326 required if the school improves to a grade of "C" or higher.

1327           (d) If a school ~~earning two consecutive grades of "D" or a~~  
1328 ~~grade of "F"~~ does not improve to a grade of "C" or higher after  
1329 2 full school years of implementing the turnaround option  
1330 selected by the school district under paragraph (b), the school  
1331 district must implement another turnaround option.  
1332 Implementation of the turnaround option must begin the school  
1333 year following the implementation period of the existing  
1334 turnaround option, unless the state board determines that the  
1335 school is likely to improve to a grade of "C" or higher if  
1336 additional time is provided to implement the existing turnaround  
1337 option.

1338           Section 16. Present subsections (16) and (17) of section  
1339 1011.62, Florida Statutes, are redesignated as subsections (19)  
1340 and (20), respectively, new subsections (16) and (17) and  
1341 subsection (18) are added to that section, and paragraph (a) of  
1342 subsection (4) and subsection (14) of that section are amended,  
1343 to read:

1344           1011.62 Funds for operation of schools.—If the annual  
1345 allocation from the Florida Education Finance Program to each



467400

1346 district for operation of schools is not determined in the  
1347 annual appropriations act or the substantive bill implementing  
1348 the annual appropriations act, it shall be determined as  
1349 follows:

1350 (4) COMPUTATION OF DISTRICT REQUIRED LOCAL EFFORT.—The  
1351 Legislature shall prescribe the aggregate required local effort  
1352 for all school districts collectively as an item in the General  
1353 Appropriations Act for each fiscal year. The amount that each  
1354 district shall provide annually toward the cost of the Florida  
1355 Education Finance Program for kindergarten through grade 12  
1356 programs shall be calculated as follows:

1357 (a) *Estimated taxable value calculations.*—

1358 1.a. Not later than 2 working days before July 19, the  
1359 Department of Revenue shall certify to the Commissioner of  
1360 Education its most recent estimate of the taxable value for  
1361 school purposes in each school district and the total for all  
1362 school districts in the state for the current calendar year  
1363 based on the latest available data obtained from the local  
1364 property appraisers. The value certified shall be the taxable  
1365 value for school purposes for that year, and no further  
1366 adjustments shall be made, except those made pursuant to  
1367 paragraphs (c) and (d), or an assessment roll change required by  
1368 final judicial decisions as specified in paragraph (19) (b)  
1369 ~~(16) (b)~~. Not later than July 19, the Commissioner of Education  
1370 shall compute a millage rate, rounded to the next highest one  
1371 one-thousandth of a mill, which, when applied to 96 percent of  
1372 the estimated state total taxable value for school purposes,  
1373 would generate the prescribed aggregate required local effort  
1374 for that year for all districts. The Commissioner of Education





467400

1375 shall certify to each district school board the millage rate,  
1376 computed as prescribed in this subparagraph, as the minimum  
1377 millage rate necessary to provide the district required local  
1378 effort for that year.

1379       b. The General Appropriations Act shall direct the  
1380 computation of the statewide adjusted aggregate amount for  
1381 required local effort for all school districts collectively from  
1382 ad valorem taxes to ensure that no school district's revenue  
1383 from required local effort millage will produce more than 90  
1384 percent of the district's total Florida Education Finance  
1385 Program calculation as calculated and adopted by the  
1386 Legislature, and the adjustment of the required local effort  
1387 millage rate of each district that produces more than 90 percent  
1388 of its total Florida Education Finance Program entitlement to a  
1389 level that will produce only 90 percent of its total Florida  
1390 Education Finance Program entitlement in the July calculation.

1391       2. On the same date as the certification in sub-  
1392 subparagraph 1.a., the Department of Revenue shall certify to  
1393 the Commissioner of Education for each district:

1394       a. Each year for which the property appraiser has certified  
1395 the taxable value pursuant to s. 193.122(2) or (3), if  
1396 applicable, since the prior certification under sub-subparagraph  
1397 1.a.

1398       b. For each year identified in sub-subparagraph a., the  
1399 taxable value certified by the appraiser pursuant to s.  
1400 193.122(2) or (3), if applicable, since the prior certification  
1401 under sub-subparagraph 1.a. This is the certification that  
1402 reflects all final administrative actions of the value  
1403 adjustment board.



467400

1404           (14) QUALITY ASSURANCE GUARANTEE.—The Legislature may  
1405 annually in the General Appropriations Act determine a  
1406 percentage increase in funds per K-12 unweighted FTE as a  
1407 minimum guarantee to each school district. The guarantee shall  
1408 be calculated from prior year base funding per unweighted FTE  
1409 student which shall include the adjusted FTE dollars as provided  
1410 in subsection (19) ~~(16)~~, quality guarantee funds, and actual  
1411 nonvoted discretionary local effort from taxes. From the base  
1412 funding per unweighted FTE, the increase shall be calculated for  
1413 the current year. The current year funds from which the  
1414 guarantee shall be determined shall include the adjusted FTE  
1415 dollars as provided in subsection (19) ~~(16)~~ and potential  
1416 nonvoted discretionary local effort from taxes. A comparison of  
1417 current year funds per unweighted FTE to prior year funds per  
1418 unweighted FTE shall be computed. For those school districts  
1419 which have less than the legislatively assigned percentage  
1420 increase, funds shall be provided to guarantee the assigned  
1421 percentage increase in funds per unweighted FTE student. Should  
1422 appropriated funds be less than the sum of this calculated  
1423 amount for all districts, the commissioner shall prorate each  
1424 district's allocation. This provision shall be implemented to  
1425 the extent specifically funded.

1426           (16) HOPE SUPPLEMENTAL SERVICES ALLOCATION.—The hope  
1427 supplemental services allocation is created to provide district-  
1428 managed turnaround schools, as required under s. 1008.33(4)(a),  
1429 charter schools authorized under s. 1008.33(4)(b)2., district-  
1430 managed charter schools authorized under s. 1008.33(4)(b)3.a.,  
1431 schools of hope authorized under s. 1008.33(4)(b)3.b., and  
1432 franchise model schools as authorized under s. 1008.33(4)(b)4.,



467400

1433 with funds to offer services designed to improve the overall  
1434 academic and community welfare of the schools' students and  
1435 their families.

1436 (a) Services funded by the allocation may include, but are  
1437 not limited to, tutorial and after-school programs, student  
1438 counseling, nutrition education, and parental counseling. In  
1439 addition, services may also include models that develop a  
1440 culture that encourages students to complete high school and to  
1441 attend college or career training, set high academic  
1442 expectations, inspire character development, and include an  
1443 extended school day and school year.

1444 (b) Prior to distribution of the allocation, a school  
1445 district, for a district turnaround school and persistently low-  
1446 performing schools that use a franchise model; a hope operator,  
1447 for a school of hope; or the charter school governing board for  
1448 a charter school, as applicable, shall develop and submit a plan  
1449 for implementation to its respective governing body for approval  
1450 no later than August 1 of the fiscal year.

1451 (c) At a minimum, the plans required under paragraph (b)  
1452 must:

1453 1. Establish comprehensive support services that develop  
1454 family and community partnerships;

1455 2. Establish clearly defined and measurable high academic  
1456 and character standards;

1457 3. Increase parental involvement and engagement in the  
1458 child's education;

1459 4. Describe how instructional personnel will be identified,  
1460 recruited, retained, and rewarded;

1461 5. Provide professional development that focuses on



467400

1462 academic rigor, direct instruction, and creating high academic  
1463 and character standards; and

1464 6. Provide focused instruction to improve student academic  
1465 proficiency, which may include additional instruction time  
1466 beyond the normal school day or school year.

1467 (d) Each school district and hope operator shall submit  
1468 approved plans to the commissioner by September 1 of each fiscal  
1469 year.

1470 (e) For the 2018-2019 fiscal year, a school that is  
1471 selected to receive funding in the 2017-2018 fiscal year  
1472 pursuant to s. 1002.333(10)(c) shall receive \$2,000 per FTE. A  
1473 district-managed turnaround school required under s.  
1474 1008.33(4)(a), charter school authorized under s.  
1475 1008.33(4)(b)2., district-managed charter school authorized  
1476 under s. 1008.33(4)(b)3.a., school of hope authorized under s.  
1477 1008.33(4)(b)3.b., and franchise model school authorized under  
1478 s. 1008.33(4)(b)4. are eligible for the remaining funds based on  
1479 the school's unweighted FTE, up to \$2,000 per FTE or as provided  
1480 in the General Appropriations Act.

1481 (f) For the 2019-2020 fiscal year and thereafter, each  
1482 school district's allocation shall be based on the unweighted  
1483 FTE student enrollment at the eligible schools and a per-FTE  
1484 funding amount of up to \$2,000 per FTE or as provided in the  
1485 General Appropriations Act. If the calculated funds for  
1486 unweighted FTE student enrollment at the eligible schools exceed  
1487 the per-FTE funds appropriated, the allocation of funds to each  
1488 school district must be prorated based on each school district's  
1489 share of the total unweighted FTE student enrollment for the  
1490 eligible schools.



467400

1491           (17) MENTAL HEALTH ASSISTANCE ALLOCATION.—The mental health  
1492 assistance allocation is created to provide supplemental funding  
1493 to assist school districts in establishing or expanding  
1494 comprehensive school-based mental health programs that increase  
1495 awareness of mental health issues among children and school-age  
1496 youth; train educators and other school staff in detecting and  
1497 responding to mental health issues; and connect children, youth,  
1498 and families who may experience behavioral health issues with  
1499 appropriate services. These funds may be allocated annually in  
1500 the General Appropriations Act to each eligible school district  
1501 and developmental research school based on each entity's  
1502 proportionate share of Florida Education Finance Program base  
1503 funding. The district funding allocation must include a minimum  
1504 amount as specified in the General Appropriations Act. Upon  
1505 submission and approval of a plan that includes the elements  
1506 specified in paragraph (b), charter schools are also entitled to  
1507 a proportionate share of district funding for this program. The  
1508 allocated funds may not supplant funds that are provided for  
1509 this purpose from other operating funds and may not be used to  
1510 increase salaries or provide bonuses.

1511           (a) Prior to the distribution of the allocation:

1512           1. The district must annually develop and submit a detailed  
1513 plan outlining the local program and planned expenditures to the  
1514 district school board for approval.

1515           2. A charter school must annually develop and submit a  
1516 detailed plan outlining the local program and planned  
1517 expenditures of the funds in the plan to its governing body for  
1518 approval. After the plan is approved by the governing body, it  
1519 must be provided to its school district for submission to the



467400

1520 commissioner.

1521 (b) The plans required under paragraph (a) must include, at

1522 a minimum, all of the following elements:

1523 1. A collaborative effort or partnership between the school

1524 district and at least one local community program or agency

1525 involved in mental health to provide or to improve prevention,

1526 diagnosis, and treatment services for students;

1527 2. Programs to assist students in dealing with bullying,

1528 trauma, and violence;

1529 3. Strategies or programs to reduce the likelihood of at-

1530 risk students developing social, emotional, or behavioral health

1531 problems or substance use disorders;

1532 4. Strategies to improve the early identification of

1533 social, emotional, or behavioral problems or substance use

1534 disorders and to improve the provision of early intervention

1535 services;

1536 5. Strategies to enhance the availability of school-based

1537 crisis intervention services and appropriate referrals for

1538 students in need of mental health services; and

1539 6. Training opportunities for school personnel in the

1540 techniques and supports needed to identify students who have

1541 trauma histories and who have or are at risk of having a mental

1542 illness, and in the use of referral mechanisms that effectively

1543 link such students to appropriate treatment and intervention

1544 services in the school and in the community.

1545 (c) The districts shall submit approved plans to the

1546 commissioner by August 1 of each fiscal year.

1547 (d) Beginning September 30, 2019, and by each September 30

1548 thereafter, each entity that receives an allocation under this



467400

1549 subsection shall submit to the commissioner, in a format  
1550 prescribed by the department, a final report on its program  
1551 outcomes and its expenditures for each element of the program.

1552 (18) FUNDING COMPRESSION ALLOCATION.—The Legislature may  
1553 provide an annual funding compression allocation in the General  
1554 Appropriations Act. The allocation is created to provide  
1555 additional funding to school districts and developmental  
1556 research schools whose total funds per FTE in the prior year  
1557 were less than the statewide average. Using the most recent  
1558 prior year FEFP calculation for each eligible school district,  
1559 the total funds per FTE shall be subtracted from the state  
1560 average funds per FTE, not including any adjustments made  
1561 pursuant to paragraph (19) (b). The resulting funds per FTE  
1562 difference, or a portion thereof, as designated in the General  
1563 Appropriations Act, shall then be multiplied by the school  
1564 district's total unweighted FTE to provide the allocation. If  
1565 the calculated funds are greater than the amount included in the  
1566 General Appropriations Act, they must be prorated to the  
1567 appropriation amount based on each participating school  
1568 district's share.

1569 Section 17. Subsection (5) of section 1011.69, Florida  
1570 Statutes, is amended to read:

1571 1011.69 Equity in School-Level Funding Act.—

1572 (5) After providing Title I, Part A, Basic funds to schools  
1573 above the 75 percent poverty threshold, which may include high  
1574 schools above the 50 percent threshold as allowed by federal  
1575 law, school districts shall provide any remaining Title I, Part  
1576 A, Basic funds directly to all eligible schools as provided in  
1577 this subsection. For purposes of this subsection, an eligible



467400

1578 school is a school that is eligible to receive Title I funds,  
1579 including a charter school. The threshold for identifying  
1580 eligible schools may not exceed the threshold established by a  
1581 school district for the 2016-2017 school year or the statewide  
1582 percentage of economically disadvantaged students, as determined  
1583 annually.

1584 (a) Prior to the allocation of Title I funds to eligible  
1585 schools, a school district may withhold funds only as follows:

1586 1. One percent for parent involvement, in addition to the  
1587 one percent the district must reserve under federal law for  
1588 allocations to eligible schools for parent involvement;

1589 2. A necessary and reasonable amount for administration;<sup>17</sup>

1590 ~~3. which includes~~ The district's approved indirect cost  
1591 rate, ~~not to exceed a total of 8 percent; and~~

1592 ~~4.3.~~ A reasonable and necessary amount to provide:

1593 a. Homeless programs;

1594 b. Delinquent and neglected programs;

1595 c. Prekindergarten programs and activities;

1596 d. Private school equitable services; and

1597 e. Transportation for foster care children to their school  
1598 of origin or choice programs; ~~and.~~

1599 5. A necessary and reasonable amount for eligible schools  
1600 to provide:

1601 a. Extended learning opportunities, such as summer school,  
1602 before-school and after-school programs, and additional class  
1603 periods of instruction during the school day; and

1604 b. Supplemental academic and enrichment services, staff  
1605 development, and planning and curriculum, as well as wrap-around  
1606 services.





467400

1607 (b) All remaining Title I funds shall be distributed to all  
1608 eligible schools in accordance with federal law and regulation.  
1609 To maximize the efficient use of resources, school districts may  
1610 allow eligible schools, not including charter schools, to An  
1611 eligible school may use funds under this subsection for  
1612 district-level to participate in discretionary educational  
1613 services provided by the school district.

1614 Section 18. Subsection (5) of section 1011.71, Florida  
1615 Statutes, is amended to read:

1616 1011.71 District school tax.—

1617 (5) ~~Effective July 1, 2008,~~ A school district may expend,  
1618 subject to ~~the provisions of~~ s. 200.065, up to \$150 ~~\$100~~ per  
1619 unweighted full-time equivalent student from the revenue  
1620 generated by the millage levy authorized by subsection (2) to  
1621 fund, in addition to expenditures authorized in paragraphs  
1622 (2) (a)-(j), expenses for the following:

1623 (a) The purchase, lease-purchase, or lease of driver's  
1624 education vehicles; motor vehicles used for the maintenance or  
1625 operation of plants and equipment; security vehicles; or  
1626 vehicles used in storing or distributing materials and  
1627 equipment.

1628 (b) Payment of the cost of premiums, as defined in s.  
1629 627.403, for property and casualty insurance necessary to insure  
1630 school district educational and ancillary plants. As used in  
1631 this paragraph, casualty insurance has the same meaning as in s.  
1632 624.605(1) (d), (f), (g), (h), and (m). Operating revenues that  
1633 are made available through the payment of property and casualty  
1634 insurance premiums from revenues generated under this subsection  
1635 may be expended only for nonrecurring operational expenditures



467400

1636 of the school district.

1637 Section 19. Section 1012.315, Florida Statutes, is amended  
1638 to read:

1639 1012.315 Disqualification from employment.—A person is  
1640 ineligible for educator certification, and instructional  
1641 personnel and school administrators, as defined in s. 1012.01,  
1642 are ineligible for employment in any position that requires  
1643 direct contact with students in a district school system,  
1644 charter school, or private school that accepts scholarship  
1645 students under s. 1002.385, s. 1002.39, ~~or~~ s. 1002.395, or  
1646 another state scholarship program under chapter 1002, if the  
1647 person, instructional personnel, or school administrator has  
1648 been convicted of:

1649 (1) Any felony offense prohibited under any of the  
1650 following statutes:

1651 (a) Section 393.135, relating to sexual misconduct with  
1652 certain developmentally disabled clients and reporting of such  
1653 sexual misconduct.

1654 (b) Section 394.4593, relating to sexual misconduct with  
1655 certain mental health patients and reporting of such sexual  
1656 misconduct.

1657 (c) Section 415.111, relating to adult abuse, neglect, or  
1658 exploitation of aged persons or disabled adults.

1659 (d) Section 782.04, relating to murder.

1660 (e) Section 782.07, relating to manslaughter, aggravated  
1661 manslaughter of an elderly person or disabled adult, aggravated  
1662 manslaughter of a child, or aggravated manslaughter of an  
1663 officer, a firefighter, an emergency medical technician, or a  
1664 paramedic.



467400

- 1665 (f) Section 784.021, relating to aggravated assault.  
1666 (g) Section 784.045, relating to aggravated battery.  
1667 (h) Section 784.075, relating to battery on a detention or  
1668 commitment facility staff member or a juvenile probation  
1669 officer.  
1670 (i) Section 787.01, relating to kidnapping.  
1671 (j) Section 787.02, relating to false imprisonment.  
1672 (k) Section 787.025, relating to luring or enticing a  
1673 child.  
1674 (l) Section 787.04(2), relating to leading, taking,  
1675 enticing, or removing a minor beyond the state limits, or  
1676 concealing the location of a minor, with criminal intent pending  
1677 custody proceedings.  
1678 (m) Section 787.04(3), relating to leading, taking,  
1679 enticing, or removing a minor beyond the state limits, or  
1680 concealing the location of a minor, with criminal intent pending  
1681 dependency proceedings or proceedings concerning alleged abuse  
1682 or neglect of a minor.  
1683 (n) Section 790.115(1), relating to exhibiting firearms or  
1684 weapons at a school-sponsored event, on school property, or  
1685 within 1,000 feet of a school.  
1686 (o) Section 790.115(2)(b), relating to possessing an  
1687 electric weapon or device, destructive device, or other weapon  
1688 at a school-sponsored event or on school property.  
1689 (p) Section 794.011, relating to sexual battery.  
1690 (q) Former s. 794.041, relating to sexual activity with or  
1691 solicitation of a child by a person in familial or custodial  
1692 authority.  
1693 (r) Section 794.05, relating to unlawful sexual activity



467400

1694 with certain minors.  
1695       (s) Section 794.08, relating to female genital mutilation.  
1696       (t) Chapter 796, relating to prostitution.  
1697       (u) Chapter 800, relating to lewdness and indecent  
1698 exposure.  
1699       (v) Section 806.01, relating to arson.  
1700       (w) Section 810.14, relating to voyeurism.  
1701       (x) Section 810.145, relating to video voyeurism.  
1702       (y) Section 812.014(6), relating to coordinating the  
1703 commission of theft in excess of \$3,000.  
1704       (z) Section 812.0145, relating to theft from persons 65  
1705 years of age or older.  
1706       (aa) Section 812.019, relating to dealing in stolen  
1707 property.  
1708       (bb) Section 812.13, relating to robbery.  
1709       (cc) Section 812.131, relating to robbery by sudden  
1710 snatching.  
1711       (dd) Section 812.133, relating to carjacking.  
1712       (ee) Section 812.135, relating to home-invasion robbery.  
1713       (ff) Section 817.563, relating to fraudulent sale of  
1714 controlled substances.  
1715       (gg) Section 825.102, relating to abuse, aggravated abuse,  
1716 or neglect of an elderly person or disabled adult.  
1717       (hh) Section 825.103, relating to exploitation of an  
1718 elderly person or disabled adult.  
1719       (ii) Section 825.1025, relating to lewd or lascivious  
1720 offenses committed upon or in the presence of an elderly person  
1721 or disabled person.  
1722       (jj) Section 826.04, relating to incest.



467400

1723 (kk) Section 827.03, relating to child abuse, aggravated  
1724 child abuse, or neglect of a child.

1725 (ll) Section 827.04, relating to contributing to the  
1726 delinquency or dependency of a child.

1727 (mm) Section 827.071, relating to sexual performance by a  
1728 child.

1729 (nn) Section 843.01, relating to resisting arrest with  
1730 violence.

1731 (oo) Chapter 847, relating to obscenity.

1732 (pp) Section 874.05, relating to causing, encouraging,  
1733 soliciting, or recruiting another to join a criminal street  
1734 gang.

1735 (qq) Chapter 893, relating to drug abuse prevention and  
1736 control, if the offense was a felony of the second degree or  
1737 greater severity.

1738 (rr) Section 916.1075, relating to sexual misconduct with  
1739 certain forensic clients and reporting of such sexual  
1740 misconduct.

1741 (ss) Section 944.47, relating to introduction, removal, or  
1742 possession of contraband at a correctional facility.

1743 (tt) Section 985.701, relating to sexual misconduct in  
1744 juvenile justice programs.

1745 (uu) Section 985.711, relating to introduction, removal, or  
1746 possession of contraband at a juvenile detention facility or  
1747 commitment program.

1748 (2) Any misdemeanor offense prohibited under any of the  
1749 following statutes:

1750 (a) Section 784.03, relating to battery, if the victim of  
1751 the offense was a minor.



467400

1752 (b) Section 787.025, relating to luring or enticing a  
1753 child.

1754 (3) Any criminal act committed in another state or under  
1755 federal law which, if committed in this state, constitutes an  
1756 offense prohibited under any statute listed in subsection (1) or  
1757 subsection (2).

1758 (4) Any delinquent act committed in this state or any  
1759 delinquent or criminal act committed in another state or under  
1760 federal law which, if committed in this state, qualifies an  
1761 individual for inclusion on the Registered Juvenile Sex Offender  
1762 List under s. 943.0435(1)(h)1.d.

1763 Section 20. Paragraph (c) of subsection (3) of section  
1764 1012.731, Florida Statutes, is amended to read:

1765 1012.731 The Florida Best and Brightest Teacher Scholarship  
1766 Program.—

1767 (3)

1768 ~~(c) Notwithstanding the requirements of this subsection,~~  
1769 ~~for the 2017-2018, 2018-2019, and 2019-2020 school years, any~~  
1770 ~~classroom teacher who:~~

1771 ~~1. Was evaluated as highly effective pursuant to s. 1012.34~~  
1772 ~~in the school year immediately preceding the year in which the~~  
1773 ~~scholarship will be awarded shall receive a scholarship of~~  
1774 ~~\$1200, including a classroom teacher who received an award~~  
1775 ~~pursuant to paragraph (a).~~

1776 ~~2. Was evaluated as effective pursuant to s. 1012.34 in the~~  
1777 ~~school year immediately preceding the year in which the~~  
1778 ~~scholarship will be awarded a scholarship of up to \$800. If the~~  
1779 ~~number of eligible classroom teachers under this subparagraph~~  
1780 ~~exceeds the total allocation, the department shall prorate the~~



467400

1781 ~~per teacher scholarship amount.~~

1782

1783 ~~This paragraph expires July 1, 2020.~~

1784 Section 21. Subsections (2), (3), and (4) of section  
1785 1012.732, Florida Statutes, are amended to read:

1786 1012.732 The Florida Best and Brightest Principal  
1787 Scholarship Program.—

1788 (2) There is created the Florida Best and Brightest  
1789 Principal Scholarship Program to be administered by the  
1790 Department of Education. The program shall provide categorical  
1791 funding for scholarships to be awarded to school principals, as  
1792 defined in s. 1012.01(3)(c)1., who are serving as a franchise  
1793 model school principal or who have recruited and retained a high  
1794 percentage of best and brightest teachers.

1795 (3)(a) A school principal identified pursuant to s.  
1796 1012.731(4)(c) is eligible to receive a scholarship under this  
1797 section if he or she has served as school principal at his or  
1798 her school for at least 2 consecutive school years including the  
1799 current school year and his or her school has a ratio of best  
1800 and brightest teachers to other classroom teachers that is at  
1801 the 80th percentile or higher for schools within the same grade  
1802 group, statewide, including elementary schools, middle schools,  
1803 high schools, and schools with a combination of grade levels.

1804 (b) A principal of a franchise model school, as defined in  
1805 s. 1002.334, is eligible to receive a scholarship under this  
1806 section.

1807 (4) Annually, by February 1, the department shall identify  
1808 eligible school principals and disburse funds to each school  
1809 district for each eligible school principal to receive a



467400

1810 scholarship.

1811 (a) A scholarship of \$10,000 ~~\$5,000~~ must be awarded to each  
1812 franchise model school principal who is every eligible under  
1813 paragraph (3) (b).

1814 (b) A scholarship of \$5,000 must be awarded to each school  
1815 principal assigned to a Title I school and a scholarship of  
1816 \$4,000 to each every eligible school principal who is not  
1817 assigned to a Title I school and who is eligible under paragraph  
1818 (3) (a).

1819 Section 22. Paragraph (e) of subsection (1) of section  
1820 1012.796, Florida Statutes, is amended to read:

1821 1012.796 Complaints against teachers and administrators;  
1822 procedure; penalties.-

1823 (1)

1824 (e) If allegations arise against an employee who is  
1825 certified under s. 1012.56 and employed in an educator-  
1826 certificated position in any public school, charter school or  
1827 governing board thereof, or private school that accepts  
1828 scholarship students under s. 1002.385, s. 1002.39, ~~or~~ s.  
1829 1002.395, or another state scholarship program under chapter  
1830 1002, the school shall file in writing with the department a  
1831 legally sufficient complaint within 30 days after the date on  
1832 which the subject matter of the complaint came to the attention  
1833 of the school. A complaint is legally sufficient if it contains  
1834 ultimate facts that show a violation has occurred as provided in  
1835 s. 1012.795 and defined by rule of the State Board of Education.  
1836 The school shall include all known information relating to the  
1837 complaint with the filing of the complaint. This paragraph does  
1838 not limit or restrict the power and duty of the department to





467400

1839 investigate complaints, regardless of the school's untimely  
1840 filing, or failure to file, complaints and followup reports.

1841 Section 23. Present paragraphs (a) through (d) of  
1842 subsection (1) of section 1013.31, Florida Statutes, are  
1843 redesignated as paragraphs (b) through (e), respectively, and a  
1844 new paragraph (a) is added to that subsection, to read:

1845 1013.31 Educational plant survey; localized need  
1846 assessment; PECO project funding.—

1847 (1) At least every 5 years, each board shall arrange for an  
1848 educational plant survey, to aid in formulating plans for  
1849 housing the educational program and student population, faculty,  
1850 administrators, staff, and auxiliary and ancillary services of  
1851 the district or campus, including consideration of the local  
1852 comprehensive plan. The Department of Education shall document  
1853 the need for additional career and adult education programs and  
1854 the continuation of existing programs before facility  
1855 construction or renovation related to career or adult education  
1856 may be included in the educational plant survey of a school  
1857 district or Florida College System institution that delivers  
1858 career or adult education programs. Information used by the  
1859 Department of Education to establish facility needs must  
1860 include, but need not be limited to, labor market data, needs  
1861 analysis, and information submitted by the school district or  
1862 Florida College System institution.

1863 (a) Educational plant survey and localized need assessment  
1864 for capital outlay purposes.—A district may only use funds from  
1865 the following sources for educational, auxiliary, and ancillary  
1866 plant capital outlay purposes without needing a survey  
1867 recommendation:



467400

1868           1. The local capital outlay improvement fund, consisting of  
1869 funds that come from and are a part of the district's basic  
1870 operating budget;

1871           2. If a board decides to build an educational, auxiliary,  
1872 or ancillary facility without a survey recommendation and the  
1873 taxpayers approve a bond referendum, the voted bond referendum;

1874           3. One-half cent sales surtax revenue;

1875           4. One cent local governmental surtax revenue;

1876           5. Impact fees; and

1877           6. Private gifts or donations.

1878           Section 24. Paragraph (e) is added to subsection (2) of  
1879 section 1013.385, Florida Statutes, to read:

1880           1013.385 School district construction flexibility.—

1881           (2) A resolution adopted under this section may propose  
1882 implementation of exceptions to requirements of the uniform  
1883 statewide building code for the planning and construction of  
1884 public educational and ancillary plants adopted pursuant to ss.  
1885 553.73 and 1013.37 relating to:

1886           (e) Any other provisions that limit the ability of a school  
1887 to operate in a facility on the same basis as a charter school  
1888 pursuant to s. 1002.33(18) if the regional planning council  
1889 determines that there is sufficient shelter capacity within the  
1890 school district as documented in the Statewide Emergency Shelter  
1891 Plan.

1892           Section 25. Subsection (3) of section 1013.62, Florida  
1893 Statutes, is amended, and paragraph (c) is added to subsection  
1894 (1) of that section, to read:

1895           1013.62 Charter schools capital outlay funding.—

1896           (1) Charter school capital outlay funding shall consist of



467400

1897 revenue resulting from the discretionary millage authorized in  
1898 s. 1011.71(2) and state funds when such funds are appropriated  
1899 in the General Appropriations Act.

1900 (c) It is the intent of the Legislature that the public  
1901 interest be protected by prohibiting personal financial  
1902 enrichment by owners, operators, managers, real estate  
1903 developers, and other affiliated parties of charter schools.  
1904 Therefore, a charter school is not eligible for a funding  
1905 allocation unless the chair of the governing board and the chief  
1906 administrative officer of the charter school annually certify  
1907 under oath that the funds will be used solely and exclusively  
1908 for constructing, renovating, or improving charter school  
1909 facilities that are:

1910 1. Owned by a school district, a political subdivision of  
1911 the state, a municipality, a Florida College System institution,  
1912 or a state university;

1913 2. Owned by an organization that is qualified as an exempt  
1914 organization under s. 501(c)(3) of the Internal Revenue Code  
1915 whose articles of incorporation specify that, upon the  
1916 organization's dissolution, the subject property will be  
1917 transferred to a school district, a political subdivision of the  
1918 state, a municipality, a Florida College System institution, or  
1919 a state university; or

1920 3. Owned by and leased, at a fair market value in the  
1921 school district in which the charter school is located, from a  
1922 person or entity that is not an affiliated party of the charter  
1923 school. For the purposes of this subparagraph, the term  
1924 "affiliated party of the charter school" means the applicant for  
1925 the charter school pursuant to s. 1002.33; the governing board



467400

1926 of the charter school or a member of the governing board; the  
1927 charter school owner; the charter school principal; an employee  
1928 of the charter school; an independent contractor of the charter  
1929 school or the governing board of the charter school; a relative,  
1930 as defined in s. 1002.33(24)(a)2., of a charter school governing  
1931 board member, a charter school owner, a charter school  
1932 principal, a charter school employee, or an independent  
1933 contractor of a charter school or charter school governing  
1934 board; a subsidiary corporation, a service corporation, an  
1935 affiliated corporation, a parent corporation, a limited  
1936 liability company, a limited partnership, a trust, a  
1937 partnership, or a related party that, individually or through  
1938 one or more entities, shares common ownership or control and  
1939 directly or indirectly manages, administers, controls, or  
1940 oversees the operation of the charter school; or any person or  
1941 entity, individually or through one or more entities that share  
1942 common ownership, which directly or indirectly manages,  
1943 administers, controls, or oversees the operation of any of the  
1944 foregoing.

1945 (3) If the school board levies the discretionary millage  
1946 authorized in s. 1011.71(2), the department shall use the  
1947 following calculation methodology to determine the amount of  
1948 revenue that a school district must distribute to each eligible  
1949 charter school:

1950 (a) Reduce the total discretionary millage revenue by the  
1951 school district's annual debt service obligation incurred as of  
1952 March 1, 2017, and any amount of participation requirement  
1953 pursuant to s. 1013.64(2)(a)8. that is being satisfied by  
1954 revenues raised by the discretionary millage.



467400

1955 (b) Divide the school district's adjusted discretionary  
1956 millage revenue by the district's total capital outlay full-time  
1957 equivalent membership and the total number of unweighted full-  
1958 time equivalent students of each eligible charter school to  
1959 determine a capital outlay allocation per full-time equivalent  
1960 student.

1961 (c) Multiply the capital outlay allocation per full-time  
1962 equivalent student by the total number of full-time equivalent  
1963 students for all of each eligible charter schools within the  
1964 district school to determine the total charter school capital  
1965 outlay allocation for each district charter school.

1966 (d) If applicable, reduce the capital outlay allocation  
1967 identified in paragraph (c) by the total amount of state funds  
1968 allocated pursuant to subsection (2) to all each eligible  
1969 charter schools within a district school in subsection (2) to  
1970 determine the net total maximum calculated capital outlay  
1971 allocation from local funds. If state funds are not allocated  
1972 pursuant to subsection (2), the amount determined in paragraph  
1973 (c) is equal to the net total calculated capital outlay  
1974 allocation from local funds for each district.

1975 (e) For each charter school within each district, the net  
1976 capital outlay amount from local funds shall be calculated in  
1977 the same manner as the state funds in paragraphs (2) (a)-(d),  
1978 except that the base charter school per weighted FTE allocation  
1979 amount shall be determined by dividing the net total capital  
1980 outlay amount from local funds by the total weighted FTE for all  
1981 eligible charter schools within the district. The per weighted  
1982 FTE allocation amount from local funds shall be multiplied by  
1983 the weighted FTE for each charter school to determine each



467400

1984 charter school's capital outlay allocation from local funds.

1985 (f) ~~(e)~~ School districts shall distribute capital outlay  
1986 funds to charter schools no later than February 1 of each year,  
1987 ~~beginning on February 1, 2018, for the 2017-2018 fiscal year.~~

1988 Section 26. For the 2018-2019 fiscal year, the sum of  
1989 \$596,560 in recurring funds from the General Revenue Fund and  
1990 the sum of \$392,134 in nonrecurring funds from the General  
1991 Revenue Fund are appropriated to the Department of Education to  
1992 implement this act as follows: the sum of \$596,560 in recurring  
1993 funds and \$142,134 in nonrecurring funds shall be used to  
1994 implement the additional oversight requirements pursuant to s.  
1995 1002.421, Florida Statutes, and the sum of \$250,000 in  
1996 nonrecurring funds shall be used to issue a competitive grant  
1997 award pursuant to s. 1002.395(9), Florida Statutes.

1998 Section 27. This act shall take effect July 1, 2018.

1999  
2000 ===== T I T L E A M E N D M E N T =====

2001 And the title is amended as follows:

2002 Delete everything before the enacting clause  
2003 and insert:

2004 A bill to be entitled  
2005 An act relating to education; amending s. 1001.10,  
2006 F.S.; revising the private schools to which the  
2007 Department of Education is required to provide  
2008 technical assistance and authorized staff; amending s.  
2009 1001.4205, F.S.; authorizing a member of the State  
2010 Legislature to visit any district school, including  
2011 any charter school, in his or her legislative  
2012 district; amending s. 1002.33, F.S.; extending the



2013 period of time for which a charter school may defer  
2014 its opening for specified reasons; amending s.  
2015 1002.331, F.S.; revising the requirements for a  
2016 charter school to be considered a high-performing  
2017 charter school; amending s. 1002.333, F.S.; redefining  
2018 the terms "persistently low-performing school" and  
2019 "school of hope"; revising the required contents of a  
2020 school of hope notice of intent and performance-based  
2021 agreement; revising school of hope facility  
2022 requirements; specifying that certain schools of hope  
2023 are eligible to receive hope supplemental service  
2024 allocation funds; requiring the State Board of  
2025 Education to provide awards to all eligible schools  
2026 that meet certain requirements; prohibiting a school  
2027 of hope operator or owner from serving as the  
2028 principal of a school of hope that he or she manages;  
2029 conforming cross-references; creating s. 1002.334,  
2030 F.S.; defining the term "franchise model school";  
2031 authorizing specified schools to use a franchise model  
2032 school as a turnaround option; specifying requirements  
2033 for a franchise model school principal; amending s.  
2034 1002.385, F.S.; revising the meaning of a rare disease  
2035 within the definition of a "disability" for purposes  
2036 of the Gardiner Scholarship Program; specifying that  
2037 the failure or refusal, rather than the inability of,  
2038 a private school to meet certain requirements  
2039 constitutes a basis for program ineligibility;  
2040 amending s. 1002.39, F.S.; revising the purpose of  
2041 department site visits at private schools



467400

2042 participating in the John M. McKay Scholarships for  
2043 Students with Disabilities Program; authorizing the  
2044 department to make followup site visits at any time to  
2045 certain private schools; requiring participating  
2046 private schools to provide a specified report from an  
2047 independent certified public accountant under certain  
2048 circumstances; specifying that the failure or refusal,  
2049 rather than the inability of, a private school to meet  
2050 certain requirements constitutes a basis for program  
2051 ineligibility; conforming provisions to changes made  
2052 by the act; amending s. 1002.395, F.S.; revising  
2053 obligations of eligible nonprofit scholarship-funding  
2054 organizations participating in the Florida Tax Credit  
2055 Scholarship Program; specifying that the failure or  
2056 refusal, rather than the inability of, a private  
2057 school to meet certain requirements constitutes a  
2058 basis for program ineligibility; revising the purpose  
2059 of department site visits at private schools  
2060 participating in the Florida Tax Credit Scholarship  
2061 Program; authorizing the department to make followup  
2062 site visits at any time to certain private schools;  
2063 conforming provisions to changes made by the act;  
2064 amending s. 1002.421, F.S.; defining the term "owner  
2065 or operator"; requiring a private school to employ or  
2066 contract with teachers who meet certain qualifications  
2067 and provide information about such qualifications to  
2068 the department and parents; revising the conditions  
2069 under which a private school employee may be exempted  
2070 from background screening requirements; specifying





2071 that a private school is ineligible to participate in  
2072 certain scholarship programs under certain  
2073 circumstances; requiring the department to annually  
2074 visit a certain percentage of certain private schools;  
2075 authorizing the department to make certain followup  
2076 site visits at any time; requiring the Division of  
2077 State Fire Marshal to annually provide the department  
2078 with fire safety inspection reports for certain  
2079 private schools; requiring that certain private  
2080 schools provide the department with a report from an  
2081 independent certified public accountant under certain  
2082 circumstances; amending s. 1003.41, F.S.; revising the  
2083 requirements for the Next Generation Sunshine State  
2084 Standards to include financial literacy; amending s.  
2085 1003.4282, F.S.; revising the required credits for a  
2086 standard high school diploma to include one-half  
2087 credit of instruction in personal financial literacy  
2088 and money management and seven and one-half, rather  
2089 than eight, credits in electives; amending s.  
2090 1006.061, F.S.; revising the applicability of certain  
2091 child abuse, abandonment, and neglect provisions;  
2092 amending s. 1007.273, F.S.; defining the term  
2093 "structured program"; providing additional options for  
2094 students participating in a structured program;  
2095 prohibiting a district school board from limiting the  
2096 number of public school students who may participate  
2097 in a structured program; revising contract  
2098 requirements; requiring each district school board to  
2099 annually notify students in certain grades of certain



2100 information about the structured program by a  
2101 specified date; revising provisions relating to  
2102 funding; requiring the state board to enforce  
2103 compliance with certain provisions by a specified date  
2104 each year; providing reporting requirements; amending  
2105 s. 1008.33, F.S.; revising the turnaround options  
2106 available for certain schools; amending s. 1011.62,  
2107 F.S.; creating the hope supplemental services  
2108 allocation; providing the purpose of the allocation;  
2109 specifying the services that may be funded by the  
2110 allocation; providing that implementation plans may  
2111 include certain models; providing requirements for  
2112 implementation plans; providing for the allocation of  
2113 funds in specified fiscal years; creating the mental  
2114 health assistance allocation; providing the purpose of  
2115 the allocation; providing for the annual allocation of  
2116 such funds on a specified basis; prohibiting the use  
2117 of allocated funds to supplant funds provided from  
2118 other operating funds, to increase salaries, or to  
2119 provide bonuses; providing requirements for school  
2120 districts and charter schools; providing that required  
2121 plans must include certain elements; requiring school  
2122 districts to annually submit approved plans to the  
2123 Commissioner of Education by a specified date;  
2124 requiring that entities that receive such allocations  
2125 annually submit a final report on program outcomes and  
2126 specific expenditures to the commissioner by a  
2127 specified date; creating the funding compression  
2128 allocation; providing the purpose of the allocation;



467400

2129 authorizing funding for the annual allocation;  
2130 providing the calculation for the allocation; amending  
2131 s. 1011.69, F.S.; authorizing certain high schools to  
2132 receive Title I funds; providing that a school  
2133 district may withhold Title I funds for specified  
2134 purposes; authorizing certain schools to use Title I  
2135 funds for specified purposes; amending s. 1011.71,  
2136 F.S.; increasing the amount that a school district may  
2137 expend from a specified millage levy for certain  
2138 expenses; amending s. 1012.315, F.S.; revising the  
2139 applicability of certain provisions related to  
2140 disqualification from employment for the conviction of  
2141 specified offenses; amending s. 1012.731, F.S.;  
2142 deleting Florida Best and Brightest Teacher  
2143 Scholarship Program scholarship awards authorized for  
2144 specific school years; amending s. 1012.732, F.S.;  
2145 specifying that a franchise model school principal is  
2146 eligible to receive a Florida Best and Brightest  
2147 Principal scholarship; requiring specified awards for  
2148 eligible principals; amending s. 1012.796, F.S.;  
2149 revising the applicability of a requirement that  
2150 certain private schools file specified reports with  
2151 the department for certain allegations against its  
2152 employees; amending s. 1013.31, F.S.; authorizing a  
2153 district to use certain sources of funds for  
2154 educational, auxiliary, and ancillary plant capital  
2155 outlay purposes without needing a survey  
2156 recommendation; amending s. 1013.385, F.S.; providing  
2157 additional exceptions to certain building code



467400

2158 regulations for school districts; amending s. 1013.62,  
2159 F.S.; providing legislative intent; prohibiting a  
2160 charter school from being eligible for capital outlay  
2161 funds unless the chair of the governing board and the  
2162 chief administrative officer of the charter school  
2163 annually certify certain information; defining the  
2164 term "affiliated party of the charter school";  
2165 revising the Department of Education's calculation  
2166 methodology for a school district's distribution of  
2167 discretionary millage to its eligible charter schools;  
2168 providing appropriations; providing an effective date.