

1 A reviser's bill to be entitled
 2 An act relating to the Florida Statutes; amending ss.
 3 39.0016, 1001.03, 1001.215, 1001.41, 1002.33, 1002.45,
 4 1003.4282, 1003.499, 1003.4995, 1006.28, 1006.29,
 5 1006.31, 1006.33, 1006.34, 1007.35, 1008.385, 1012.05,
 6 1012.28, 1012.56, and 1012.72, F.S., to conform to
 7 section 10 of chapter 2022-16, Laws of Florida, which
 8 directs the Division of Law Revision to prepare a
 9 reviser's bill to replace references to the term "Next
 10 Generation Sunshine State Standards" with the term
 11 "state academic standards" wherever the term appears
 12 in the Florida Statutes; providing effective dates.

13
 14 Be It Enacted by the Legislature of the State of Florida:

15
 16 Section 1. Paragraph (d) of subsection (4) of section
 17 39.0016, Florida Statutes, is amended to read:

18 39.0016 Education of abused, neglected, and abandoned
 19 children; agency agreements; children having or suspected of
 20 having a disability.—

21 (4) TRAINING.—The department shall incorporate an
 22 education component into all training programs of the department
 23 regarding children known to the department. Such training shall
 24 be coordinated with the Department of Education and the local
 25 school districts. The department shall offer opportunities for

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26 education personnel to participate in such training. Such
27 coordination shall include, but not be limited to, notice of
28 training sessions, opportunities to purchase training materials,
29 proposals to avoid duplication of services by offering joint
30 training, and incorporation of materials available from the
31 Department of Education and local school districts into the
32 department training when appropriate. The department training
33 components shall include:

34 (d) Training of caseworkers regarding the services and
35 information available through the Department of Education and
36 local school districts, including, but not limited to, the
37 current state academic standards ~~Sunshine State Standards~~, the
38 Surrogate Parent Training Manual, and other resources accessible
39 through the Department of Education or local school districts to
40 facilitate educational access for a child known to the
41 department.

42 Section 2. Subsection (1) of section 1001.03, Florida
43 Statutes, is amended to read:

44 1001.03 Specific powers of State Board of Education.—

45 (1) PUBLIC K-12 CURRICULAR STANDARDS.—The State Board of
46 Education shall adopt and periodically review and revise the
47 state academic standards ~~Sunshine State Standards~~ in accordance
48 with s. 1003.41.

49 Section 3. Subsections (4) and (9) of section 1001.215,
50 Florida Statutes, are amended to read:

51 1001.215 Just Read, Florida! Office.—There is created in
 52 the Department of Education the Just Read, Florida! Office. The
 53 office is fully accountable to the Commissioner of Education and
 54 shall:

55 (4) Develop and provide access to sequenced, content-rich
 56 curriculum programming, instructional practices, and resources
 57 that help elementary schools use state-adopted instructional
 58 materials to increase students' background knowledge and
 59 literacy skills, including student attainment of the state
 60 academic standards ~~Next Generation Sunshine State Standards~~ for
 61 social studies, science, and the arts. The office shall, as part
 62 of the adoption cycle for English Language Arts instructional
 63 materials, assist in evaluating elementary grades instructional
 64 materials submitted for adoption consideration in order to
 65 identify those materials that are closely aligned to the content
 66 and evidence-based strategies identified pursuant to subsection
 67 (8) and incorporate professional development to implement such
 68 strategies.

69 (9) Periodically review the state academic standards ~~Next~~
 70 ~~Generation Sunshine State Standards~~ for English Language Arts to
 71 determine their appropriateness at each grade level.

72 Section 4. Subsection (3) of section 1001.41, Florida
 73 Statutes, is amended to read:

74 1001.41 General powers of district school board.—The
 75 district school board, after considering recommendations

76 submitted by the district school superintendent, shall exercise
 77 the following general powers:

78 (3) Prescribe and adopt standards and policies to provide
 79 each student the opportunity to receive a complete education
 80 program, including language arts, mathematics, science, social
 81 studies, health, physical education, foreign languages, and the
 82 arts, as defined by the state academic standards ~~Sunshine State~~
 83 ~~Standards~~. The standards and policies must emphasize integration
 84 and reinforcement of reading, writing, and mathematics skills
 85 across all subjects, including career awareness, career
 86 exploration, and career and technical education.

87 Section 5. Paragraph (a) of subsection (6) and paragraph
 88 (a) of subsection (7) of section 1002.33, Florida Statutes, are
 89 amended to read:

90 1002.33 Charter schools.—

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

93 (a) A person or entity seeking to open a charter school
 94 shall prepare and submit an application on the standard
 95 application form prepared by the Department of Education which:

96 1. Demonstrates how the school will use the guiding
 97 principles and meet the statutorily defined purpose of a charter
 98 school.

99 2. Provides a detailed curriculum plan that illustrates
 100 how students will be provided services to attain the state

101 academic standards ~~Sunshine State Standards~~.

102 3. Contains goals and objectives for improving student
103 learning and measuring that improvement. These goals and
104 objectives must indicate how much academic improvement students
105 are expected to show each year, how success will be evaluated,
106 and the specific results to be attained through instruction.

107 4. Describes the reading curriculum and differentiated
108 strategies that will be used for students reading at grade level
109 or higher and a separate curriculum and strategies for students
110 who are reading below grade level. A sponsor shall deny an
111 application if the school does not propose a reading curriculum
112 that is consistent with effective teaching strategies that are
113 grounded in scientifically based reading research.

114 5. Contains an annual financial plan for each year
115 requested by the charter for operation of the school for up to 5
116 years. This plan must contain anticipated fund balances based on
117 revenue projections, a spending plan based on projected revenues
118 and expenses, and a description of controls that will safeguard
119 finances and projected enrollment trends.

120 6. Discloses the name of each applicant, governing board
121 member, and all proposed education services providers; the name
122 and sponsor of any charter school operated by each applicant,
123 each governing board member, and each proposed education
124 services provider that has closed and the reasons for the
125 closure; and the academic and financial history of such charter

126 | schools, which the sponsor shall consider in deciding whether to
 127 | approve or deny the application.

128 | 7. Contains additional information a sponsor may require,
 129 | which shall be attached as an addendum to the charter school
 130 | application described in this paragraph.

131 | 8. For the establishment of a virtual charter school,
 132 | documents that the applicant has contracted with a provider of
 133 | virtual instruction services pursuant to s. 1002.45(1)(d).

134 | (7) CHARTER.—The terms and conditions for the operation of
 135 | a charter school, including a virtual charter school, shall be
 136 | set forth by the sponsor and the applicant in a written
 137 | contractual agreement, called a charter. The sponsor and the
 138 | governing board of the charter school or virtual charter school
 139 | shall use the standard charter contract or standard virtual
 140 | charter contract, respectively, pursuant to subsection (21),
 141 | which shall incorporate the approved application and any addenda
 142 | approved with the application. Any term or condition of a
 143 | proposed charter contract or proposed virtual charter contract
 144 | that differs from the standard charter or virtual charter
 145 | contract adopted by rule of the State Board of Education shall
 146 | be presumed a limitation on charter school flexibility. The
 147 | sponsor may not impose unreasonable rules or regulations that
 148 | violate the intent of giving charter schools greater flexibility
 149 | to meet educational goals. The charter shall be signed by the
 150 | governing board of the charter school and the sponsor, following

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151 a public hearing to ensure community input.

152 (a) The charter shall address and criteria for approval of
153 the charter shall be based on:

154 1. The school's mission, the types of students to be
155 served, and, for a virtual charter school, the types of students
156 the school intends to serve who reside outside of the sponsoring
157 school district, and the ages and grades to be included.

158 2. The focus of the curriculum, the instructional methods
159 to be used, any distinctive instructional techniques to be
160 employed, and identification and acquisition of appropriate
161 technologies needed to improve educational and administrative
162 performance which include a means for promoting safe, ethical,
163 and appropriate uses of technology which comply with legal and
164 professional standards.

165 a. The charter shall ensure that reading is a primary
166 focus of the curriculum and that resources are provided to
167 identify and provide specialized instruction for students who
168 are reading below grade level. The curriculum and instructional
169 strategies for reading must be consistent with the state
170 academic standards ~~Next Generation Sunshine State Standards~~ and
171 grounded in scientifically based reading research.

172 b. In order to provide students with access to diverse
173 instructional delivery models, to facilitate the integration of
174 technology within traditional classroom instruction, and to
175 provide students with the skills they need to compete in the

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176 21st century economy, the Legislature encourages instructional
177 methods for blended learning courses consisting of both
178 traditional classroom and online instructional techniques.
179 Charter schools may implement blended learning courses which
180 combine traditional classroom instruction and virtual
181 instruction. Students in a blended learning course must be full-
182 time students of the charter school pursuant to s.
183 1011.61(1)(a)1. Instructional personnel certified pursuant to s.
184 1012.55 who provide virtual instruction for blended learning
185 courses may be employees of the charter school or may be under
186 contract to provide instructional services to charter school
187 students. At a minimum, such instructional personnel must hold
188 an active state or school district adjunct certification under
189 s. 1012.57 for the subject area of the blended learning course.
190 The funding and performance accountability requirements for
191 blended learning courses are the same as those for traditional
192 courses.

193 3. The current incoming baseline standard of student
194 academic achievement, the outcomes to be achieved, and the
195 method of measurement that will be used. The criteria listed in
196 this subparagraph shall include a detailed description of:

197 a. How the baseline student academic achievement levels
198 and prior rates of academic progress will be established.

199 b. How these baseline rates will be compared to rates of
200 academic progress achieved by these same students while

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201 attending the charter school.

202 c. To the extent possible, how these rates of progress
203 will be evaluated and compared with rates of progress of other
204 closely comparable student populations.

205

206 A district school board is required to provide academic student
207 performance data to charter schools for each of their students
208 coming from the district school system, as well as rates of
209 academic progress of comparable student populations in the
210 district school system.

211 4. The methods used to identify the educational strengths
212 and needs of students and how well educational goals and
213 performance standards are met by students attending the charter
214 school. The methods shall provide a means for the charter school
215 to ensure accountability to its constituents by analyzing
216 student performance data and by evaluating the effectiveness and
217 efficiency of its major educational programs. Students in
218 charter schools shall, at a minimum, participate in the
219 statewide assessment program created under s. 1008.22.

220 5. In secondary charter schools, a method for determining
221 that a student has satisfied the requirements for graduation in
222 s. 1002.3105(5), s. 1003.4281, or s. 1003.4282.

223 6. A method for resolving conflicts between the governing
224 board of the charter school and the sponsor.

225 7. The admissions procedures and dismissal procedures,

226 including the school's code of student conduct. Admission or
227 dismissal must not be based on a student's academic performance.

228 8. The ways by which the school will achieve a
229 racial/ethnic balance reflective of the community it serves or
230 within the racial/ethnic range of other nearby public schools or
231 school districts.

232 9. The financial and administrative management of the
233 school, including a reasonable demonstration of the professional
234 experience or competence of those individuals or organizations
235 applying to operate the charter school or those hired or
236 retained to perform such professional services and the
237 description of clearly delineated responsibilities and the
238 policies and practices needed to effectively manage the charter
239 school. A description of internal audit procedures and
240 establishment of controls to ensure that financial resources are
241 properly managed must be included. Both public sector and
242 private sector professional experience shall be equally valid in
243 such a consideration.

244 10. The asset and liability projections required in the
245 application which are incorporated into the charter and shall be
246 compared with information provided in the annual report of the
247 charter school.

248 11. A description of procedures that identify various
249 risks and provide for a comprehensive approach to reduce the
250 impact of losses; plans to ensure the safety and security of

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251 students and staff; plans to identify, minimize, and protect
252 others from violent or disruptive student behavior; and the
253 manner in which the school will be insured, including whether or
254 not the school will be required to have liability insurance,
255 and, if so, the terms and conditions thereof and the amounts of
256 coverage.

257 12. The term of the charter which shall provide for
258 cancellation of the charter if insufficient progress has been
259 made in attaining the student achievement objectives of the
260 charter and if it is not likely that such objectives can be
261 achieved before expiration of the charter. The initial term of a
262 charter shall be for 5 years, excluding 2 planning years. In
263 order to facilitate access to long-term financial resources for
264 charter school construction, charter schools that are operated
265 by a municipality or other public entity as provided by law are
266 eligible for up to a 15-year charter, subject to approval by the
267 sponsor. A charter lab school is eligible for a charter for a
268 term of up to 15 years. In addition, to facilitate access to
269 long-term financial resources for charter school construction,
270 charter schools that are operated by a private, not-for-profit,
271 s. 501(c)(3) status corporation are eligible for up to a 15-year
272 charter, subject to approval by the sponsor. Such long-term
273 charters remain subject to annual review and may be terminated
274 during the term of the charter, but only according to the
275 provisions set forth in subsection (8).

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276 13. The facilities to be used and their location. The
277 sponsor may not require a charter school to have a certificate
278 of occupancy or a temporary certificate of occupancy for such a
279 facility earlier than 15 calendar days before the first day of
280 school.

281 14. The qualifications to be required of the teachers and
282 the potential strategies used to recruit, hire, train, and
283 retain qualified staff to achieve best value.

284 15. The governance structure of the school, including the
285 status of the charter school as a public or private employer as
286 required in paragraph (12)(i).

287 16. A timetable for implementing the charter which
288 addresses the implementation of each element thereof and the
289 date by which the charter shall be awarded in order to meet this
290 timetable.

291 17. In the case of an existing public school that is being
292 converted to charter status, alternative arrangements for
293 current students who choose not to attend the charter school and
294 for current teachers who choose not to teach in the charter
295 school after conversion in accordance with the existing
296 collective bargaining agreement or district school board rule in
297 the absence of a collective bargaining agreement. However,
298 alternative arrangements shall not be required for current
299 teachers who choose not to teach in a charter lab school, except
300 as authorized by the employment policies of the state university

301 which grants the charter to the lab school.

302 18. Full disclosure of the identity of all relatives
303 employed by the charter school who are related to the charter
304 school owner, president, chairperson of the governing board of
305 directors, superintendent, governing board member, principal,
306 assistant principal, or any other person employed by the charter
307 school who has equivalent decisionmaking authority. For the
308 purpose of this subparagraph, the term "relative" means father,
309 mother, son, daughter, brother, sister, uncle, aunt, first
310 cousin, nephew, niece, husband, wife, father-in-law, mother-in-
311 law, son-in-law, daughter-in-law, brother-in-law, sister-in-law,
312 stepfather, stepmother, stepson, stepdaughter, stepbrother,
313 stepsister, half brother, or half sister.

314 19. Implementation of the activities authorized under s.
315 1002.331 by the charter school when it satisfies the eligibility
316 requirements for a high-performing charter school. A high-
317 performing charter school shall notify its sponsor in writing by
318 March 1 if it intends to increase enrollment or expand grade
319 levels the following school year. The written notice shall
320 specify the amount of the enrollment increase and the grade
321 levels that will be added, as applicable.

322 Section 6. Paragraph (a) of subsection (2), paragraph (a)
323 of subsection (3), and paragraph (a) of subsection (4) of
324 section 1002.45, Florida Statutes, are amended to read:

325 1002.45 Virtual instruction programs.—

326 (2) PROVIDER QUALIFICATIONS.—

327 (a) The department shall annually publish on its website a
328 list of providers approved by the State Board of Education to
329 offer virtual instruction programs. To be approved, a virtual
330 instruction program provider must document that it:

331 1. Is nonsectarian in its programs, admission policies,
332 employment practices, and operations;

333 2. Complies with the antidiscrimination provisions of s.
334 1000.05;

335 3. Locates an administrative office or offices in this
336 state, requires its administrative staff to be state residents,
337 requires all instructional staff to be Florida-certified
338 teachers under chapter 1012 and conducts background screenings
339 for all employees or contracted personnel, as required by s.
340 1012.32, using state and national criminal history records;

341 4. Electronically provides to parents and students
342 specific information that includes, but is not limited to, the
343 following teacher-parent and teacher-student contact information
344 for each course:

345 a. How to contact the instructor via phone, e-mail, or
346 online messaging tools.

347 b. How to contact technical support via phone, e-mail, or
348 online messaging tools.

349 c. How to contact the administration office via phone, e-
350 mail, or online messaging tools.

351 d. Any requirement for regular contact with the instructor
352 for the course and clear expectations for meeting the
353 requirement.

354 e. The requirement that the instructor in each course
355 must, at a minimum, conduct one contact with the parent and the
356 student each month;

357 5. Possesses prior, successful experience offering virtual
358 instruction courses to elementary, middle, or high school
359 students as demonstrated by quantified student learning gains in
360 each subject area and grade level provided for consideration as
361 an instructional program option. However, for a virtual
362 instruction program provider without sufficient prior,
363 successful experience offering online courses, the State Board
364 of Education may conditionally approve the virtual instruction
365 program provider to offer courses measured pursuant to
366 subparagraph (7)(a)2. Conditional approval shall be valid for 2
367 school years only and, based on the virtual instruction program
368 provider's experience in offering the courses, the State Board
369 of Education may grant approval to offer a virtual instruction
370 program;

371 6. Is accredited by a regional accrediting association as
372 defined by State Board of Education rule;

373 7. Ensures instructional and curricular quality through a
374 detailed curriculum and student performance accountability plan
375 that addresses every subject and grade level it intends to

376 provide through contract with the school district, including:
 377 a. Courses and programs that meet the standards of the
 378 International Association for K-12 Online Learning and the
 379 Southern Regional Education Board.
 380 b. Instructional content and services that align with, and
 381 measure student attainment of, student proficiency in the state
 382 academic standards ~~Next Generation Sunshine State Standards~~.
 383 c. Mechanisms that determine and ensure that a student has
 384 satisfied requirements for grade level promotion and high school
 385 graduation with a standard diploma, as appropriate;
 386 8. Publishes, in accordance with disclosure requirements
 387 adopted in rule by the State Board of Education, as part of its
 388 application as an approved virtual instruction program provider
 389 and in all contracts negotiated pursuant to this section:
 390 a. Information and data about the curriculum of each full-
 391 time and part-time virtual instruction program.
 392 b. School policies and procedures.
 393 c. Certification status and physical location of all
 394 administrative and instructional personnel.
 395 d. Hours and times of availability of instructional
 396 personnel.
 397 e. Student-teacher ratios.
 398 f. Student completion and promotion rates.
 399 g. Student, educator, and school performance
 400 accountability outcomes;

401 9. If the approved virtual instruction program provider is
 402 a Florida College System institution, employs instructors who
 403 meet the certification requirements for instructional staff
 404 under chapter 1012; and

405 10. Performs an annual financial audit of its accounts and
 406 records conducted by an independent auditor who is a certified
 407 public accountant licensed under chapter 473. The independent
 408 auditor shall conduct the audit in accordance with rules adopted
 409 by the Auditor General and in compliance with generally accepted
 410 auditing standards, and include a report on financial statements
 411 presented in accordance with generally accepted accounting
 412 principles. The audit report shall be accompanied by a written
 413 statement from the approved virtual instruction program provider
 414 in response to any deficiencies identified within the audit
 415 report and shall be submitted by the approved virtual
 416 instruction program provider to the State Board of Education and
 417 the Auditor General no later than 9 months after the end of the
 418 preceding fiscal year.

419 (3) VIRTUAL INSTRUCTION PROGRAM REQUIREMENTS.—Each virtual
 420 instruction program under this section must:

421 (a) Align virtual course curriculum and course content to
 422 the state academic standards ~~Sunshine State Standards~~ under s.
 423 1003.41.

424 (4) CONTRACT REQUIREMENTS.—Each contract with an approved
 425 virtual instruction program provider must, at minimum:

426 (a) Set forth a detailed curriculum plan that illustrates
 427 how students will be provided services and be measured for
 428 attainment of proficiency in the state academic standards ~~Next~~
 429 ~~Generation Sunshine State Standards~~ for each grade level and
 430 subject.

431
 432 A contracting school district shall facilitate compliance with
 433 the requirements of paragraphs (h) and (i).

434 Section 7. Effective July 1, 2023, paragraph (a) of
 435 subsection (2) of section 1002.45, Florida Statutes, as amended
 436 by section 17 of chapter 2022-154, and section 10 of chapter
 437 2022-157, Laws of Florida, is amended to read:

438 1002.45 Virtual instruction programs.—

439 (2) PROVIDER QUALIFICATIONS.—

440 (a) The department shall annually publish on its website a
 441 list of providers approved by the State Board of Education to
 442 offer virtual instruction programs. To be approved, a virtual
 443 instruction program provider must document that it:

444 1. Is nonsectarian in its programs, admission policies,
 445 employment practices, and operations;

446 2. Complies with the antidiscrimination provisions of s.
 447 1000.05;

448 3. Locates an administrative office or offices in this
 449 state, requires its administrative staff to be state residents,
 450 requires all instructional staff to be Florida-certified

451 teachers under chapter 1012 and conducts background screenings
452 for all employees or contracted personnel, as required by s.
453 1012.32, using state and national criminal history records;

454 4. Electronically provides to parents and students
455 specific information that includes, but is not limited to, the
456 following teacher-parent and teacher-student contact information
457 for each course:

458 a. How to contact the instructor via phone, e-mail, or
459 online messaging tools.

460 b. How to contact technical support via phone, e-mail, or
461 online messaging tools.

462 c. How to contact the administration office via phone, e-
463 mail, or online messaging tools.

464 d. Any requirement for regular contact with the instructor
465 for the course and clear expectations for meeting the
466 requirement.

467 e. The requirement that the instructor in each course
468 must, at a minimum, conduct one contact with the parent and the
469 student each month;

470 5. Possesses prior, successful experience offering virtual
471 instruction courses to elementary, middle, or high school
472 students as demonstrated by quantified student learning gains in
473 each subject area and grade level provided for consideration as
474 an instructional program option. However, for a virtual
475 instruction program provider without sufficient prior,

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476 successful experience offering online courses, the State Board
477 of Education may conditionally approve the virtual instruction
478 program provider to offer courses measured pursuant to
479 subparagraph (7)(a)2. Conditional approval shall be valid for 1
480 school year only and, based on the virtual instruction program
481 provider's experience in offering the courses, the State Board
482 of Education may grant approval to offer a virtual instruction
483 program;

484 6. Is accredited by a regional accrediting association as
485 defined by State Board of Education rule;

486 7. Ensures instructional and curricular quality through a
487 detailed curriculum and student performance accountability plan
488 that addresses every subject and grade level it intends to
489 provide through contract with the school district, including:

490 a. Courses and programs that meet the standards of the
491 International Association for K-12 Online Learning and the
492 Southern Regional Education Board.

493 b. Instructional content and services that align with, and
494 measure student attainment of, student proficiency in the state
495 academic standards ~~Next Generation Sunshine State Standards~~.

496 c. Mechanisms that determine and ensure that a student has
497 satisfied requirements for grade level promotion and high school
498 graduation with a standard diploma, as appropriate;

499 8. Publishes, in accordance with disclosure requirements
500 adopted in rule by the State Board of Education, as part of its

501 application as an approved virtual instruction program provider
502 and in all contracts negotiated pursuant to this section:

503 a. Information and data about the curriculum of each full-
504 time and part-time virtual instruction program.

505 b. School policies and procedures.

506 c. Certification status and physical location of all
507 administrative and instructional personnel.

508 d. Hours and times of availability of instructional
509 personnel.

510 e. Student-teacher ratios.

511 f. Student completion and promotion rates.

512 g. Student, educator, and school performance
513 accountability outcomes;

514 9. If the approved virtual instruction program provider is
515 a Florida College System institution, employs instructors who
516 meet the certification requirements for instructional staff
517 under chapter 1012; and

518 10. Performs an annual financial audit of its accounts and
519 records conducted by an independent auditor who is a certified
520 public accountant licensed under chapter 473. The independent
521 auditor shall conduct the audit in accordance with rules adopted
522 by the Auditor General and in compliance with generally accepted
523 auditing standards, and include a report on financial statements
524 presented in accordance with generally accepted accounting
525 principles. The audit report shall be accompanied by a written

526 statement from the approved virtual instruction program provider
527 in response to any deficiencies identified within the audit
528 report and shall be submitted by the approved virtual
529 instruction program provider to the State Board of Education and
530 the Auditor General no later than 9 months after the end of the
531 preceding fiscal year.

532 Section 8. Paragraph (b) of subsection (1) of section
533 1003.4282, Florida Statutes, is amended to read:

534 1003.4282 Requirements for a standard high school
535 diploma.—

536 (1) TWENTY-FOUR CREDITS REQUIRED.—

537 (b) The required credits may be earned through equivalent,
538 applied, or integrated courses or career education courses as
539 defined in s. 1003.01(4), including work-related internships
540 approved by the State Board of Education and identified in the
541 course code directory. However, any must-pass assessment
542 requirements must be met. An equivalent course is one or more
543 courses identified by content-area experts as being a match to
544 the core curricular content of another course, based upon review
545 of the state academic standards ~~Next Generation Sunshine State~~
546 ~~Standards~~ for that subject. An applied course aligns with state
547 academic standards ~~Next Generation Sunshine State Standards~~ and
548 includes real-world applications of a career and technical
549 education standard used in business or industry. An integrated
550 course includes content from several courses within a content

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551 area or across content areas.

552 Section 9. Paragraph (a) of subsection (3) of section
553 1003.499, Florida Statutes, is amended to read:

554 1003.499 Florida Approved Courses and Tests (FACT)
555 Initiative.—

556 (3) PROVIDER REQUIREMENTS.—

557 (a) To be approved by the Department of Education, an
558 individual provider must provide all the following documentation
559 that demonstrates that he or she:

560 1. Is nonsectarian regarding courses, enrollment policies,
561 employment practices, and operations.

562 2. Complies with the antidiscrimination provisions of s.
563 1000.05.

564 3. Requires all instructional staff to be Florida-
565 certified teachers under chapter 1012 or certified as adjunct
566 educators under s. 1012.57 and conducts background screenings
567 for all employees or contracted personnel, as required by s.
568 1012.32, using state and national criminal history records.

569 4. Provides to parents and students specific information
570 posted and accessible online which includes, but is not limited
571 to, the following teacher-parent and teacher-student contact
572 information for each course:

573 a. How to contact the instructor via telephone, e-mail, or
574 online messaging tools.

575 b. How to contact technical support via telephone, e-mail,

576 or online messaging tools.

577 c. How to contact the administration office or an
578 individual offering online courses, including, but not limited
579 to, massive open online courses, via telephone, e-mail, or
580 online messaging tools.

581 d. Any requirement for regular contact with the instructor
582 for the course and clear expectations for meeting the
583 requirement.

584 5. Possesses prior, successful experience offering online
585 courses to elementary, middle, or high school students as
586 demonstrated by quantified student learning gains or student
587 growth in each subject area and grade level provided for
588 consideration as an instructional program option. However, for a
589 provider without sufficient prior, successful experience
590 offering online courses, the department may conditionally
591 approve the provider to offer courses measured by the statewide
592 assessment program pursuant to s. 1008.22. Conditional approval
593 is valid for 1 year. Renewal of provider approval is contingent
594 on sufficient performance data available demonstrating success
595 in accordance with this section and State Board of Education
596 rule.

597 6. Ensures instructional and curricular quality through a
598 detailed curriculum and student performance accountability plan
599 that addresses every subject and grade level that the provider
600 intends to provide through contract with the school district,

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601 including all of the following:

602 a. Courses and programs that meet the standards of the
603 International Association for K-12 Online Learning and the
604 Southern Regional Education Board.

605 b. Instructional content and services that align with, and
606 measure student attainment of, student proficiency in the state
607 academic standards ~~Next Generation Sunshine State Standards~~.

608 c. Mechanisms that determine and ensure that a student has
609 satisfied requirements for grade level promotion and high school
610 graduation with a standard diploma, as appropriate.

611 7. Publishes for the general public, in accordance with
612 disclosure requirements adopted in rule by the State Board of
613 Education, as part of the application as a provider and in all
614 contracts negotiated pursuant to this section all of the
615 following information:

616 a. Certification status and physical location of all
617 administrative and instructional personnel.

618 b. Hours and times of availability of instructional
619 personnel.

620 c. Student-teacher ratios.

621 d. Student completion and promotion rates.

622 e. Student, educator, and school performance
623 accountability outcomes.

624 Section 10. Section 1003.4995, Florida Statutes, is
625 amended to read:

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626 1003.4995 Fine arts report.—The Commissioner of Education
627 shall prepare an annual report that includes a description,
628 based on annual reporting by schools, of student access to and
629 participation in fine arts courses, which are visual arts,
630 music, dance, and theatre courses; the number and certification
631 status of educators providing instruction in the courses;
632 educational facilities designed and classroom space equipped for
633 fine arts instruction; and the manner in which schools are
634 providing the core curricular content for fine arts established
635 in the state academic standards ~~Next Generation Sunshine State~~
636 ~~Standards~~. The report shall be posted on the Department of
637 Education's website and updated annually.

638 Section 11. Paragraph (b) of subsection (2) of section
639 1006.28, Florida Statutes, is amended to read:

640 1006.28 Duties of district school board, district school
641 superintendent; and school principal regarding K-12
642 instructional materials.—

643 (2) DISTRICT SCHOOL BOARD.—The district school board has
644 the constitutional duty and responsibility to select and provide
645 adequate instructional materials for all students in accordance
646 with the requirements of this part. The district school board
647 also has the following specific duties and responsibilities:

648 (b) *Instructional materials*.—Provide for proper
649 requisitioning, distribution, accounting, storage, care, and use
650 of all instructional materials and furnish such other

651 instructional materials as may be needed. Instructional
652 materials used must be consistent with the district goals and
653 objectives and the course descriptions established in rule of
654 the State Board of Education, as well as with the applicable
655 state academic standards ~~Next Generation Sunshine State~~
656 ~~Standards~~ provided for in s. 1003.41.

657 Section 12. Paragraph (b) of subsection (1) of section
658 1006.29, Florida Statutes, is amended to read:

659 1006.29 State instructional materials reviewers.—

660 (1)

661 (b) By April 15 of each school year, the commissioner
662 shall appoint three state or national experts in the content
663 areas submitted for adoption to review the instructional
664 materials and evaluate the content for alignment with the
665 applicable state academic standards ~~Next Generation Sunshine~~
666 ~~State Standards~~. These reviewers shall be designated as state
667 instructional materials reviewers and shall review the materials
668 for the level of instructional support and the accuracy and
669 appropriateness of progression of introduced content.

670 Instructional materials shall be made electronically available
671 to the reviewers. The initial review of the materials shall be
672 made by only two of the three reviewers. If the two reviewers
673 reach different results, the third reviewer shall break the tie.
674 The reviewers shall independently make recommendations to the
675 commissioner regarding materials that should be placed on the

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676 list of adopted materials through an electronic feedback review
677 system.

678 Section 13. Subsection (2) of section 1006.31, Florida
679 Statutes, is amended to read:

680 1006.31 Duties of the Department of Education and school
681 district instructional materials reviewer.—The duties of the
682 instructional materials reviewer are:

683 (2) EVALUATION OF INSTRUCTIONAL MATERIALS.—To use the
684 selection criteria listed in s. 1006.34(2)(b) and recommend for
685 adoption only those instructional materials aligned with the
686 state academic standards ~~Next Generation Sunshine State~~
687 ~~Standards~~ provided for in s. 1003.41. Instructional materials
688 recommended by each reviewer shall be, to the satisfaction of
689 each reviewer, accurate, objective, balanced, noninflammatory,
690 current, free of pornography and material prohibited under s.
691 847.012, and suited to student needs and their ability to
692 comprehend the material presented. Reviewers shall consider for
693 recommendation materials developed for academically talented
694 students, such as students enrolled in advanced placement
695 courses. When recommending instructional materials, each
696 reviewer shall:

697 (a) Include only instructional materials that accurately
698 portray the ethnic, socioeconomic, cultural, religious,
699 physical, and racial diversity of our society, including men and
700 women in professional, career, and executive roles, and the role

701 and contributions of the entrepreneur and labor in the total
 702 development of this state and the United States.

703 (b) Include only materials that accurately portray,
 704 whenever appropriate, humankind's place in ecological systems,
 705 including the necessity for the protection of our environment
 706 and conservation of our natural resources and the effects on the
 707 human system of the use of tobacco, alcohol, controlled
 708 substances, and other dangerous substances.

709 (c) Include materials that encourage thrift, fire
 710 prevention, and humane treatment of people and animals.

711 (d) Require, when appropriate to the comprehension of
 712 students, that materials for social science, history, or civics
 713 classes contain the Declaration of Independence and the
 714 Constitution of the United States. A reviewer may not recommend
 715 any instructional materials that contain any matter reflecting
 716 unfairly upon persons because of their race, color, creed,
 717 national origin, ancestry, gender, religion, disability,
 718 socioeconomic status, or occupation or otherwise contradict the
 719 principles enumerated under s. 1003.42(3).

720 Section 14. Paragraph (e) of subsection (1) of section
 721 1006.33, Florida Statutes, is amended to read:

722 1006.33 Bids or proposals; advertisement and its
 723 contents.—

724 (1)

725 (e) The advertisement shall give information regarding

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726 digital specifications that have been adopted by the department,
727 including minimum format requirements that will enable
728 electronic and digital content to be accessed through the
729 district's local instructional improvement system and a variety
730 of mobile, electronic, and digital devices. Beginning with
731 specifications released in 2014, the digital specifications
732 shall include requiring the capability for searching by state
733 standards and site and student-level licensing. Such digital
734 format specifications shall be appropriate for the
735 interoperability of the content. The department may not adopt
736 specifications that require the instructional materials to
737 include specific references to FCAT and state academic standards
738 ~~Next Generation Sunshine State Standards~~ and benchmarks at the
739 point of student use.

740 Section 15. Paragraph (b) of subsection (2) of section
741 1006.34, Florida Statutes, is amended to read:

742 1006.34 Powers and duties of the commissioner and the
743 department in selecting and adopting instructional materials.—

744 (2) SELECTION AND ADOPTION OF INSTRUCTIONAL MATERIALS.—

745 (b) In the selection of instructional materials, library
746 media, and other reading material used in the public school
747 system, the standards used to determine the propriety of the
748 material shall include:

749 1. The age of the students who normally could be expected
750 to have access to the material.

751 2. The educational purpose to be served by the material.
 752 Priority shall be given to the selection of materials that align
 753 with the state academic standards ~~Next Generation Sunshine State~~
 754 ~~Standards~~ as provided for in s. 1003.41 and include the
 755 instructional objectives contained within the curriculum
 756 frameworks for career and technical education and adult and
 757 adult general education adopted by rule of the State Board of
 758 Education under s. 1004.92.

759 3. The degree to which the material would be supplemented
 760 and explained by mature classroom instruction as part of a
 761 normal classroom instructional program.

762 4. The consideration of the broad racial, ethnic,
 763 socioeconomic, and cultural diversity of the students of this
 764 state.

765
 766 Any instructional material containing pornography or otherwise
 767 prohibited by s. 847.012 may not be used or made available
 768 within any public school.

769 Section 16. Paragraph (c) of subsection (6) of section
 770 1007.35, Florida Statutes, is amended to read:

771 1007.35 Florida Partnership for Minority and
 772 Underrepresented Student Achievement.—

773 (6) The partnership shall:

774 (c) Provide teacher training and materials that are
 775 aligned with the state academic standards ~~Next Generation~~

776 ~~Sunshine State Standards~~ and are consistent with best theory and
 777 practice regarding multiple learning styles and research on
 778 learning, instructional strategies, instructional design, and
 779 classroom assessment. Curriculum materials must be based on
 780 current, accepted, and essential academic knowledge.

781 Section 17. Paragraph (b) of subsection (1) of section
 782 1008.385, Florida Statutes, is amended to read:

783 1008.385 Educational planning and information systems.—

784 (1) EDUCATIONAL PLANNING.—

785 (b) Each district school board shall maintain a continuing
 786 system of planning and budgeting designed to aid in identifying
 787 and meeting the educational needs of students and the public.
 788 Provision shall be made for coordination between district school
 789 boards and Florida College System institution boards of trustees
 790 concerning the planning for career education and adult
 791 educational programs. The major emphasis of the system shall be
 792 upon locally determined goals and objectives, the state plan for
 793 education, and the state academic standards ~~Sunshine State~~
 794 ~~Standards~~ developed by the Department of Education and adopted
 795 by the State Board of Education. The district planning and
 796 budgeting system must include consideration of student
 797 achievement data obtained pursuant to ss. 1008.22 and 1008.34.
 798 The system shall be structured to meet the specific management
 799 needs of the district and to align the budget adopted by the
 800 district school board with the plan the board has also adopted.

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801 Each district school board shall utilize its system of planning
802 and budgeting to emphasize a system of school-based management
803 in which individual school centers become the principal planning
804 units and to integrate planning and budgeting at the school
805 level.

806 Section 18. Paragraph (1) of subsection (2) of section
807 1012.05, Florida Statutes, is amended to read:

808 1012.05 Teacher recruitment and retention.—

809 (2) The Department of Education shall:

810 (1) Develop and implement an online Teacher Toolkit that
811 contains a menu of resources, based on the state academic
812 standards ~~Sunshine State Standards~~, that all teachers can use to
813 enhance classroom instruction and increase teacher
814 effectiveness, thus resulting in improved student achievement.

815 Section 19. Subsection (5) of section 1012.28, Florida
816 Statutes, is amended to read:

817 1012.28 Public school personnel; duties of school
818 principals.—

819 (5) Each school principal shall perform such duties as may
820 be assigned by the district school superintendent, pursuant to
821 the rules of the district school board. Such rules shall
822 include, but are not limited to, rules relating to
823 administrative responsibility, instructional leadership in
824 implementing the state academic standards ~~Sunshine State~~
825 ~~Standards~~ and the overall educational program of the school to

826 | which the school principal is assigned, submission of personnel
 827 | recommendations to the district school superintendent,
 828 | administrative responsibility for records and reports,
 829 | administration of corporal punishment, and student suspension.

830 | Section 20. Subsection (4) of section 1012.56, Florida
 831 | Statutes, is amended to read:

832 | 1012.56 Educator certification requirements.—

833 | (4) ALIGNMENT OF SUBJECT AREAS.—The State Board of
 834 | Education shall align the subject area examinations to the state
 835 | academic standards ~~Next Generation Sunshine State Standards.~~

836 | Section 21. Subsection (1) of section 1012.72, Florida
 837 | Statutes, is amended to read:

838 | 1012.72 Dale Hickam Excellent Teaching Program.—

839 | (1) The Legislature recognizes that teachers play a
 840 | critical role in preparing students to achieve the high levels
 841 | of academic performance expected by the state academic standards
 842 | ~~Sunshine State Standards~~. The Legislature further recognizes the
 843 | importance of identifying and rewarding teaching excellence and
 844 | of encouraging good teachers to become excellent teachers. The
 845 | Legislature finds that the National Board for Professional
 846 | Teaching Standards (NBPTS) has established high and rigorous
 847 | standards for accomplished teaching and has developed a national
 848 | voluntary system for assessing and certifying teachers who
 849 | demonstrate teaching excellence by meeting those standards. It
 850 | is therefore the Legislature's intent to reward teachers who

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851 demonstrate teaching excellence by attaining NBPTS certification
852 and sharing their expertise with other teachers.

853 Reviser's note.—Amended pursuant to the directive of the
854 Legislature in s. 10, ch. 2022-16, Laws of Florida, to the
855 Division of Law Revision to prepare a reviser's bill for
856 the 2023 Regular Session of the Legislature to change the
857 term "Next Generation Sunshine State Standards" to "state
858 academic standards" wherever the term appears in the
859 Florida Statutes.

860 Section 22. Except as otherwise expressly provided in this
861 act and except for this section, which shall take effect July 1,
862 2023, this act shall take effect on the 60th day after
863 adjournment sine die of the session of the Legislature in which
864 enacted.