

<b>Tab 1</b>	<b>SB 110 by Brandes;</b> (Similar to CS/H 00501) Public Records and Public Meetings/Information Technology/Postsecondary Education Institutions					
656252	A	S	RCS	ED, Brandes	Delete L.87 - 89:	03/21 06:17 PM
<b>Tab 2</b>	<b>SB 642 by Garcia (CO-INTRODUCERS) Artiles;</b> (Similar to H 00559) Public Educational Facilities					
<b>Tab 3</b>	<b>SB 772 by Rouson;</b> (Identical to H 00371) Assistive Technology Devices					
438250	A	S	RCS	ED, Rouson	Delete L.26:	03/21 06:17 PM
<b>Tab 4</b>	<b>SB 780 by Stargel;</b> (Compare to CS/H 00749) Adoption Benefits					
649144	D	S	RCS	ED, Stargel	Delete everything after	03/21 06:17 PM
<b>Tab 5</b>	<b>SB 808 by Mayfield;</b> (Identical to H 00591) Maximum Class Size					
<b>Tab 6</b>	<b>SB 890 by Bean;</b> (Identical to H 06035) Review of the Florida Endowment for Vocational Rehabilitation					
789530	D	S	RCS	ED, Bean	Delete everything after	03/21 06:17 PM
<b>Tab 7</b>	<b>SB 896 by Simmons;</b> (Identical to H 00845) Direct-support Organization for the Florida Prepaid Tuition Scholarship Program					
283786	T	S	RCS	ED, Simmons	In title, delete L.3 -	03/21 06:17 PM
<b>Tab 8</b>	<b>SB 1252 by Galvano;</b> Education					
<b>Tab 9</b>	<b>SB 1458 by Simmons;</b> (Compare to H 06035) Direct-support Organizations					
405170	A	S	RCS	ED, Simmons	Delete L.16 - 20.	03/21 06:17 PM
<b>Tab 11</b>	<b>SB 584 by Montford (CO-INTRODUCERS) Stewart;</b> (Similar to H 00407) Alternative High School Graduation Requirements					
<b>Tab 12</b>	<b>SB 782 by Mayfield;</b> (Identical to H 06015) High School Graduation Requirements					
<b>Tab 13</b>	<b>SB 906 by Steube;</b> (Identical to H 00549) Student Assessments					
<b>Tab 14</b>	<b>SB 926 by Flores (CO-INTRODUCERS) Bradley;</b> (Identical to H 00773) K-12 Student Assessments					
<b>Tab 15</b>	<b>SB 964 by Montford (CO-INTRODUCERS) Garcia, Lee, Stewart, Mayfield, Gibson, Broxson;</b> (Identical to H 01249) Education Accountability					
<b>Tab 16</b>	<b>SB 1222 by Bradley;</b> (Similar to H 00781) School Grades					
<b>Tab 17</b>	<b>SB 1280 by Rodriguez;</b> (Identical to H 00131) Mandatory Retention					

**The Florida Senate**  
**COMMITTEE MEETING EXPANDED AGENDA**

**EDUCATION**  
**Senator Hukill, Chair**  
**Senator Mayfield, Vice Chair**

**MEETING DATE:** Tuesday, March 21, 2017**TIME:** 4:00—6:00 p.m.**PLACE:** Pat Thomas Committee Room, 412 Knott Building**MEMBERS:** Senator Hukill, Chair; Senator Mayfield, Vice Chair; Senators Farmer, Galvano, Lee, Simmons, Simpson, Stewart, and Thurston

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	<b>SB 110</b> Brandes (Similar CS/H 501)	Public Records and Public Meetings/Information Technology/Postsecondary Education Institutions; Creating an exemption from public records requirements for certain records held by a state university or Florida College System institution which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents; creating an exemption from public meetings requirements for portions of public meetings which would reveal such data and information; providing for future legislative review and repeal of the exemptions; providing statements of public necessity, etc.  ED 03/21/2017 Fav/CS GO RC	Fav/CS Yeas 7 Nays 0
2	<b>SB 642</b> Garcia (Similar H 559)	Public Educational Facilities; Providing requirements for determining the capacity of facilities in certain schools as reported in the Florida Inventory of School Houses, etc.  ED 03/21/2017 Favorable AED AP	Favorable Yeas 7 Nays 0
3	<b>SB 772</b> Rouson (Identical H 371)	Assistive Technology Devices; Revising provisions relating to the accessibility and use of assistive technology devices by persons with disabilities, etc.  ED 03/21/2017 Fav/CS AED AP	Fav/CS Yeas 7 Nays 0
4	<b>SB 780</b> Stargel (Compare CS/H 749)	Adoption Benefits; Revising the definition of the term "state agency" to include charter schools and the Florida Virtual School for the purpose of extending adoption benefits to qualifying adoptive employees of such schools, etc.  ED 03/21/2017 Fav/CS AHS AP	Fav/CS Yeas 7 Nays 0



**COMMITTEE MEETING EXPANDED AGENDA**

Education

Tuesday, March 21, 2017, 4:00—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
5	<b>SB 808</b> Mayfield (Identical H 591)	Maximum Class Size; Revising requirements for charter school compliance with maximum class size requirements; calculating a school district's class size categorical allocation reduction at the school average when maximum class size requirements are not met; revising requirements for compliance with maximum class size requirements for a school participating in the Principal Autonomy Pilot Project Program, etc.  ED 03/21/2017 Favorable AED AP RC	Favorable Yeas 7 Nays 0
6	<b>SB 890</b> Bean (Identical H 6035, Compare S 1458)	Review of the Florida Endowment for Vocational Rehabilitation; Repealing provisions which provides for future review and repeal of provisions governing the Florida Endowment for Vocational Rehabilitation, etc.  ED 03/21/2017 Fav/CS AED AP	Fav/CS Yeas 7 Nays 0
7	<b>SB 896</b> Simmons (Identical H 845)	Direct-support Organization for the Florida Prepaid Tuition Scholarship Program; Extending the repeal date of the direct-support organization for the Florida Prepaid Tuition Scholarship Program, etc.  ED 03/21/2017 Fav/CS AHE AP	Fav/CS Yeas 7 Nays 0
8	<b>SB 1252</b> Galvano (Compare S 868)	Education; Deleting obsolete provisions relating to a requirement that the Department of Education have an operating electronic individual education plan system in place for potential statewide use; revising the membership of the Higher Education Coordinating Council; revising the date by which the Board of Governors of the State University System must annually submit an accountability report, etc.  ED 03/21/2017 Favorable RC	Favorable Yeas 7 Nays 0
9	<b>SB 1458</b> Simmons (Compare H 6035, H 6037, S 890)	Direct-support Organizations; Abrogating the scheduled repeal of provisions relating to the blind services direct-support organization and the Florida Endowment for Vocational Rehabilitation, etc.  ED 03/21/2017 Fav/CS AHE AP	Fav/CS Yeas 7 Nays 0

**COMMITTEE MEETING EXPANDED AGENDA**

Education

Tuesday, March 21, 2017, 4:00—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
10	Presentation on Education Accountability by Florida Department of Education		Presented
<b>Workshop</b> - Discussion and testimony only on the following (no vote to be taken):			
11	<b>SB 584</b> Montford (Similar H 407)	Alternative High School Graduation Requirements; Authorizing certain students to be eligible for an alternative pathway to a standard high school diploma; requiring a school district to establish an Alternative Pathway to Graduation Review Committee for certain students; requiring each district school board to ensure certain instruction, to waive certain assessment results, and to administer a hard copy of the grade 10 ELA assessment or the statewide, standardized Algebra I EOC assessment for certain students, etc.  ED 03/21/2017 Workshop-Discussed AED AP	Workshop-Discussed
12	<b>SB 782</b> Mayfield (Identical H 6015)	High School Graduation Requirements; Removing a requirement that a student participating in an interscholastic sport pass a competency test on personal fitness to satisfy the physical education credit requirement for high school graduation, etc.  ED 03/21/2017 Workshop-Discussed HP RC	Workshop-Discussed
13	<b>SB 906</b> Steube (Identical H 549)	Student Assessments; Requiring that the Commissioner of Education periodically publish on the Department of Education's website any assessment administered or adopted during the previous school year, etc.  ED 03/21/2017 Workshop-Discussed AP RC	Workshop-Discussed
14	<b>SB 926</b> Flores (Identical H 773)	K-12 Student Assessments; Requiring the Commissioner of Education to review specified college entrance examinations to determine their alignment with the core curricular content for high school level English Language Arts and mathematics established in state standards; revising provisions relating to achievement levels for certain statewide, standardized assessments; providing requirements for administration of the statewide, standardized English Language Arts and mathematics assessments in specified grades, etc.  ED 03/21/2017 Workshop-Discussed RC	Workshop-Discussed

**COMMITTEE MEETING EXPANDED AGENDA**

Education

Tuesday, March 21, 2017, 4:00—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
15	<b>SB 964</b> Montford (Identical H 1249)	Education Accountability; Requiring an application and charter for a high school charter school to require the administration of a specified assessment for graduation purposes; revising the requirements for a standard high school diploma; revising the grades in which the statewide, standardized Reading assessment must be administered; providing responsibilities of the commissioner to select and approve a nationally recognized high school assessment to administer in lieu of the Florida Standards Assessment, etc.  ED 03/21/2017 Workshop-Discussed AED AP	Workshop-Discussed
16	<b>SB 1222</b> Bradley (Similar H 781)	School Grades; Providing that a school exhibits a feeder pattern for the purpose of designating school grades if at least a majority of its students are scheduled to be assigned to the graded school, etc.  ED 03/21/2017 Workshop-Discussed AED AP	Workshop-Discussed
17	<b>SB 1280</b> Rodriguez (Identical H 131)	Mandatory Retention; Removing the requirement for mandatory retention of a third grade student based on his or her performance on the English Language Arts assessment, etc.  ED 03/21/2017 Workshop-Discussed AED AP	Workshop-Discussed

TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
<b>Senate Confirmation Hearing:</b> A public hearing will be held for consideration of the below-named executive appointment to the office indicated.			
<b>Board of Trustees, Florida A &amp; M University</b>			
18	Dortch, Thomas W., Jr. (Atlanta)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Reed, Craig (Newtown Square)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Perry, Belvin, Jr. ()	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Mills, Harold F. (Windermere)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
<b>Board of Trustees, Florida Atlantic University</b>			
19	Dorman, Malcolm J. (Boynton Beach)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Stilley, Robert J. (Tequesta)	01/06/2021	Recommend Confirm Yeas 6 Nays 0

**COMMITTEE MEETING EXPANDED AGENDA**

Education

Tuesday, March 21, 2017, 4:00—6:00 p.m.

TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
	Moabery, Abdol (Delray Beach)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Davis, Shaun M. (Weston)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
<b>Board of Trustees, University of Central Florida</b>			
20	Bradley, Kenneth W. (Winter Park)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Walsh, David M. (Winter Springs)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Sprouls, John R. Esquire (Windermere)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Martins, Alexander (Winter Park)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Marchena, Marcos R. (Orlando)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
<b>Board of Trustees, Florida State University</b>			
21	Mateer, Craig C. (Orlando)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
<b>Board of Trustees, Florida Gulf Coast University</b>			
22	Cors, Darleen (Naples)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Montgomery, Johnny Leo (Naples)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Fogg, Joseph G. III (Naples)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
<b>Board of Trustees, Florida International University</b>			
23	Armas, Jose (Coral Gables)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Sarnoff, Marc D. (Miami)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Puig, Claudia (Coral Gables)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Grant, Gerald C., Jr. (Palmetto Bay)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
<b>Board of Trustees, New College of Florida</b>			
24	Coleman, Audrey R. (Bradenton)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
<b>Board of Trustees, Florida Polytechnic University</b>			
25	Bostick, R. Mark (Lake Wales)	06/30/2020	Recommend Confirm Yeas 6 Nays 0
	Otto, Clifford K. (Lakeland)	06/30/2019	Recommend Confirm Yeas 6 Nays 0
	McCance, Henry F. (Lake Wales)	06/30/2020	Recommend Confirm Yeas 6 Nays 0

**COMMITTEE MEETING EXPANDED AGENDA**

Education

Tuesday, March 21, 2017, 4:00—6:00 p.m.

TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
	Martin, Frank T. (Clermont)	07/15/2020	Recommend Confirm Yeas 6 Nays 0
	Featherman, Sandra (Highland Beach)	07/15/2020	Recommend Confirm Yeas 6 Nays 0
	Dur, Philip A. (Destin)	06/30/2020	Recommend Confirm Yeas 6 Nays 0
<b>Board of Trustees, University of Florida</b>			
26	Hosseini, Morteza "Mori" (Ormond Beach)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Rosenberg, Jason J. (Gainesville)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Johnson, Leonard H. (Dade City)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Heavener, James W. (Winter Park)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
<b>Board of Trustees, University of North Florida</b>			
27	Gonzalez, Wilfredo J. (Jacksonville)	01/06/2020	Recommend Confirm Yeas 6 Nays 0
	Wamble-King, Sharon (Jacksonville)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	McElroy, Paul E. (Jacksonville)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Joost, Stephen C. (Jacksonville)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Hyde, Kevin E. (Jacksonville)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
<b>Board of Trustees, University of South Florida</b>			
28	Carrere, Michael L. (Tampa)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Watkins, Nancy Hemmingway (Tampa)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Stikeleather, James A. (Tampa)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Ramil, John B. (Tampa)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Goforth, Stephanie E. (Gulfport)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
<b>Board of Trustees, University of West Florida</b>			
29	Britton, Greg S. (Navarre)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Sires, Robert D. (Crestview)	01/06/2021	Recommend Confirm Yeas 6 Nays 0
	Patel, Jayprakash S. (Pensacola)	01/06/2021	Recommend Confirm Yeas 6 Nays 0

**COMMITTEE MEETING EXPANDED AGENDA**

Education

Tuesday, March 21, 2017, 4:00—6:00 p.m.

TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
	Cleveland, David E. (Gulf Breeze)	01/06/2021	Recommend Confirm Yeas 6 Nays 0

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
-----	-------------------------	--	------------------

Other Related Meeting Documents

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

---

Prepared By: The Professional Staff of the Committee on Education

---

BILL: CS/SB 110

INTRODUCER: Education Committee and Senator Brandes

SUBJECT: Public Records and Public Meetings/Information Technology/Postsecondary Education Institutions

DATE: March 22, 2017      REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Benvenisty	Graf	ED	Fav/CS
2.			GO	
3.			RC	

---

**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

---

**I. Summary:**

CS/SB 110 creates a new public record and meeting exemption for records of state universities and Florida College System (FCS) institutions pertaining to Information Technology (IT) security systems if the disclosure of such records would facilitate the unauthorized access to, or unauthorized modification, disclosure, or destruction of data, information, or IT resources. Specifically, the bill:

- Exempts from public records laws data or information from technology systems owned, contracted, or maintained by a state university or FCS institution.
- Exempts from public meetings laws portions of public meetings that may reveal data or information from technology systems owned, contracted, or maintained by a state university or an FCS institution.
  - Requires an exempt portion of a public meeting to be recorded and transcribed but specifies such recording and transcript must be exempt from disclosure, unless a court determines that the meeting was not restricted to discussion of confidential and exempt data.
- Specifies the entities to whom exempt records must be provided.

The bill provides a statement of public necessity justifying the exemption as required by the Florida Constitution. Additionally, the bill provides for repeal of the public record and meeting exemption on October 2, 2022, pursuant to the Open Government Sunset Review Acts unless reviewed and saved from repeal by the Legislature.

Article I, s. 24(c), of the Florida Constitution, requires a two-thirds vote of the members of each house of the Legislature for final passage of a bill that creates an exemption for public records or public meetings.

The bill takes effect upon becoming law.

## **II. Present Situation:**

### **Public Records Law**

Article I, s. 24(a), of the Florida Constitution, sets forth the state's public policy regarding access to government records. The section guarantees every person a right to inspect or copy any public record of the legislative, executive, and judicial branches of government.

Public policy regarding access to government records is addressed further in the Florida Statutes. Section 119.07(1), F.S., guarantees every person a right to inspect and copy any state, county, or municipal record.

### **Public Meetings Law**

Article I, s. 24(b), of the Florida Constitution sets forth the state's public policy regarding access to government meetings. The section requires that all meetings of any collegial public body of the executive branch of state government or of any collegial public body of a county, municipality, school district, or special district, at which official acts are to be taken or at which public business of such body is to be transacted or discussed, be open and noticed to the public.

Public policy regarding access to government meetings also is addressed in the Florida Statutes. Section 286.011, F.S., known as the "Government in the Sunshine Law" or "Sunshine Law," further requires that all meetings of any board or commission of any state agency or authority or of any agency or authority of any county, municipal corporation, or political subdivision, at which official acts are to be taken be open to the public at all times.<sup>1</sup> The board or commission must provide reasonable notice of all public meetings.<sup>2</sup> Public meetings may not be held at any location that discriminates on the basis of sex, age, race, creed, color, origin or economic status or which operates in a manner that unreasonably restricts the public's access to the facility.<sup>3</sup> Minutes of a public meeting must be promptly recorded and open to public inspection.<sup>4</sup>

### **Public Record and Public Meeting Exemptions**

The Legislature, however, may provide by general law for the exemption of records and meetings from the requirements of Art. I, s. 24(a) and (b), of the Florida Constitution. The general law must state with specificity the public necessity justifying the exemption (public necessity statement) and must be no broader than necessary to accomplish its purpose.<sup>5</sup>

---

<sup>1</sup> Section 286.011(1), F.S.

<sup>2</sup> *Id.*

<sup>3</sup> Section 286.011(6), F.S.

<sup>4</sup> Section 286.011(2), F.S.

<sup>5</sup> Art. I, s. 24(c), Fla. Const.



### ***The Open Government Sunset Review Act***

Florida law provides for the review of any new or substantially amended<sup>6</sup> public records exemptions created pursuant to Art. I, s. 24, of the Florida Constitution.

The Open Government Sunset Review Act (OGSR) prescribes the review process for new or substantially amended public records exemptions.<sup>7</sup> The OGSR provides that an exemption is automatically repealed on October 2 of the fifth year unless the Legislature reenacts the exemption.<sup>8</sup> Records exempt before the date of the repeal of an exemption may not be made public unless otherwise provided by law.<sup>9</sup>

### **State Universities and Florida College System Institutions**

Records and meetings held by state universities and Florida College System (FCS) institutions regarding information security incidents, such as investigations into security breaches, security technologies, processes and practices as well as security risk assessments are currently subject to Florida public records laws.<sup>10,11</sup> Section 282.318, F.S., exempts from public records laws data and information from technology systems owned, contracted, or maintained by a state agency.<sup>12</sup> A “state agency” means any official, officer, commission, board, authority, council, committee, or department of the executive branch of state government; the Justice Administrative Commission; and the Public Service Commission.<sup>13</sup> However, state universities and university boards of trustees are specifically excluded from the definition of “state agency.”<sup>14</sup>

Florida College System records at the state level, as part of the Department of Education, are confidential and exempt under s. 282.318, F.S., but it is unclear the extent to which the records of FCS institutions and their boards of trustees are confidential and exempt under current law.<sup>15</sup>

### **III. Effect of Proposed Changes:**

CS/SB 110 creates a new public record and meeting exemption for records of state universities and Florida College System (FCS) institutions pertaining to Information Technology (IT) security systems if the disclosure of such records would facilitate the unauthorized access to, or unauthorized modification, disclosure, or destruction of data, information, or IT resources.

---

<sup>6</sup> Section 119.15, F.S. An exemption is substantially amended if the amendment expands the scope of the exemption to include more records or information or to include meetings as well as records. *Id.* An exemption is not substantially amended if the amendment narrows the scope of the exemption. *Id.*

<sup>7</sup> Section 119.15(6), F.S.

<sup>8</sup> Section 119.15(3), F.S.

<sup>9</sup> Section 119.15(7), F.S.

<sup>10</sup> Art. I, s. 24(c), Fla. Const.

<sup>11</sup> Ch. 119, F.S.

<sup>12</sup> State University System of Florida, Board of Governors, *2017 Legislative Bill Analysis for SB 110* (Jan. 10, 2017), at 1.

<sup>13</sup> Sections 282.0041(23) and 282.318(2), F.S.

<sup>14</sup> Sections 282.0041(23), F.S.

<sup>15</sup> Florida Department of Education, *2017 Legislative Bill Analysis for SB 110* (Dec. 21, 2016), at 3.

### **Public Records Exemption**

The bill exempts from disclosure:

- Records held by the university or college which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents, including suspected or confirmed breaches, if the disclosure of such records would facilitate unauthorized access to or the unauthorized modification, disclosure, or destruction of data or information, whether physical or virtual, or information technology resources; and
- Those portions of risk assessments, evaluations, external and internal audits, and other reports of the university's or institution's information technology security program for its data, information, and information technology resources which are held by the university or institution. These records would be exempt if disclosure of such records would lead to the unauthorized access to or unauthorized modification, disclosure, or destruction of the data, information, or IT resources.

### **Public Meetings Exemption**

The bill also exempts portions of public meetings that may reveal:

- Records pertaining to the detection, investigation, and response practices for suspected or confirmed IT security incidents, including breaches; and
- Portions of risk assessments, evaluations, external and internal audits and related reports of state university's or FCS institutions' IT security program for its data, information, and IT resources.

The bill requires exempt portions of a public meeting to be recorded and transcribed. However, the bill specifies that the recording and transcript of the meeting must remain confidential and exempt from disclosure unless a court with competent jurisdiction determines the meeting was not restricted to confidential and exempt data and information.

### **Statement of Public Necessity**

The bill provides a statement of public necessity for the proposed public record and meeting exemptions created in the bill. Specifically, the bill provides the following reasons for such exemptions:

- Records held by a state university or FCS institution that identify IT detection, investigation, or response practice for suspected or confirmed IT security incidents, including breaches, may be used in the investigation of the incident. The release of such information may interfere with and jeopardize the ongoing investigation.
- An investigation into an IT security incident, including a breach, may result in the gathering of sensitive personal information exempt from disclosure under state and federal law.<sup>16</sup> Release of such information may be used to commit identity theft or other crimes and subject potential victims of the security incident to further harm.<sup>17</sup>

---

<sup>16</sup> 20 U.S.C. s. 1232g and ss. 1002.225 and 1006.52, F.S.

<sup>17</sup> Florida law specifies procedures that must be taken in the event the security of personal information maintained by a government entity is breached. A government entity must give notice to each individual in the state whose personal information was, or the government entity reasonably believes to have been, accessed because of a breach of security. Section 501.171(4), F.S. Email, State University System of Florida Board of Governors (March 7, 2017).

- Disclosure of records such as an audit or forensic analysis of a state university or FCS institutions may reveal weaknesses in the university or institutions IT security system.
- Records held by a state university or FCS institution may contain proprietary information, the release of which would provide an unfair advantage for business competitors in the market place.
- Disclosure of records may compromise and interfere with the administration of ongoing education programs.

According to the Board of Governors of the State University System (BOG) “a state university is vulnerable to the disclosure of records or information that could potentially compromise the confidentiality, integrity, and availability of a state university’s information technology system” which contain sensitive data.<sup>18</sup>

### **Open Government Sunset Review**

The bill provides for the repeal of the exemptions created by this bill on October 2, 2022, as required by the Open Government Sunset Review Act. This timeframe for scheduled repeal appears to be consistent with the law regarding state public meeting and public record exemptions.<sup>19</sup>

### **Application**

The bill provides for retroactive application of the public records exemption. As such, all prior records pertaining to the detection, investigation, and response practices for suspected or confirmed IT security incidents and related reports will become confidential and exempt from disclosure.

All records and portions of public meeting recordings and transcripts made confidential and exempt by the bill must be available to the Auditor General, the Cybercrime Office of the Department of Law Enforcement, for the state universities, the Board of Governors, and for the FCS institutions, the State Board of Education. Additionally, such records and portions of meetings may be made available to a state or federal agency for security purposes or in furtherance of the agency’s official duties.

The bill takes effect upon becoming law.

## **IV. Constitutional Issues:**

### **A. Municipality/County Mandates Restrictions:**

None.

---

<sup>18</sup> State University System of Florida, Board of Governors, *2017 Legislative Bill Analysis for SB 110* (Jan. 10, 2017) at 1. The Board of Governors (BOG) regulation prescribes a minimum standard for security of data and related information technology resources. Florida Board of Governors Regulation 3.0075. The president of each university is responsible for ensuring appropriate and auditable security controls are in place on his or her campus. *Id.* at (1).

<sup>19</sup> Section 119.15(2)-(3), F.S.

**B. Public Records/Open Meetings Issues:****Vote Requirement**

Article I, s. 24(c), of the Florida Constitution, requires a two-thirds vote of the members of each house of the Legislature for final passage of a bill that creates an exemption for public records or public meetings.

CS/SB 110 creates a public record and public meeting exemption; therefore, a two-thirds vote of the members of each house of the Legislature is required for final passage of the bill.

**Public Necessity Statement**

Article I, s. 24(c), of the Florida Constitution, requires that a bill creating an exemption for public records or public meetings contain a public necessity statement justifying the exemption.

The bill contains a statement of public necessity.

**C. Trust Funds Restrictions:**

None.

**V. Fiscal Impact Statement:****A. Tax/Fee Issues:**

None.

**B. Private Sector Impact:**

None.

**C. Government Sector Impact:**

None.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill creates section 1004.055 of the Florida Statutes.

**IX. Additional Information:**

- A. **Committee Substitute – Statement of Substantial Changes:**  
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**CS by Education on March 21, 2017:**

The committee substitute adds the State Board of Education to the entities to who exempt records and meeting transcripts for Florida's community colleges must be made available.

- B. **Amendments:**

None.



656252

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/21/2017	.	
	.	
	.	
	.	

---

The Committee on Education (Brandes) recommended the following:

**Senate Amendment**

Delete lines 87 - 89  
and insert:  
available to the Auditor General; the Cybercrime Office of the  
Department of Law Enforcement; for a state university, the Board  
of Governors; and for a Florida College System institution, the  
State Board of Education. Such records and portions of meetings,

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3-21-17

Meeting Date

SB 110

Bill Number (if applicable)

Topic Pub. Rec. / IT Security

Amendment Barcode (if applicable)

Name BRIAN LOGAN

Job Title Legislative Affairs Director

Address 325 W. Gaines St. Suite 1614

Phone 850-567-0588

Street

Tallahassee FL 32399

City

State

Zip

Email brian.logan@flbog.edu

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida Board of Governors

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☐ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

21 March 2017  
Meeting Date

110  
Bill Number (if applicable)

Topic IT security / Public Records

Amendment Barcode (if applicable)

Name Matthew Holliday

Job Title Director, Governmental Relations

Address 8099 College Parkway  
Street  
Ft. Myers FL 33919  
City State Zip

Phone 239 826 7864

Email mholliday@FSW.edu

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida SouthWestern State College

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

***This form is part of the public record for this meeting.***

S-001 (10/14/14)



By Senator Brandes

24-00089A-17

2017110\_\_

A bill to be entitled

An act relating to public records and public meetings; creating s. 1004.055, F.S.; creating an exemption from public records requirements for certain records held by a state university or Florida College System institution which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents; creating an exemption from public records requirements for certain portions of risk assessments, evaluations, external and internal audits, and other reports of a university's or institution's information technology security program; creating an exemption from public meetings requirements for portions of public meetings which would reveal such data and information; providing an exemption from public records requirements for a specified period for the recording and transcript of a closed meeting; authorizing disclosure of confidential and exempt information to certain agencies and officers; defining the term "external audit"; providing retroactive application; providing for future legislative review and repeal of the exemptions; providing statements of public necessity; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

Section 1. Section 1004.055, Florida Statutes, is created to read:

1004.055 Security of data and information technology in

24-00089A-17

2017110\_\_

state postsecondary education institutions.—

(1) All of the following data or information from technology systems owned, contracted, or maintained by a state university or a Florida College System institution are confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution:

(a) Records held by the university or institution which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents, including suspected or confirmed breaches, if the disclosure of such records would facilitate unauthorized access to or unauthorized modification, disclosure, or destruction of:

1. Data or information, whether physical or virtual; or

2. Information technology resources, which include:

a. Information relating to the security of the university's or institution's technologies, processes, and practices designed to protect networks, computers, data processing software, and data from attack, damage, or unauthorized access; or

b. Security information, whether physical or virtual, which relates to the university's or institution's existing or proposed information technology systems.

(b) Those portions of risk assessments, evaluations, external and internal audits, and other reports of the university's or institution's information technology security program for its data, information, and information technology resources which are held by the university or institution, if the disclosure of such records would facilitate unauthorized access to or unauthorized modification, disclosure, or destruction of:

24-00089A-17

2017110

1. Data or information, whether physical or virtual; or

2. Information technology resources, which include:

a. Information relating to the security of the university's or institution's technologies, processes, and practices designed to protect networks, computers, data processing software, and data from attack, damage, or unauthorized access; or

b. Security information, whether physical or virtual, which relates to the university's or institution's existing or proposed information technology systems.

(2) Those portions of a public meeting as specified in s. 286.011 which would reveal data and information described in subsection (1) are exempt from s. 286.011 and s. 24(b), Art. 1 of the State Constitution. An exempt portion of the meeting may not be off the record. All exempt portions of such a meeting must be recorded and transcribed. The recording and transcript of the meeting must remain confidential and exempt from disclosure under s. 119.07(1) and s. 24(a), Art. 1 of the State Constitution unless a court of competent jurisdiction, following an in camera review, determines that the meeting was not restricted to the discussion of data and information made confidential and exempt by this section. In the event of such a judicial determination, only that portion of the transcript which reveals nonexempt data and information may be disclosed.

(3) The records and portions of public meeting recordings and transcripts described in subsections (1) and (2) must be available to the Auditor General, the Cybercrime Office of the Department of Law Enforcement, and, for state universities, the Board of Governors. Such records and portions of meetings, recordings, and transcripts may be made available to a state or

24-00089A-17

2017110

federal agency for security purposes or in furtherance of the agency's official duties. For purposes of this section, "external audit" means an audit that is conducted by an entity other than the state university or Florida College System institution that is the subject of the audit.

(4) The exemptions listed in this section apply to such records or portions of public meetings, recordings, and transcripts held by the university or institution before, on, or after the effective date of this act.

(5) This section is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2022, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 2. (1) (a) The Legislature finds that it is a public necessity that records held by a state university or Florida College System institution which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents, including suspected or confirmed breaches, be made confidential and exempt from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the State Constitution if the disclosure of such records would facilitate unauthorized access to or unauthorized modification, disclosure, or destruction of:

1. Data or information, whether physical or virtual; or

2. Information technology resources, which include:

a. Information relating to the security of the university's or institution's technologies, processes, and practices designed to protect networks, computers, data processing software, and data from attack, damage, or unauthorized access; or

24-00089A-17

2017110

b. Security information, whether physical or virtual, which relates to the university's or institution's existing or proposed information technology systems.

(b) Such records must be made confidential and exempt for the following reasons:

1. Records held by a state university or Florida College System institution which identify information technology detection, investigation, or response practices for suspected or confirmed information technology security incidents or breaches are likely to be used in the investigation of the incident or breach. The release of such information could impede the investigation and impair the ability of reviewing entities to effectively and efficiently execute their investigative duties. In addition, the release of such information before an active investigation is completed could jeopardize the ongoing investigation.

2. An investigation of an information technology security incident or breach is likely to result in the gathering of sensitive personal information, including identification numbers, personal financial and health information, and educational records exempt from disclosure under the Family Educational Rights and Privacy Act, 20 U.S.C. s. 1232g, and ss. 1002.225 and 1006.52, Florida Statutes. Such information could be used to commit identity theft or other crimes. In addition, release of such information could subject possible victims of the security incident or breach to further harm.

3. Disclosure of a record, including a computer forensic analysis, or other information that would reveal weaknesses in a state university's or Florida College System institution's data

24-00089A-17

2017110

security could compromise that security in the future if such information were available upon conclusion of an investigation or once an investigation ceased to be active.

4. Such records are likely to contain proprietary information about the security of the system at issue. The disclosure of such information could result in the identification of vulnerabilities and further breaches of that system. In addition, the release of such information could give business competitors an unfair advantage and weaken the security technology supplier supplying the proprietary information in the marketplace.

5. The disclosure of such records could potentially compromise the confidentiality, integrity, and availability of state university and Florida College System institution data and information technology resources, which would significantly impair the administration of vital educational programs. It is necessary that this information be made confidential in order to protect the technology systems, resources, and data of the universities and institutions. The Legislature further finds that this public records exemption be given retroactive application because it is remedial in nature.

(2) (a) The Legislature also finds that it is a public necessity that portions of risk assessments, evaluations, external and internal audits, and other reports of a state university's or Florida College System institution's information technology security program for its data, information, and information technology resources which are held by the university or institution be made confidential and exempt from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the

24-00089A-17

2017110\_\_

State Constitution if the disclosure of such portions of records would facilitate unauthorized access to or the unauthorized modification, disclosure, or destruction of:

1. Data or information, whether physical or virtual; or

2. Information technology resources, which include:

a. Information relating to the security of the university's or institution's technologies, processes, and practices designed to protect networks, computers, data processing software, and data from attack, damage, or unauthorized access; or

b. Security information, whether physical or virtual, which relates to the university's or institution's existing or proposed information technology systems.

(b) The Legislature finds that it may be valuable, prudent, or critical to a state university or Florida College System institution to have an independent entity conduct a risk assessment, an audit, or an evaluation or complete a report of the university's or institution's information technology program or related systems. Such documents would likely include an analysis of the university's or institution's current information technology program or systems which could clearly identify vulnerabilities or gaps in current systems or processes and propose recommendations to remedy identified vulnerabilities.

(3)(a) The Legislature further finds that it is a public necessity that those portions of a public meeting which could reveal information described in subsections (1) and (2) be made exempt from s. 286.011, Florida Statutes, and s. 24(b), Article I of the State Constitution. It is necessary that such meetings be made exempt from the open meetings requirements in order to

24-00089A-17

2017110\_\_

protect institutional information technology systems, resources, and data. The information disclosed during portions of meetings would clearly identify a state university's or Florida College System institution's information technology systems and its vulnerabilities. This disclosure would jeopardize the information technology security of the institution and compromise the integrity and availability of state university or Florida College System institution data and information technology resources, which would significantly impair the administration of educational programs.

(b) The Legislature further finds that it is a public necessity that the recording and transcript of those portions of meetings specified in paragraph (a) be made confidential and exempt from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the State Constitution unless a court determines that the meeting was not restricted to the discussion of data and information made confidential and exempt by this act. It is necessary that the resulting recordings and transcripts be made confidential and exempt from the public record requirements in order to protect institutional information technology systems, resources, and data. The disclosure of such recordings and transcripts would clearly identify a state university's or Florida College System institution's information technology systems and its vulnerabilities. This disclosure would jeopardize the information technology security of the institution and compromise the integrity and availability of state university or Florida College System institution data and information technology resources, which would significantly impair the administration of educational programs.

24-00089A-17

2017110\_\_

236       (c) The Legislature further finds that this public meeting  
237       and public records exemption must be given retroactive  
238       application because it is remedial in nature.

239       Section 3. The Division of Law Revision and Information is  
240       directed to replace the phrase "the effective date of this act"  
241       wherever it occurs in this act with the date this act becomes a  
242       law.

243       Section 4. This act shall take effect upon becoming a law.

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

---

Prepared By: The Professional Staff of the Committee on Education

---

BILL: SB 642

INTRODUCER: Senators Garcia and Artiles

SUBJECT: Public Educational Facilities

DATE: March 20, 2017

REVISED: \_\_\_\_\_

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. Benvenisty	Graf	ED	<b>Favorable</b>
2. _____	_____	AED	_____
3. _____	_____	AP	_____

---

## **I. Summary:**

SB 642 revises provisions related to public educational facilities. Specifically, the bill:

- Requires the Commissioner of Education to, upon request by a district school board, grant an exemption to the State Requirements for Educational Facilities (SREF).
- Requires the district school board to provide a comprehensive cost-benefit analysis along with its request for an SREF exemption.
- Specifies, for the purposes of determining the capacity of school facilities as reported in the Florida Inventory of School Houses that a school containing kindergarten through grade 5 is considered an elementary school and a school containing students in grades 6 through 8 is considered a middle school.

The bill takes effect July 1, 2017.

## **II. Present Situation:**

Florida law authorizes state and local officials to cooperate in establishing and maintaining educational facilities that will provide for public educational needs throughout the state.<sup>1</sup>

The Office of Educational Facilities (OEF) within the Florida Department of Education (DOE) provides technical support and information for all issues related to educational facilities planning, funding, construction, and operations throughout Florida's K-20 Education System.<sup>2</sup> As part of this responsibility, the OEF require district school boards to submit other educational plant inventories data and statistical data or information relevant to construction, capital improvements, and related costs.<sup>3</sup>

---

<sup>1</sup> Section 1013.02(1), F.S.

<sup>2</sup> Florida Department of Education, *Educational Facilities*, <http://www.fldoe.org/finance/educ-facilities/> (last visited March 20, 2017).

<sup>3</sup> Section 1013.03(3), F.S.

### **School District Educational Facilities Plan**

Each district school board must annually, prior to the adoption of the district school budget prepare a tentative district educational facilities plan that includes long-range planning for facilities needs over 5-year, 10-year, and 20-year periods.<sup>4</sup> This plan must be submitted to the OEF<sup>5</sup> and must include a financially feasible district facilities work program for a 5-year period that specifies:<sup>6</sup>

- A schedule of major repairs and renovation projects necessary to maintain the educational and ancillary facilities of the district.
- A schedule of capital outlay projects necessary to ensure the availability of satisfactory student stations for the projected student enrollment in K-12 programs. The schedule must consider factors specified in law, including but not limited to the capacity of existing satisfactory facilities as reported in Florida Inventory of School Houses (FISH), which must be compared to the capital outlay full-time equivalent student enrollment as determined by the DOE.

The district school board must annually consider and adopt the tentative district facilities plan.<sup>7</sup>

### ***The Florida Inventory of School Houses (FISH)***

The FISH is the electronic database created and supported by the OEF is a numbering system used by the DOE for parcels, buildings, and rooms in public educational facilities.<sup>8</sup> The FISH is available to all school districts for reporting facilities information.<sup>9</sup> Only facilities contained in the FISH are eligible to generate capital outlay funds.<sup>10</sup> The FISH helps the DOE and school districts determine the capacity<sup>11</sup> at each educational facility in the district.<sup>12</sup> School districts must periodically update their inventory of educational facilities as new capacity becomes available and as unsatisfactory space is eliminated.<sup>13,14</sup>

---

<sup>4</sup> Section 1013.35(2)(a).

<sup>5</sup> *Id.* at (1)(c).

<sup>6</sup> *Id.* at (2)(b).

<sup>7</sup> *Id.* at (4).

<sup>8</sup> Florida Department of Education, Office of Educational Facilities, *2014 State Requirements for Educational Facilities*, available at <http://www.fldoe.org/core/fileparse.php/7738/urlt/srefrule14.pdf>, at 22 of 258; see also Florida Department of Education, Office of the Inspector General, *Audit of the Florida Inventory of School Houses* (March 2008).

<sup>9</sup> Florida Department of Education, *Florida Inventory of School Houses (FISH) User's Manual*, 2013 Edition, available at <http://public2.fldoe.org/efis/fishusermanual.pdf>, at 5.

<sup>10</sup> *Id.* at 16.

<sup>11</sup> "Capacity" is the number of students that may be housed in a facility at any given time based on a utilization percentage (factor) of the total number of existing satisfactory student stations. Florida Department of Education, Office of Educational Facilities, *2014 State Requirements for Educational Facilities*, available at <http://www.fldoe.org/core/fileparse.php/7738/urlt/srefrule14.pdf>, at 110 of 258.

<sup>12</sup> *Id.* at 82.

<sup>13</sup> Section 1013.31(1)(d), F.S.

<sup>14</sup> Unsatisfactory space means the space condition is such that the purpose for which the space was designated cannot be accomplished. Florida Department of Education, *Florida Inventory of School Houses (FISH) User's Manual*, 2013 Edition, available at <http://public2.fldoe.org/efis/fishusermanual.pdf>, at 83. Unsatisfactory space is typically designated as such due to compromising effects on structural integrity, safety, or excessive physical deterioration of a building. *Id.*

## State Uniform Building Code for Public Educational Facilities

The Florida Building Commission (commission) adopts the State Requirements for Educational Facilities (SREF)<sup>15</sup> within the Florida Building Code (FBC), which governs the planning and construction of public educational and ancillary plants.<sup>16</sup> The State Fire Marshal adopts standards for public school fire safety within the Florida Fire Prevention Code (FFPC).<sup>17</sup>

The construction of public educational facilities<sup>18</sup> and ancillary plants by a district school board must conform to the FBC, FFPC, and the Florida Accessibility Code for Building Construction (FACBC).<sup>19, 20</sup> Collectively, the FBC, FFPC, and FACBC form the uniform building code for public educational facilities construction and ensure that such facilities are a safe, secure, sanitary, and accessible learning environment for all students, and that the structures will perform efficiently over their expected life cycles.<sup>21</sup> The requirements preempt local codes and local amendments to the FBC.<sup>22</sup>

## Review of Compliance with the Florida Building Code

Before approving any construction plans, the department, the district school board, or an authorized review agent must ensure that the plans comply with the applicable standards of the FBC and the FFPC.<sup>23</sup> For each proposed new facility and each proposed new addition, exceeding

---

<sup>15</sup> In 2016, the Florida Legislature directed the Office of Program Policy Analysis and Government Accountability (OPPAGA) to review the SREF to identify current requirements that could be eliminated or modified in order to decrease the cost of construction of educational facilities while ensuring student safety. On January 31, 2017, OPPAGA released Report 17-04, which recommended that the SREF be retained and noted that 82 percent of school districts supported retaining the SREF due to benefits to “student safety, facility quality, facility longevity, and school uniformity.” The report identified 10 potential modifications for legislative consideration, but noted that each posed potential safety drawbacks with cost savings of 1 percent or less and a lack of consensus among the school districts as to which requirements could be modified and how they should be modified. In the agency response, the commissioner concurred with the recommendation to retain the SREF, but (with one exception) urged continuation of the current SREF requirements without modification to protect student safety and further prudent expenditure of taxpayer funds. Florida Department of Education, *2017 Legislative Bill Analysis for HB 559* (March 17, 2017), at 4. HB 559 is similar to SB 642. See also Office of Program Policy Analysis and Government Accountability, *The State Requirements for Educational Facilities (SREF) Should Be Retained; Some Modifications Could Be Made*, Report No. 17-04 (Jan. 2017), available at <http://www.oppaga.state.fl.us/MonitorDocs/Reports/pdf/1704rpt.pdf>.

<sup>16</sup> Sections 553.73 and 1013.37(1), F.S.; Rule 6A-2.0010, F.A.C.; Section 423, FBC. The 2014 *State Requirements for Educational Facilities* (effective Nov. 4, 2014), available at <http://www.fldoe.org/core/fileparse.php/7738/urlt/srefrule14.pdf>.

<sup>17</sup> Sections 381.006(16), 1013.03(6), and 1013.37(1) and (4), F.S.; Section 443, FBC.

<sup>18</sup> “Educational facilities” is defined as the buildings and equipment, structures, and special educational use areas that are built, installed, or established to serve primarily the educational purposes and secondarily the social and recreational purposes of the community and which may lawfully be used as authorized by the Florida Statutes and approved by boards. Section 1013.01(6), F.S.

<sup>19</sup> The federal Americans with Disabilities Act Standards for Accessible Design, and related regulations in 28 C.F.R. parts 35 and 36 and 49 C.F.R. part 37, are adopted by the Florida Building Commission. Sections 553.503 and 553.73(1)(b), F.S.

<sup>20</sup> The ancillary plants are exempt from other state building codes; county, municipal, or other local amendments to the FBC and local amendments to the FFPC; building permits, and assessments of fees for building permits; ordinances; road closures; and impact fees or service availability fees. Section 1013.371(1)(a), F.S.

<sup>21</sup> Sections 1013.03, 1013.37(1)(e) and 1013.451, F.S.

<sup>22</sup> The enforcement of construction regulations governing public school districts is conducted by personnel and contract providers who are certified to perform plan reviews and inspections. Section 553.80(1)(e) and (6), F.S.

<sup>23</sup> Sections 1013.37(2), 1013.371(1)(c), and 1013.38(4)(a), F.S.



2,500 square feet, the district school board must submit a copy of the plans<sup>24</sup> to the county, municipality, or independent special fire control district providing fire protection services to the facility for review at no charge.<sup>25</sup> Upon determining that the construction plans comply with the applicable standards, the district school board may approve the plans and construction may begin on the facilities.<sup>26</sup>

The Commissioner of Education must cooperate with the Commission in addressing all questions, disputes, or interpretations involving provisions of the FBC which govern the construction of public educational and public ancillary facilities.<sup>27</sup> Any objections to decisions made by the inspectors or the DOE must be submitted in writing.<sup>28</sup>

### **Approval of Facilities Construction**

Before the commencement of the construction, renovation, or remodeling of any educational or ancillary plants, the DOE, the district school board, or an authorized review agent must review the construction plans, including any related documents.<sup>29</sup> In reviewing the plans, the district school board must consider, among other things:<sup>30</sup>

- The need for the new facility.
- Plans for future expansion.
- The type of construction.
- Sanitary provisions.
- Conformity with the FBC and FFPC standards.
- The energy efficiency and conservation of design.
- Life-cycle cost considerations.
- The design to accommodate physically handicapped persons.
- The proposed construction cost per gross square foot.

### ***Waivers or Variances***

The State Constitution prohibits the enactment of any special act or general law of local application that proposes to amend, alter, or contravene the provisions of the SREF.<sup>31</sup> Legislative intent is that building officials, local enforcement agencies, and the commission interpret the FBC in a manner that protects the public safety, health, and welfare at the most reasonable cost.<sup>32</sup>

---

<sup>24</sup> Such site plans are exempt from all other state building codes; local amendments to the FBC and FFPC; local ordinances; building permits, including related fees; road closures; and impact fees or service availability fees. Sections 1013.371(1)(a) and 1013.38(1)(b), F.S.

<sup>25</sup> Section 1013.38(1)(a)-(b), F.S.

<sup>26</sup> Sections 1013.37(2)(a) and 1013.38(4)(a), F.S.

<sup>27</sup> Sections 1013.37(2)(a), F.S.

<sup>28</sup> *Id.* at (3).

<sup>29</sup> Section 1013.37(2)(a) and (b), F.S.

<sup>30</sup> Section 1013.37(2)(b), F.S.

<sup>31</sup> Section 1013.37(5), F.S. The enactment of a special law or general law of local application is prohibited if pertaining to a subject prohibited by general law. Art. III, s. 11(a)(21), Fla. Const.

<sup>32</sup> Section 553.775(1), F.S.

The Commission is not authorized to accept a petition for and may not grant any waiver<sup>33</sup> or variance<sup>34</sup> from the requirements of the FBC.<sup>35</sup> However, the commission is required to adopt criteria and procedures for granting alternative means of compliance with the FBC standards, or local amendments to the FBC, for enforcement by local governments, local enforcement districts, or other entities authorized by law to enforce the FBC.<sup>36</sup> Upon a determination by the Commission of unnecessary, unreasonable, or extreme economic hardship, provided the waiver does not violate federal accessibility laws and regulations, the Commission must grant an applicant's request for waiver.<sup>37</sup>

If planned or actual construction of a facility deviates from the standards, a district school board must, at a public hearing, quantify and compare the costs of constructing the facility with the proposed deviations and in compliance with the adopted standards and the FBC, and explain the reason for the proposed deviations.<sup>38</sup>

### III. Effect of Proposed Changes:

SB 642 revises provisions related to public educational facilities. Specifically, the bill:

- Requires the Commissioner of Education to, upon request by a district school board, grant an exemption to the State Requirements for Educational Facilities (SREF).
- Requires the district school board to provide a comprehensive cost-benefit analysis along with its request for an SREF exemption.
- Specifies, for the purposes of determining the capacity of school facilities as reported in the Florida Inventory of School Houses (FISH) that a school containing kindergarten through grade 5 is considered an elementary school and a school containing students in grades 6 through 8 is considered a middle school.

According to the Florida Department of Education (DOE), school districts use a diverse range of grade configurations in their schools.<sup>39</sup> As of February 7, 2017, data reported by school districts include 43 different grade configurations for the 3,072 schools in the FISH, as follows:<sup>40</sup>

- Prekindergarten through grade 5 – 1,426 schools (46.42 percent);
- Kindergarten through grade 5 – 165 schools (5.37 percent);
- Grades 6 through 8 – 480 schools (15.63 percent);

<sup>33</sup> “Waiver” means a decision by an agency to apply all or part of a rule to a person who is subject to the rule. Any waiver must conform to the standards for waivers outlined in the Administrative Procedure Act and in the uniform rulemaking procedures. Section 120.52(22), F.S. (definition of “waiver”); Section 120.54, F.S. (rulemaking procedure).

<sup>34</sup> “Variance” means a decision by an agency to grant a modification to all or part of the literal requirements of an agency rule to a person who is subject to the rule. Any variance must conform to the standards for variances outlined in the Administrative Procedure Act and in the uniform rulemaking procedures. Section 120.52(21), F.S. (definition of “variance”); Section 120.54, F.S. (rulemaking procedure).

<sup>35</sup> Sections 120.80(16)(a) and (b) and 553.512(1), F.S.

<sup>36</sup> Section 120.80(16)(b), F.S. Each local government and each code enforcement agency with statutory authority must regulate building construction and enforce the FBC standards. Section 553.513, F.S.

<sup>37</sup> Section 553.512(1), F.S. Alterations made to provide an accessible path of travel to the altered area will be deemed disproportionate to the overall alteration when the cost exceeds 20 percent of the cost of the alteration to the primary function area. 28 C.F.R. s. 36.403(f)(1).

<sup>38</sup> Section 1013.371(2), F.S.

<sup>39</sup> Florida Department of Education, *2017 Legislative Bill Analysis for HB 559* (March 17, 2017), at 3. HB 559 is similar to SB 642.

<sup>40</sup> *Id.*

- Grades 9 through 12 – 408 school (13.28 percent).

In addition, the FISH includes 593 schools (19.30 percent) in 39 other unique grade configurations.<sup>41</sup>

Based on the grade configurations reported in the FISH and the bill as drafted, the DOE would classify nine grade configurations currently in use among the school districts as elementary schools and two grade configurations currently in use among the school districts as middle schools.<sup>42</sup> This would not affect the capacity of those schools.<sup>43</sup>

District school boards may save money in construction of school facilities if the school district receives one or more exemptions from the SREF.

The bill takes effect July 1, 2017.

#### **IV. Constitutional Issues:**

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

#### **V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

---

<sup>41</sup> Florida Department of Education, *2017 Agency Legislative Bill Analysis for HB 559* (March 17, 2017), at 5. HB 559 is similar to SB 642.

<sup>42</sup> *Id.*

<sup>43</sup> *Id.*

**C. Government Sector Impact:**

The Florida Department of Education (DOE) may incur program costs to the extent the Department may be required to reprogram how the Florida Inventory of School Houses calculates school capacity.<sup>44</sup> This cost is indeterminate.<sup>45</sup>

District school boards may incur costs associated with preparing the comprehensive cost-benefit analysis if the district school board chooses to request an exemption from the State Requirements for Educational Facilities.<sup>46</sup> District school boards that are granted exemptions from the State Requirements for Educational Facilities by the Commissioner of Education may achieve cost savings.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 1013.35, 1013.37, and 1013.64.

**IX. Additional Information:****A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

**B. Amendments:**

None.

---

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

---

---

<sup>44</sup> Florida Department of Education, *2017 Agency Legislative Bill Analysis for HB 559* (March 17, 2017), at 7. HB 559 is similar to SB 642.

<sup>45</sup> *Id.*

<sup>46</sup> *Id.*

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/21/17

Meeting Date

642

Bill Number (if applicable)

Topic

Amendment Barcode (if applicable)

Name Spencer Pylant

Job Title Communications & Gov't Relations Liaison

Address 7227 Land O' Lakes Blvd.

Phone 813-794-2259

Land O' Lakes FL 34638

City

State

Zip

Email spylant@pasco.k12.fl.us

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Pasco County Schools

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/21/17

Meeting Date

642

Bill Number (if applicable)

Topic Public Educational Facilities

Amendment Barcode (if applicable)

Name Vern Pickup-Crawford

Job Title Legislative Liaison

Address 571 Kingsbury Terrace

Phone 561-644-2439

Street

Wellington FL 33414

City

State

Zip

Email vacrowf@msn.com

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Sarasota, Treasure Coast (Manatee, St. Lucie, Okeechobee) School District

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/21/17  
Meeting Date

SB 642  
Bill Number (if applicable)

Topic SREF

Amendment Barcode (if applicable)

Name TAM CERRA

Job Title CONSULTANT

Address 9737 NW 41 ST #359

Phone 305-513-9995

Street DORAL FL 33178  
City State Zip

Email toucerra@gmail.com

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing GREATER FL. CONSORTIUM OF SCHOOL BOARDS

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/21/17

Meeting Date

642

Bill Number (if applicable)

Topic Public Educational Facilities

Amendment Barcode (if applicable)

Name Iraida R. Mendez-Cartaya

Job Title Associate Superintendent

Address 1450 NE 2nd Ave., Suite 931

Phone 305 995 1497

Street

Miami, FL 33132

City

State

Zip

Email imendez@dade  
schools.net

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Miami-Dade County Public Schools.

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)



By Senator Garcia

36-00969-17

2017642\_\_

A bill to be entitled

An act relating to public educational facilities; amending s. 1013.35, F.S.; providing requirements for determining the capacity of facilities in certain schools as reported in the Florida Inventory of School Houses; amending s. 1013.37, F.S.; requiring the Commissioner of Education to grant an exemption from the State Requirements for Educational Facilities to a district school board under certain circumstances; requiring such district school board to comply with certain Florida Building Code and Florida Fire Prevention Code provisions; amending s. 1013.64, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

Section 1. Paragraph (b) of subsection (2) of section 1013.35, Florida Statutes, is amended to read:

1013.35 School district educational facilities plan; definitions; preparation, adoption, and amendment; long-term work programs.—

(2) PREPARATION OF TENTATIVE DISTRICT EDUCATIONAL FACILITIES PLAN.—

(b) The plan must also include a financially feasible district facilities work program for a 5-year period. The work program must include:

1. A schedule of major repair and renovation projects necessary to maintain the educational facilities and ancillary facilities of the district.

2. A schedule of capital outlay projects necessary to ensure the availability of satisfactory student stations for the

Page 1 of 7

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

36-00969-17

2017642\_\_

projected student enrollment in K-12 programs. This schedule shall consider:

a. The locations, capacities, and planned utilization rates of current educational facilities of the district. The capacity of existing satisfactory facilities, as reported in the Florida Inventory of School Houses, must be compared to the capital outlay full-time-equivalent student enrollment as determined by the department, including all enrollment used in the calculation of the distribution formula in s. 1013.64. For purposes of determining the capacity of school facilities, as reported in the Florida Inventory of School Houses, a school containing students in kindergarten through grade 5 is considered an elementary school and a school containing students in grades 6 through 8 is considered a middle school.

b. The proposed locations of planned facilities, whether those locations are consistent with the comprehensive plans of all affected local governments, and recommendations for infrastructure and other improvements to land adjacent to existing facilities. The provisions of ss. 1013.33(6), (7), and (8) and 1013.36 must be addressed for new facilities planned within the first 3 years of the work plan, as appropriate.

c. Plans for the use and location of relocatable facilities, leased facilities, and charter school facilities.

d. Plans for multitrack scheduling, grade level organization, block scheduling, or other alternatives that reduce the need for additional permanent student stations.

e. Information concerning average class size and utilization rate by grade level within the district which will result if the tentative district facilities work program is

Page 2 of 7

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

36-00969-17

2017642\_\_

62 fully implemented.

63 f. The number and percentage of district students planned  
64 to be educated in relocatable facilities during each year of the  
65 tentative district facilities work program. For determining  
66 future needs, student capacity may not be assigned to any  
67 relocatable classroom that is scheduled for elimination or  
68 replacement with a permanent educational facility in the current  
69 year of the adopted district educational facilities plan and in  
70 the district facilities work program adopted under this section.  
71 Those relocatable classrooms clearly identified and scheduled  
72 for replacement in a school-board-adopted, financially feasible,  
73 5-year district facilities work program shall be counted at zero  
74 capacity at the time the work program is adopted and approved by  
75 the school board. However, if the district facilities work  
76 program is changed and the relocatable classrooms are not  
77 replaced as scheduled in the work program, the classrooms must  
78 be reentered into the system and be counted at actual capacity.  
79 Relocatable classrooms may not be perpetually added to the work  
80 program or continually extended for purposes of circumventing  
81 this section. All relocatable classrooms not identified and  
82 scheduled for replacement, including those owned, lease-  
83 purchased, or leased by the school district, must be counted at  
84 actual student capacity. The district educational facilities  
85 plan must identify the number of relocatable student stations  
86 scheduled for replacement during the 5-year survey period and  
87 the total dollar amount needed for that replacement.

88 g. Plans for the closure of any school, including plans for  
89 disposition of the facility or usage of facility space, and  
90 anticipated revenues.

Page 3 of 7

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

36-00969-17

2017642\_\_

91 h. Projects for which capital outlay and debt service funds  
92 accruing under s. 9(d), Art. XII of the State Constitution are  
93 to be used shall be identified separately in priority order on a  
94 project priority list within the district facilities work  
95 program.

96 3. The projected cost for each project identified in the  
97 district facilities work program. For proposed projects for new  
98 student stations, a schedule shall be prepared comparing the  
99 planned cost and square footage for each new student station, by  
100 elementary, middle, and high school levels, to the low, average,  
101 and high cost of facilities constructed throughout the state  
102 during the most recent fiscal year for which data is available  
103 from the Department of Education.

104 4. A schedule of estimated capital outlay revenues from  
105 each currently approved source which is estimated to be  
106 available for expenditure on the projects included in the  
107 district facilities work program.

108 5. A schedule indicating which projects included in the  
109 district facilities work program will be funded from current  
110 revenues projected in subparagraph 4.

111 6. A schedule of options for the generation of additional  
112 revenues by the district for expenditure on projects identified  
113 in the district facilities work program which are not funded  
114 under subparagraph 5. Additional anticipated revenues may  
115 include Classrooms First funds.

116 Section 2. Subsection (3) of section 1013.37, Florida  
117 Statutes, is amended to read:

118 1013.37 State uniform building code for public educational  
119 facilities construction.—

Page 4 of 7

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

36-00969-17

2017642\_\_

(3) REVIEW PROCEDURE; EXEMPTION.—

(a) The Commissioner of Education shall cooperate with the Florida Building Commission in addressing all questions, disputes, or interpretations involving the provisions of the Florida Building Code which govern the construction of public educational and ancillary facilities, and any objections to decisions made by the inspectors or the department must be submitted in writing.

(b) Upon request by a district school board, the commissioner shall grant an exemption from the State Requirements for Educational Facilities (SREF). A district school board must provide a comprehensive cost-benefit analysis along with its request for an exemption from the SREF. Any district school board that is granted such exemption shall continue to comply with applicable provisions of the Florida Building Code and the Florida Fire Prevention Code which relate to the construction, remodeling, and renovation of educational facilities.

Section 3. Upon the expiration and reversion of the amendments to section 1013.64, Florida Statutes, pursuant to section 36 of chapter 2016-62, Laws of Florida, paragraph (a) of subsection (3) of section 1013.64, Florida Statutes, is amended to read:

1013.64 Funds for comprehensive educational plant needs; construction cost maximums for school district capital projects.—Allocations from the Public Education Capital Outlay and Debt Service Trust Fund to the various boards for capital outlay projects shall be determined as follows:

(3) (a) Each district school board shall receive an amount

Page 5 of 7

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

36-00969-17

2017642\_\_

from the Public Education Capital Outlay and Debt Service Trust Fund to be calculated by computing the capital outlay full-time equivalent membership as determined by the department. Such membership must include, but is not limited to:

1. K-12 students for whom the school district provides the educational facility, except hospital- and homebound part-time students; and

2. Students who are career education students, and adult disabled students and who are enrolled in school district career centers. The capital outlay full-time equivalent membership shall be determined for kindergarten through the 12th grade and for career centers by averaging the unweighted full-time equivalent student membership for the second and third surveys and comparing the results on a school-by-school basis with the Florida Inventory for School Houses. For purposes of determining the capacity of school facilities, as reported in the Florida Inventory of School Houses, a school containing students in kindergarten through grade 5 is considered an elementary school and a school containing students in grades 6 through 8 is considered a middle school. The capital outlay full-time equivalent membership by grade level organization shall be used in making the following calculations: The capital outlay full-time equivalent membership by grade level organization for the 4th prior year must be used to compute the base-year allocation. The capital outlay full-time equivalent membership by grade-level organization for the prior year must be used to compute the growth over the highest of the 3 years preceding the prior year. From the total amount appropriated by the Legislature pursuant to this subsection, 40 percent shall be allocated among

Page 6 of 7

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

36-00969-17

2017642\_\_

the base capital outlay full-time equivalent membership and 60 percent among the growth capital outlay full-time equivalent membership. The allocation within each of these groups shall be prorated to the districts based upon each district's percentage of base and growth capital outlay full-time membership. The most recent 4-year capital outlay full-time equivalent membership data shall be used in each subsequent year's calculation for the allocation of funds pursuant to this subsection. If a change, correction, or recomputation of data during any year results in a reduction or increase of the calculated amount previously allocated to a district, the allocation to that district shall be adjusted correspondingly. If such recomputation results in an increase or decrease of the calculated amount, such additional or reduced amounts shall be added to or reduced from the district's future appropriations. However, no change, correction, or recomputation of data shall be made subsequent to 2 years following the initial annual allocation.

Section 4. This act shall take effect July 1, 2017.

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

---

Prepared By: The Professional Staff of the Committee on Education

---

BILL: CS/SB 772

INTRODUCER: Education Committee and Senator Rouson

SUBJECT: Assistive Technology Devices

DATE: March 22, 2017

REVISED: \_\_\_\_\_

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. Androff	Graf	ED	<b>Fav/CS</b>
2. _____	_____	AED	_____
3. _____	_____	AP	_____

**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

---

**I. Summary:**

CS/SB 772 revises provisions related to the use of assistive technology devices by students with disabilities. Specifically, the bill:

- Clarifies that access to and use of the assistive technology device is essential for a student moving from school to home and community;
- Specifies an individualized plan for employment as one of the plans that may serve as the basis for issuing an assistive technology device to a student; and
- Requires the Office of Independent Education and Parental Choice, within the Florida Department of Education, to enter into interagency agreements with specified agencies, as appropriate, for the transaction of assistive technology devices.

The bill takes effect July 1, 2017.

**II. Present Situation:**

Federal and state laws provide for accommodations to assist students with disabilities.

**Assistive Technology Devices**

Federal law defines an assistive technology device as any item, piece of equipment, or product system, whether acquired commercially off the shelf, modified, or customized, that is used to

increase, maintain, or improve functional capabilities of a child with a disability.<sup>1</sup> The term does not include a medical device that is surgically implanted or the replacement of such device.<sup>2</sup> Federal regulations require each federal public agency to ensure that assistive technology devices are made available to a child with a disability under certain circumstances.<sup>3</sup> Moreover, in order to receive federal assistance under the Assistive Technology Act, a state must assure the U.S. Secretary of Education that the state complies with the federal regulations.<sup>4</sup>

Florida law specifies assistive technology devices as manual wheelchairs, motorized wheelchairs, motorized scooters, voice-synthesized computer modules, optical scanners, talking software, braille printers, environmental control devices for use by a person with quadriplegia, motor vehicle adaptive transportation aids, devices that enable persons with severe speech disabilities to in effect speak, personal transfer systems, and specialty beds, including a demonstrator, that a consumer purchases or accepts transfer of in this state for use by a person with a disability.<sup>5</sup>

### **Special Education Services**

Special education services (SES) means specially designed instruction and related services that are provided to exceptional students.<sup>6</sup> Florida law specifies the disabilities that qualify a student for SES.<sup>7</sup> The U.S. Individuals with Disabilities Education Act (IDEA) requires school districts to make a free appropriate public education (FAPE) available to such students ages 3 through 21.<sup>8</sup> A school district, at its discretion, may provide services to eligible children with disabilities below 3 years of age.<sup>9</sup> A FAPE must include special education and related services<sup>10</sup> that are

---

<sup>1</sup> 20 U.S.C. s. 1401(1)(A).

<sup>2</sup> *Id.* at 1401(1)(B).

<sup>3</sup> 34 C.F.R. s. 300.105(a).

<sup>4</sup> *Id.* at 300.101.

<sup>5</sup> Section 427.802(1), F.S. A person with a disability means any person who has one or more permanent physical or mental limitations that restrict his or her ability to perform the normal activities of daily living and impede his or her capacity to live independently. Section 427.802(2), F.S.

<sup>6</sup> Section 1003.01(3)(b), F.S. Exceptional student means any student who has been determined eligible for a special program in accordance with rules of the State Board of Education. The term includes students who are gifted and students with disabilities who have an intellectual disability; autism spectrum disorder; a speech impairment; a language impairment; an orthopedic impairment; another health impairment; traumatic brain injury; a visual impairment; an emotional or behavioral disability; or a specific learning disability, including but not limited to dyslexia, dyscalculia, or developmental aphasia; students who are deaf or hard of hearing or dual sensory impaired; students who are hospitalized or homebound; children with developmental delays ages birth through 5 years, or children, ages birth through 2 years, with established conditions that are identified in State Board of Education rules pursuant to law. Section 1003.01(3)(a), F.S.

<sup>7</sup> Section 1003.01(3)(a)-(b), F.S.

<sup>8</sup> 20 U.S.C. s. 1400(d)(1)(A); 24 C.F.R. s. 300.101; Rules 6A-6.03028(1) and 6A-6.03411(1)(p), F.A.C.

<sup>9</sup> Rules 6A-6.0331 and 6A-6.03026, F.A.C.

<sup>10</sup> Related services means “transportation and such developmental, corrective, and other supportive services as are required to assist a child with a disability to benefit from special education, and includes speech-language pathology and audiology services, interpreting services, psychological services, physical and occupational therapy, recreation, including therapeutic recreation, early identification and assessment of disabilities in children, counseling services, including rehabilitation counseling, orientation and mobility services, and medical services for diagnostic or evaluation purposes.” Related services also include health services and school nurse services, social work services in schools, and parent counseling and training. 34 C.F.R. s. 300.34(a).

provided by the public school system at no cost to the parent, that meet the standards of the state, and that are in conformity with the student's individual education plan (IEP).<sup>11</sup>

### **Individual Education Plans**

For each eligible child with a disability served by a school district, or other state agency that provides special education and related services directly, by contract, or through other arrangements, an individual education plan (IEP) or individual family support plan must be developed, reviewed, and revised.<sup>12</sup>

An IEP team must meet to develop a plan for the student's needs within 30 days of determining a student's eligibility for SES.<sup>13</sup> The multidisciplinary IEP team includes school and district staff and other experts, if necessary.<sup>14</sup> Parents also participate in the plan development, which may not be implemented without parental consent to a student's initial placement into the SES program.<sup>15</sup>

The IEP sets forth a child's academic achievement and functional performance, describes how the child will be included in the general education curriculum, establishes annual goals for the child and describes how those goals will be measured, directs what special education and related services are needed, describes how the child will be appropriately assessed, including the use of alternate assessments, and determines what accommodations may be appropriate for the child's instruction and assessment.<sup>16</sup> All IEP teams must consider whether a student with disability requires assistive technology devices and services.<sup>17</sup>

### **Individualized Plan for Employment**

Under Florida law, a person with a disability<sup>18</sup> is eligible for vocational rehabilitation (VR) services if the person requires VR services to prepare for, engage in, or retain gainful employment.<sup>19</sup> The Division of Vocational Rehabilitation (Division) is responsible for determining the eligibility of an individual for VR services.<sup>20</sup> If the Division determines that an individual is eligible for VR services, the division must:

- Complete an assessment for determining the eligibility and vocational rehabilitation needs and
- Ensure that an individualized plan for employment (IPE) is prepared.

---

<sup>11</sup> 34 C.F.R. s. 300.17; Rule 6A-6.03411(1)(p), F.A.C.

<sup>12</sup> Rule 6A-6.03028(3), F.A.C.

<sup>13</sup> Rules 6A-6.03028(3)(f) and 6A-6.030190(6)(b), F.A.C.

<sup>14</sup> Rules 6A-6.03028(3)(c), 6A-6.030191(3), and 6A-6.03029(6), F.A.C.

<sup>15</sup> Rule 6A-6.0331(9), F.A.C.

<sup>16</sup> Rules 6A-6.03028(3)(h), 6A-6.03029(3), and 6A-6.030191(4), F.A.C.

<sup>17</sup> 34 C.F.R. s. 300.324(a)(2)(v); Rule 6A-6.03028(3)(g)11., F.A.C.

<sup>18</sup> Disability means "a physical or mental impairment that constitutes or results in a substantial impediment to employment." Section 413.20(7), F.S.

<sup>19</sup> Section 413.30(1), F.S.

<sup>20</sup> *Id.* at (4).

An IPE includes a “comprehensive assessment of the unique strengths, resources, priorities, concerns, abilities, capabilities, interests, and informed choice, including the need for supported employment, of an eligible individual to make a determination of the goals, objectives, nature, and scope of vocational rehabilitation services.”<sup>21</sup> The IPE must be jointly developed and by a VR counselor or coordinator and the eligible individual, or in an appropriate case, a parent, family member, guardian, advocate, or authorized representative to the individual.<sup>22</sup> The division is responsible for ensuring that each IPE is customized to the employment outcome of eligible individuals, consistent with federal law and the unique strengths, recourses, priorities, concerns, abilities and capabilities such individuals.<sup>23</sup> Each IPE must be reviewed annually and revised, as needed.<sup>24</sup>

### Use and Transfer of Devices

Federal law requires the school a student attends to meet the student’s IEP requirements regarding assistive technology.<sup>25</sup> If the student moves from one school to another school within the district, the assistive technology device must be provided at the new school.<sup>26</sup> The same device does not necessarily need to follow the student, but the transfer of assistive devices from school to school is encouraged because students benefit from continued use of the same device.<sup>27</sup> If the student moves to another district, federal regulation provides that agencies or districts make the equipment available for use in other districts, until the new district adopts the student’s prior IEP or executes a new IEP.<sup>28</sup>

Whether or not a student may take his or her assistive technology device home is determined on an individual basis and should be specified in the IEP.<sup>29</sup> If the student requires assistive technology in order to complete homework assignments or practice skills that require the device, such as communication or socialization, it should be specified in the IEP.<sup>30</sup> Not all assistive technology may be required for home use.<sup>31</sup> Use of the assistive technology device over the summer is also determined on an individual basis and should be specified in the IEP.<sup>32</sup>

The federal IDEA and regulations specify that it is the school’s responsibility to provide transition services.<sup>33</sup> The transition planning must begin by age 14 or grade 8, whichever occurs first.<sup>34</sup> A student’s IEP should include a statement of assistive technology needed under

---

<sup>21</sup> Section 413.20(3), F.S.

<sup>22</sup> Section 413.30(5)(a), F.S.; Rule 6A-25.007, F.A.C.

<sup>23</sup> Section 413.30(5)(b), F.S.

<sup>24</sup> *Id.* at (5)(c).

<sup>25</sup> 34 C.F.R. s. 300.323(e).

<sup>26</sup> *Id.*

<sup>27</sup> Florida Department of Education, Bureau of Exceptional Education and Student Services, *Assistive Technology for Students with Disabilities*, Technical Assistance Paper FY 2013-65 (Aug. 2013), at 13-14.

<sup>28</sup> 34 C.F.R. s. 300.323(e).

<sup>29</sup> Florida Department of Education, Bureau of Exceptional Education and Student Services, *Assistive Technology for Students with Disabilities*, Technical Assistance Paper FY 2013-65 (Aug. 2013), at 12.

<sup>30</sup> Florida Department of Education, Bureau of Exceptional Education and Student Services, *Assistive Technology for Students with Disabilities*, Technical Assistance Paper FY 2013-65 (Aug. 2013), at 12.

<sup>31</sup> *Id.*

<sup>32</sup> *Id.*

<sup>33</sup> 34 C.F.R. s. 300.320(b).

<sup>34</sup> Rule 6A-6.03028(3)(b)4., F.A.C.



transition services, including a statement indicating agency responsibilities and linkages, if appropriate.<sup>35</sup> It is the school district's responsibility to provide a plan for the transition of assistive technology as the student prepares for postsecondary education, vocational placement, independent living and community experiences.<sup>36</sup> If the student will benefit from continued use of the same device, the transition of technology from school to the postschool setting is encouraged.<sup>37</sup> The IEP team must invite a representative of any participating agency that is likely to be responsible for providing or paying for transition services, such as assistive technology services and devices.<sup>38</sup> However, if the participating agency fails to provide the transition services and assistive technology defined in the IEP, the school district must reconvene the IEP team to identify alternative strategies in order to meet the transition objective.<sup>39</sup>

Upon request by a student or his or her parent, the district may transfer assistive technology to the postsecondary setting.<sup>40</sup> The transfer must follow the proper interagency agreement procedures, with the receiving agency documenting support of the equipment.<sup>41</sup>

### **Interagency Agreements**

Certain agencies are required by law to enter into interagency agreements, as appropriate, to ensure the transaction of assistive technology devices in accordance with the student's individualized family support plan, individual support plan, or individual education plan.<sup>42</sup> The interagency agreements provide the framework for ensuring that students with disabilities, their families, educators, and employers are informed about the utilization and coordination of assistive technology devices and services to help such students transition from school to postschool.<sup>43</sup> The agreements also ensure that all agencies are informed about the needed assistive technology, the content of the transition plan, and the postschool support required to meet student needs.<sup>44</sup>

The Florida Interagency Agreement for the Transfer of Assistive Technology was entered in September of 2006, between the following agencies:<sup>45</sup>

- Florida Infants and Toddlers early Intervention Program (Early Steps) of the Division of Children's Medical Services of the Department of Health;
- The Division of Blind Services of the Department of Education;
- The Division of Vocational Rehabilitation of the Department of Education;

---

<sup>35</sup> Florida Department of Education, Bureau of Exceptional Education and Student Services, *Assistive Technology for Students with Disabilities*, Technical Assistance Paper FY 2013-65 (Aug. 2013), at 14.

<sup>36</sup> *Id.*

<sup>37</sup> *Id.*

<sup>38</sup> 34 C.F.R. s. 300.321(b)(3); s. 1003.575, F.S.

<sup>39</sup> Florida Department of Education, Bureau of Exceptional Education and Student Services, *Assistive Technology for Students with Disabilities*, Technical Assistance Paper FY 2013-65 (Aug. 2013), at 14.

<sup>40</sup> *Id.*

<sup>41</sup> *Id.*

<sup>42</sup> Section 1003.575, F.S.

<sup>43</sup> *Id.*

<sup>44</sup> Section 1003.575, F.S.

<sup>45</sup> Florida Department of Education, Bureau of Exceptional Education and Student Services, *Assistive Technology for Students with Disabilities*, Technical Assistance Paper FY 2013-65 (Aug. 2013).

- The Voluntary Prekindergarten Education Program of the Department of Education and the Agency for Workforce Innovation; and
- The Bureau of Exceptional Education and Student Services of the Department of Education.

### **III. Effect of Proposed Changes:**

CS/SB 772 revises provisions related to the use of assistive technology devices by students with disabilities. Specifically, the bill:

- Clarifies that access to and use of the assistive technology device is essential for a student moving from school to home and community;
- Specifies an individualized plan for employment (IPE) as one of the plans that may serve as the basis for issuing an assistive technology device to a student; and
- Requires the Office of Independent Education and Parental Choice, within the Florida Department of Education, to enter into interagency agreements with specified agencies, as appropriate, for the transaction of assistive technology devices.

While an individual education plan (IEP) may provide for the use of assistive technology devices by students with disabilities after school hours, at home, it is unclear if such authorized use is consistently reflected in the IEP for all students who are eligible to receive assistive technology devices and services. The bill codifies the use of such devices at home and in the community. As a result, students may be able to have access to and use such devices after school hours including, but not limited to, during the weekend and in summer.

The bill also clarifies that an IPE may serve as the basis for issuing an assistive technology device. Adding the IPE may facilitate coordination with the Division of Vocational Rehabilitation regarding the transaction of assistive technology devices. The addition of the IPE may also enable a student to retain his or her assistive technology device in the employment or postschool environment.

Additionally, the bill adds the Office of Independent Education and Parental Choice (Office) to the list of agencies that must enter interagency agreements, as appropriate, to ensure that an assistive technology device issued to a student remains with the student through the continuum from home to school to postschool. As a result, the Office may be able to coordinate with specified agencies to facilitate the transition of students with disabilities who participate in school choice from school to postschool.

The bill takes effect July 1, 2017.

### **IV. Constitutional Issues:**

#### **A. Municipality/County Mandates Restrictions:**

None.

#### **B. Public Records/Open Meetings Issues:**

None.

C. Trust Funds Restrictions:

None.

**V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

According to the Florida Department of Education, CS/SB 772 may have an indeterminate fiscal impact for the school districts if the school districts are required to purchase additional assistive technology devices for utilization by students with disabilities at home and in the community.<sup>46</sup>

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends section 1003.575 of the Florida Statutes.

**IX. Additional Information:**

A. Committee Substitute – Statement of Substantial Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**CS by Education on March 21, 2017:**

Replaces the reference to individual work plan with individualized plan for employment, as a plan that may serve as the basis for issuing an assistive technology device to a student.

B. Amendments:

None.

---

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

---

---

<sup>46</sup> Florida Department of Education, *SB 772 Analysis* (2017), at 4.



438250

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/21/2017	.	
	.	
	.	
	.	

---

The Committee on Education (Rouson) recommended the following:

**Senate Amendment**

Delete line 26  
and insert:  
individual support plan, individualized plan for employment, or  
~~an~~ individual

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

03-21-2017

Meeting Date

772

Bill Number (if applicable)

Topic Relating to Assistive Technology

Amendment Barcode (if applicable)

Name Michael Daniels

Job Title Executive Director

Address 3332 W Pensacola Street

Phone 850-487-3278

Street

Tallahassee FL 32302

City

State

Zip

Email mdaniels@faast.org

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing FAAST

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

03-21-2017

Meeting Date

772

Bill Number (if applicable)

Topic Relating to Assistive Technology

Amendment Barcode (if applicable)

Name Michael Phillips

Job Title Writer

Address 407 S Albany Ave

Phone 813-801-784-0899

Street

Tampa FL 33606

City

State

Zip

Email

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing ~~Individual~~ Individuals w/ Disabilities

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

03-21-2017

Meeting Date

772

Bill Number (if applicable)

Topic Relating to Assistive Technology

Amendment Barcode (if applicable)

Name Jennifer Perry Breen

Job Title Board Member

Address 3333 W Pensacola Street

Phone 850-487-3278

Street

Tallahassee FL 32303

City

State

Zip

Email

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing FAAST

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

3/21/17

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

772

Bill Number (if applicable)

Topic

Relating to Assistive Tech Dev.

Amendment Barcode (if applicable)

Name

VICTORIA ZEPP

Job Title

Gov Appointee - FL Developmental Disability Council

Address

121 N. Monroe St.

Phone

850.241.6309

Street

Tallah

FL

32301

City

State

Zip

Email

VICTORIA@CLARK-1.com

Speaking:

☒

For

☐

Against

☐

Information

Waive Speaking:

☒

In Support

☐

Against

(The Chair will read this information into the record.)

Representing

FL Developmental Disability Council

Appearing at request of Chair:

☐

Yes

☒

No

Lobbyist registered with Legislature:

☒

Yes

☐

No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)



By Senator Rouson

19-01032-17

2017772\_\_

A bill to be entitled

An act relating to assistive technology devices;  
amending s. 1003.575, F.S.; revising provisions  
relating to the accessibility and use of assistive  
technology devices by persons with disabilities;  
providing an effective date.

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

Section 1. Section 1003.575, Florida Statutes, is amended  
to read:

1003.575 Assistive technology devices; findings;  
interagency agreements.—Accessibility, utilization, and  
coordination of appropriate assistive technology devices and  
services are essential as a young person with disabilities moves  
from early intervention to preschool, from preschool to school,  
from one school to another, ~~and~~ from school to employment or  
independent living, and from school to home and community. If an  
individual education plan team makes a recommendation in  
accordance with State Board of Education rule for a student with  
a disability, as defined in s. 1003.01(3), to receive an  
assistive technology assessment, that assessment must be  
completed within 60 school days after the team's recommendation.  
To ensure that an assistive technology device issued to a young  
person as part of his or her individualized family support plan,  
individual support plan, individual work plan, or ~~an~~ individual  
education plan remains with the individual through such  
transitions, the following agencies shall enter into interagency  
agreements, as appropriate, to ensure the transaction of  
assistive technology devices:

(1) The Early Steps Program in the Division of Children's  
Medical Services of the Department of Health.

Page 1 of 2

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

19-01032-17

2017772\_\_

(2) The Division of Blind Services, the Bureau of  
Exceptional Education and Student Services, the Office of  
Independent Education and Parental Choice, and the Division of  
Vocational Rehabilitation of the Department of Education.

(3) The Voluntary Prekindergarten Education Program  
administered by the Department of Education and the Office of  
Early Learning.

Interagency agreements entered into pursuant to this section  
shall provide a framework for ensuring that young persons with  
disabilities and their families, educators, and employers are  
informed about the utilization and coordination of assistive  
technology devices and services that may assist in meeting  
transition needs, and shall establish a mechanism by which a  
young person or his or her parent may request that an assistive  
technology device remain with the young person as he or she  
moves through the continuum from home to school to postschool.

Section 2. This act shall take effect July 1, 2017.

Page 2 of 2

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

---

Prepared By: The Professional Staff of the Committee on Education

---

BILL: CS/SB 780

INTRODUCER: Education Committee and Senator Stargel

SUBJECT: Adoption Benefits

DATE: March 22, 2017

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Androff	Graf	ED	<b>Fav/CS</b>
2.			AHS	
3.			AP	

---

**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

---

**I. Summary:**

CS/SB 780 expands the definition of qualifying adoptive employee to include a full-time or part-time employee of a charter schools and the Florida Virtual School (FLVS) for the purpose of extending to the employees of such schools the benefits specified in law for qualifying adoptive employees of state agencies. The bill also provides that a qualifying adoptive employee of a charter school and the FLVS may retroactively apply for the adoption benefit under certain conditions.

The bill takes effect July 1, 2017.

**II. Present Situation:**

In Florida, the Department of Children and Families (DCF) provides child welfare services.<sup>1</sup> Florida law requires that child welfare services, including adoption services, be delivered through community-based care (CBC) lead agencies contracted by DCF.<sup>2</sup> For example, CBCs provide pre- and post-adoption services and administer maintenance adoption subsidies that provide ongoing financial support for children adopted from the foster care system.

---

<sup>1</sup> Section 20.19(4)(a)3., F.S.

<sup>2</sup> Section 409.986(1), F.S.

## The State Employee Adoption Incentive Program

The State Employee Adoption Incentive Program (Program) was reenacted in July 1, 2015.<sup>3</sup> The original program, enacted in 2000,<sup>4</sup> was repealed in 2010.<sup>5</sup> The program was designed to increase the number of adoptions in Florida by offering an incentive to certain state employees and other applicants.<sup>6</sup> The program provides a lump-sum benefit payment for the adoption of a child within the child welfare system (\$5,000), and a higher benefit amount for adoptions of children with special needs within the child welfare system (\$10,000).<sup>7</sup>

The program is currently available to both full and part-time employees of a state agency who are paid from regular salary appropriations.<sup>8</sup> A “qualifying adoptive employee” includes individuals who are regular, and not temporary, employees of:<sup>9</sup>

- A branch, department, or agency of state government for which the Chief Financial Officer processes payroll requisitions;
- A state university or Florida College System institution as defined in law;
- A school district unit as defined in law;
- A water management district as defined in law;
- The Florida School for the Deaf and Blind (limited to instructional personnel as defined in law).

The receipt of a benefit payment through the program does not preclude the employee from receiving adoption assistance under any other state program.<sup>10</sup> The program’s capacity is limited by the amount of funds appropriated for the program.<sup>11</sup>

## Charter Schools

Charter schools are nonsectarian, public schools that operate under a performance contract with a sponsor. The performance contract is known as a “charter.”<sup>12</sup> One of the guiding principles of charter schools is to “meet high standards of student achievement while providing parents the flexibility to choose among diverse educational opportunities within the state’s public school system.”<sup>13</sup>

---

<sup>3</sup> Section 6, ch. 2015-130, L.O.F.

<sup>4</sup> Section 1, ch. 2000-241, L.O.F.

<sup>5</sup> Chapter 2010-158, L.O.F.

<sup>6</sup> Chapter 2010-158, L.O.F. Currently the following applicants who adopt a child within the child welfare system after July 1, 2015 are eligible for the program: full or part-time employees of the state (Executive, Legislative and Judicial Branches, including the Department of the Lottery), the state universities, community colleges, school districts, water management districts and instructional personnel employed by the Florida School for the Deaf and Blind, provided the employee is paid from regular salary appropriations (not OPS or otherwise “temporary” or casual labor). In state fiscal year 2015-2016, 139 applicants received the State Employee Adoption Incentive benefit. Florida Department of Children and Family, *SB 780 Analysis* (2014), at 2.

<sup>7</sup> Section 409.1664, F.S. Section 409.166(2)(a), F.S. defines a special needs child for purposes of the State Employee Adoption Incentive Program.

<sup>8</sup> Section 409.1664(1)(b), F.S.

<sup>9</sup> *Id.* at (1)(c).

<sup>10</sup> *Id.* at (4).

<sup>11</sup> *Id.* at (2)(c).

<sup>12</sup> Section 1002.33(5)(a), (6)(h), (7) and (9)(a), F.S.

<sup>13</sup> *Id.* at (2)(a)1.

## **The Florida Virtual School**

The Florida Virtual School (FLVS) is established for the development and delivery of online and distance learning education.<sup>14</sup> The mission of the FLVS is to provide students with technology-based educational opportunities to gain the knowledge and the skills necessary to succeed.<sup>15</sup> The FLVS is a fully accredited public school choice providing elementary, middle, and high school curriculum to Florida residents for free. All courses are fully online.<sup>16</sup>

### **III. Effect of Proposed Changes:**

CS/SB 780 expands the definition of qualifying adoptive employee to include a full-time or part-time employee of a charter schools and the Florida Virtual School (FLVS) for the purpose of extending to the employees of such schools the benefits specified in law for qualifying adoptive employees of state agencies. Extending the state employee adoption benefit to additional employees may increase the number of children adopted from the foster care system in Florida.

The bill also provides that a qualifying adoptive employee of a charter school and the FLVS may retroactively apply for the adoption benefit under certain conditions. The employee may apply for retroactive benefits if he or she was employed by a charter school or the FLVS at the time of the adoption of a child from the child welfare system and if the adoption occurred on or after July 1, 2015. Authorizing retroactive adoption benefits may provide financial support to qualifying adoptive employees of charter schools and the FLVS who have adopted a child under these circumstances.

The bill takes effect July 1, 2017.

### **IV. Constitutional Issues:**

#### **A. Municipality/County Mandates Restrictions:**

None.

#### **B. Public Records/Open Meetings Issues:**

None.

#### **C. Trust Funds Restrictions:**

None.

### **V. Fiscal Impact Statement:**

#### **A. Tax/Fee Issues:**

None.

---

<sup>14</sup> Section 1002.37(1)(a), F.S.

<sup>15</sup> *Id.* at (b).

<sup>16</sup> Florida Virtual School, *Accreditation*, <https://www.flvs.net/meet-flvs/accreditation> (last visited March 20, 2017).

**B. Private Sector Impact:**

Under CS/SB 780, private individuals who adopt a child from the Department of Children and Families (DCF) and meet the guidelines of the State Employee Adoption Benefit program may receive \$5,000 for a non-special needs child or \$10,000 for a special needs child.<sup>17</sup>

**C. Government Sector Impact:**

In fiscal year 2015-2016, the Legislature appropriated \$2.75 million to the DCF for the State Employee Adoption Benefit Program.<sup>18</sup>

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends section 409.1664 of the Florida Statutes.

**IX. Additional Information:****A. Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**CS by Education on March 21, 2017:**

The committee substitute revises the definition of qualifying adoptive employee to include employees of charter schools and the Florida Virtual School (FLVS) for purposes of the State Employee Adoption Incentive Program. The committee substitute also authorizes qualifying employees of charter schools and the FLVS to apply for retroactive benefits under the program.

**B. Amendments:**

None.

---

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

---

---

<sup>17</sup> Florida Department of Children and Family, *SB 780 Analysis* (2014), at 3.

<sup>18</sup> Section 338, s. 3, ch 2016-66, L.O.F.



649144

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/21/2017	.	
	.	
	.	
	.	

---

The Committee on Education (Stargel) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Paragraph (b) of subsection (1) and subsections  
(3) and (7) of section 409.1664, Florida Statutes, are amended,  
and paragraph (d) is added to subsection (2) of that section, to  
read:

409.1664 Adoption benefits for qualifying adoptive  
employees of state agencies.—

(1) As used in this section, the term:



649144

(b) "Qualifying adoptive employee" means a full-time or part-time employee of a state agency, a charter school as defined in s. 1002.33, or the Florida Virtual School established under s. 1002.37 who is paid from regular salary appropriations, or otherwise meets his or her ~~the state agency~~ employer's definition of a regular rather than temporary employee, and who adopts a child within the child welfare system pursuant to chapter 63 on or after July 1, 2015. The term includes instructional personnel, as defined in s. 1012.01, who are employed by the Florida School for the Deaf and the Blind.

(2) A qualifying adoptive employee who adopts a child within the child welfare system who has special needs described in s. 409.166(2)(a)2. is eligible to receive a lump-sum monetary benefit in the amount of \$10,000 per such child, subject to applicable taxes. A qualifying adoptive employee who adopts a child within the child welfare system who does not have special needs described in s. 409.166(2)(a)2. is eligible to receive a lump-sum monetary benefit in the amount of \$5,000 per such child, subject to applicable taxes.

(d) A qualifying adoptive employee of a charter school or the Florida Virtual School may retroactively apply for the adoption benefit if he or she was employed by a charter school or the Florida Virtual School at the time of the adoption of a child from the child welfare system pursuant to chapter 63 and the adoption occurred on or after July 1, 2015.

(3) A qualifying adoptive employee must apply to his or her agency head or, in the case of an employee of a charter school or the Florida Virtual School, to the school director to obtain the monetary benefit provided in subsection (2). Applications



649144

must be on forms approved by the department and must include a certified copy of the final order of adoption naming the applicant as the adoptive parent. Monetary benefits shall be approved on a first-come, first-served basis based upon the date that each fully completed application is received by the department.

(7) The Chief Financial Officer shall disburse a monetary benefit to a qualifying adoptive employee upon the department's submission of a payroll requisition. The Chief Financial Officer shall transfer funds from the department to a state university, Florida College System institution, school district unit, charter school, the Florida Virtual School, or water management district, as appropriate, to enable payment to the qualifying adoptive employee through the payroll systems as long as funds are available for such purpose.

Section 2. This act shall take effect July 1, 2017.

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

And the title is amended as follows:

Delete everything before the enacting clause  
and insert:

A bill to be entitled  
An act relating to adoption benefits; amending s.  
409.1664, F.S.; revising the definition of the term  
"qualifying adoptive employee" to include persons  
employed by charter schools and the Florida Virtual  
School for the purpose of extending adoption benefits  
to those employees; authorizing such employees of  
charter schools and the Florida Virtual School to





649144

70  
71

apply retroactively for the adoption benefit in  
certain circumstances; providing an effective date.

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3-21-17

Meeting Date

780

Bill Number (if applicable)

Topic Adoption Benefits

Amendment Barcode (if applicable)

Name Wendy Dodge

Job Title Dir. of Legislative Affairs

Address PO Box 391

Phone 863-838-3632

Street

Barlow

City

FL

State

33831

Zip

Email Wendy.dodge@polk-fl.net

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing POLK County Schools

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/21/17

Meeting Date

780

Bill Number (if applicable)

Topic Adoption Benefits

Amendment Barcode (if applicable)

Name Victoria Zepp

Job Title Exec. Dir. Gov't Affairs

Address 121 N. Monroe St.

Phone 850.241.6309

Street

TLH

City

FL

State

32301

Zip

Email Victoria@CLARITY-1.com

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing FL Coalition for Children

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

By Senator Stargel

22-00803-17

2017780\_\_

A bill to be entitled

An act relating to adoption benefits; amending s. 409.1664, F.S.; revising the definition of the term "state agency" to include charter schools and the Florida Virtual School for the purpose of extending adoption benefits to qualifying adoptive employees of such schools; making a technical change; providing an effective date.

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

Section 1. Paragraph (c) of subsection (1) of section 409.1664, Florida Statutes, is amended to read:

409.1664 Adoption benefits for qualifying adoptive employees of state agencies.—

(1) As used in this section, the term:

(c) "State agency" means a branch, department, or agency of state government for which the Chief Financial Officer processes payroll requisitions, a water management district as defined in s. 373.019, a state university or Florida College System institution as defined in s. 1000.21, a school district unit as defined in s. 1001.30, a charter school granted charter status pursuant to s. 1002.33, or the Florida Virtual School established under s. 1002.37 ~~or a water management district as defined in s. 373.019~~.

Section 2. This act shall take effect July 1, 2017.

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

---

Prepared By: The Professional Staff of the Committee on Education

---

BILL: SB 808

INTRODUCER: Senator Mayfield

SUBJECT: Maximum Class Size

DATE: March 20, 2017

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Androff	Graf	ED	<b>Favorable</b>
2.			AED	
3.			AP	
4.			RC	

---

**I. Summary:**

SB 808 revises the maximum class size calculations for public schools. Specifically, the bill:

- Specifies that the maximum class size will be calculated at the school level for all public schools;
- Modifies the maximum class size penalty calculation; and
- Revises requirements for the compliance plan that schools which are out of compliance must submit to the Commissioner of Education.

The bill takes effect July 1, 2017.

**II. Present Situation:**

Florida law specifies maximum class size requirements for public schools.

**Maximum Class Size**

In 2002, Florida voters approved the Class Size Reduction Amendment (“CSRA”) to the Florida Constitution.<sup>1</sup> The amendment requires the Legislature to enact provisions implementing the amendment by the beginning of the 2010 school year.<sup>2</sup> Specifically, the provisions must ensure that the maximum number of students assigned to each teacher in a public school does not exceed:<sup>3</sup>

- 18 students for prekindergarten through grade 3;
- 22 students for grades 4 through 8; and

---

<sup>1</sup> Art. IX, s. 1(a), Fla. Const.

<sup>2</sup> *Id.*

<sup>3</sup> *Id.*; see s. 1003.03(1), F.S.

- 25 students for grades 9 through 12.

Florida law expressly exempts extracurricular classes from the class size mandate.<sup>4</sup> The class size requirements apply solely to core-curricular courses defined by law.<sup>5</sup>

### ***Traditional Public Schools***

Currently, traditional public school class size compliance requirements are calculated at the classroom level.<sup>6</sup> Traditional public schools must meet class size limits for every core-curricula course.<sup>7</sup> If a school district fails to comply with the specified class size requirements, the school district's class size reduction categorical funds are reduced.<sup>8</sup>

### ***Other Public Schools***

District school boards annually report the number of students attending various public schools of choice in accordance with rules adopted by the State Board of Education. In 2010, the compliance calculation for public charter schools was changed from a classroom level average to a school-level average.<sup>9</sup> In 2013, the school-level average calculation was applied to district operated schools of choice.<sup>10</sup> In 2016, the Legislature granted the same school-level treatment to schools participating in the Principal Autonomy Pilot Program Initiative (PAPPI).<sup>11</sup>

Innovation schools of technology are schools that have adopted a blended learning strategy on a schoolwide basis.<sup>12</sup> A blended learning program is an education program in which a student learns in part through online delivery of content and instruction with some element of student control over time, place, path or pace and in part at a supervised brick-and-mortar location away from a student's home.<sup>13</sup> The calculation for compliance with maximum class size requirements is the average at the school level for innovation schools of technology.<sup>14</sup>

---

<sup>4</sup> Art. IX, s. 1(a), Fla. Const.; s. 1003.03, F.S.

<sup>5</sup> *Id.*; s. 1003.01(14), F.S.

<sup>6</sup> Each year, on or before the October student membership survey, the maximum number of students assigned to each teacher who is teaching core-curricula courses for prekindergarten through grade 3 may not exceed 18 students, school classrooms for grades 4-8 may not exceed 22 students, and core-curricula courses in grades 9-12 may not exceed 25 students. *See ss.* 1003.03(1), F.S. and 1002.33(16)(b)3., F.S.

<sup>7</sup> Section 1003.01(14), F.S.

<sup>8</sup> Section 1003.03(4), F.S.

<sup>9</sup> Section 6, ch. 2010-154, L.O.F.

<sup>10</sup> Section 1002.31(5), F.S. as amended by s. 9 ch. 2013-250, L.O.F.

<sup>11</sup> Section 1011.6202(3)(b)7., F.S.; s. 1, ch. 2016-223, L.O.F.

<sup>12</sup> Section 1002.451(1)(b), F.S.

<sup>13</sup> *Id.*

<sup>14</sup> *Id.* at (5)(a)3.

## Funding

The CSRA requires that the Legislature provide sufficient funds for the school districts to reduce the number of students in each classroom by at least two students annually until the constitutionally prescribed maximum number of students is achieved.<sup>15</sup> The implementing statute specified that the number of students per classroom be measured at the:<sup>16</sup>

- District level for each of the three grade groupings during fiscal years 2003-2006.
- School level for each of the three grade groupings in fiscal years 2006-2009.
- Individual classroom level for each of the three grade groupings in fiscal years 2009-2010 and thereafter.

To implement the CSRA, the Legislature annually appropriates class size reduction categorical funding for school district operating costs.<sup>17</sup> Additionally, the Legislature has appropriated funds for capital outlay needs and granted bonding authority to fund classroom construction and other capital needs related to class size reduction.<sup>18</sup>

## Noncompliance Penalty

The Florida Department of Education (DOE) is required to reduce class size categorical funding for school districts and charter schools that are out of compliance with class size requirements.<sup>19</sup> The penalty is calculated at the classroom level for traditional public schools and at the school level for charter schools, district-operated schools of choice, innovation schools of technology, and schools enrolled in PAPPI.<sup>20</sup> The DOE calculates the penalty for traditional public schools that are out of compliance as follows:<sup>21</sup>

- Step 1: Identify, for each grade group, the number of classrooms which exceed the maximum and the total number of students which exceed the maximum for all classes.
- Step 2: Determine the number of full-time equivalent (FTE) students which exceed the maximum for each grade group.
- Step 3: Multiply the total number of FTE students over the maximum for each grade grouping by the district's FTE dollar amount of the class size reduction operating categorical allocation for that year and calculate the total for all three grade groupings.
- Step 4: Multiply the total number of FTE students over the maximum for all classes by an amount equal to 50 percent of the base student allocation adjusted by the district cost differential for the 2013-2014 fiscal year.

A school district's class size reduction operating categorical allocation is then reduced by an amount equal to the sum of the calculations in Steps 3 and 4.<sup>22</sup> Beginning in the 2014-2015 fiscal year and thereafter, the total number of FTE students over the maximum for all classes must be

---

<sup>15</sup> Art. IX, s. 1(a), Fla. Const.

<sup>16</sup> Section 2, ch. 2003-391, L.O.F.

<sup>17</sup> Florida Department of Education, *Class Size Implementation Budget*, <http://www.fldoe.org/finance/budget/class-size/index.shtml> (last visited March 20, 2017).

<sup>18</sup> *Id.*

<sup>19</sup> Section 1003.03(4)(a)5., F.S.

<sup>20</sup> Sections 1002.31(5), 1002.33(16)(b), 1002.451(5)(a)3., 1003.03(4)(a)1., and 1011.6202(3)(b)7., F.S.

<sup>21</sup> Section 1003.03(4)(a), F.S.

<sup>22</sup> *Id.* at (4)(a)5.

multiplied by 100 percent, rather than 50 percent, of the base student allocation adjusted by the district cost differential, thereby increasing the amount of the penalty (see Step 4).

The reduced amount is the lesser of the DOE's calculation or the undistributed balance of the school district's class size reduction operating categorical allocation. If a district made appropriate efforts to reduce class sizes, but still failed to achieve compliance or an emergency caused noncompliance, the Commissioner of Education is authorized to recommend an alternative transfer amount for approval by the Legislative Budget Commissioner.<sup>23</sup> Once the reduced amount is determined, after district appeals, the Commissioner of Education must prepare a reallocation of the funds made available as a bonus to districts that have fully met the class size requirements by calculating an amount that is up to 5 percent of the base student allocation, multiplied by the total district FTE students.<sup>24</sup> The reallocation total may not exceed 25 percent of the total funds reduced.

School districts that fail to comply with class size requirements must submit a plan certified by the district school board by February 1, which describes the actions the district will take in order to be in compliance by October of the following year.<sup>25</sup> For districts that submit the plan by the required deadline, the funds remaining after the reallocation calculation must be added back to the district's class size reduction operating categorical allocation based on each qualifying district's proportion of the total reduction for all qualifying districts for which a reduction was calculated.<sup>26</sup> The amount added back may not be greater than the amount that was reduced.<sup>27</sup>

### III. Effect of Proposed Changes:

SB 808 revises the maximum class size calculations for public schools. Specifically, the bill:

- Revises the method for calculating the penalty for schools that fail to comply with the class size requirements by calculating Steps 2, 3, and 4 of the formula (as described in the Present Situation of this Analysis) at the school average instead of at the classroom level. This may reduce the number of public schools that are not in compliance with class size requirements, which will reduce the amount of funding reduction from the class size allocation for such schools.
- Repeals an increase in the penalty calculation that began with the 2014-2015 fiscal year, by returning the calculation to 50 percent of the base student allocation rather than 100 percent. This may lower the funding reduction from the class size allocation for school districts that are out of compliance with the class size requirements.
- Removes the exemption from the class size requirement for charter schools, district-operated schools of choice, district innovation schools of technology, and schools participating in the Principal Autonomy Pilot Program Initiative because the requirements for all schools will be calculated at the schoolwide average. This means that the class size calculations will be determined in the same method for all public schools.
- Provides that a school district that has not complied with the class size limits specified in law (based on the 2017-2018 October student survey) and has timely submitted their certified

---

<sup>23</sup> Section 1003.03(4)(c), F.S.

<sup>24</sup> *Id.* at (4)(d).

<sup>25</sup> *Id.* at (4)(e).

<sup>26</sup> *Id.*

<sup>27</sup> *Id.*



plan (that describes future actions that will be taken for compliance) may not have its class size categorical allocation reduced for the 2017-2018 and 2018-2019 fiscal years. Such school districts have until the 2018-2019 October student survey to comply with the class size limit requirements. Additionally, such school districts must provide an updated plan by February 1, 2019, to the Commissioner of Education.

The bill takes effect July 1, 2017.

**IV. Constitutional Issues:**

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

**V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

SB 808 has no impact on state funds. The bill revises the compliance calculation for traditional public schools by performing the compliance calculation at the school average instead of at the classroom level. The bill will likely reduce the penalty for school districts that fail to comply with the maximum class size requirements.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 1002.31, 1002.33, 1002.451, 1003.03, 1011.6202.

**IX. Additional Information:****A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

**B. Amendments:**

None.

---

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

---

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

3-21-17

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 808

Bill Number (if applicable)

Topic Maximum Class Size

Amendment Barcode (if applicable)

Name Shawn Frost

Job Title President

Address 113 S. Monroe St #101

Phone 850 391-0421

Street

Tallahassee FL 32301

City

State

Zip

Email info@FCSBA.org

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida Coalition of School Board Members

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

3-21-2017

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 808

Bill Number (if applicable)

Topic CLASS SIZE

Amendment Barcode (if applicable)

Name MARK GOTZ

Job Title Board Member

Address P.O. Box 881237  
Street

Phone 772-878-7556

Port St. Lucie FL 34988  
City State Zip

Email mgf1@aol.com

Speaking: ☐ For ☐ Against ☒ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida Association of Independent Public Schools

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

By Senator Mayfield

17-01052-17

2017808\_\_

A bill to be entitled

An act relating to maximum class size; amending s. 1002.31, F.S.; deleting a provision relating to compliance with maximum class size requirements for certain public schools of choice; amending s. 1002.33, F.S.; revising requirements for charter school compliance with maximum class size requirements; amending s. 1002.451, F.S.; revising requirements for district innovation school of technology compliance with maximum class size requirements; amending s. 1003.03, F.S.; calculating a school district's class size categorical allocation reduction at the school average when maximum class size requirements are not met; providing an exemption from the reduction of a school district's class size categorical allocation for specified fiscal years; requiring an updated plan for compliance with class size requirements from certain districts for a specified fiscal year; amending s. 1011.6202, F.S.; revising requirements for compliance with maximum class size requirements for a school participating in the Principal Autonomy Pilot Project Program; providing an effective date.

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

Section 1. Subsection (5) of section 1002.31, Florida Statutes, is amended to read:

1002.31 Controlled open enrollment; Public school parental choice.—

~~(5) For a school or program that is a public school of choice under this section, the calculation for compliance with maximum class size pursuant to s. 1003.03(4) is the average~~

17-01052-17

2017808\_\_

~~number of students at the school level.~~

Section 2. Paragraph (b) of subsection (16) of section 1002.33, Florida Statutes, is amended to read:

1002.33 Charter schools.—

(16) EXEMPTION FROM STATUTES.—

(b) Additionally, a charter school shall be in compliance with the following statutes:

1. Section 286.011, relating to public meetings and records, public inspection, and criminal and civil penalties.

2. Chapter 119, relating to public records.

3. Section 1003.03, relating to the maximum class size, ~~except that the calculation for compliance pursuant to s. 1003.03 shall be the average at the school level.~~

4. Section 1012.22(1)(c), relating to compensation and salary schedules.

5. Section 1012.33(5), relating to workforce reductions.

6. Section 1012.335, relating to contracts with instructional personnel hired on or after July 1, 2011.

7. Section 1012.34, relating to the substantive requirements for performance evaluations for instructional personnel and school administrators.

Section 3. Paragraph (a) of subsection (5) of section 1002.451, Florida Statutes, is amended to read:

1002.451 District innovation school of technology program.—

(5) EXEMPTION FROM STATUTES.—

(a) An innovation school of technology is exempt from chapters 1000-1013. However, an innovation school of technology shall comply with the following provisions of those chapters:

1. Laws pertaining to the following:

17-01052-17

2017808\_\_

62 a. Schools of technology, including this section.  
 63 b. Student assessment program and school grading system.  
 64 c. Services to students who have disabilities.  
 65 d. Civil rights, including s. 1000.05, relating to  
 66 discrimination.  
 67 e. Student health, safety, and welfare.  
 68 2. Laws governing the election and compensation of district  
 69 school board members and election or appointment and  
 70 compensation of district school superintendents.  
 71 3. Section 1003.03, governing maximum class size, ~~except~~  
 72 ~~that the calculation for compliance pursuant to s. 1003.03 is~~  
 73 ~~the average at the school level.~~  
 74 4. Sections 1012.22(1)(c) and 1012.27(2), relating to  
 75 compensation and salary schedules.  
 76 5. Section 1012.33(5), relating to workforce reductions,  
 77 for annual contracts for instructional personnel. This  
 78 subparagraph does not apply to at-will employees.  
 79 6. Section 1012.335, relating to contracts with  
 80 instructional personnel hired on or after July 1, 2011, for  
 81 annual contracts for instructional personnel. This subparagraph  
 82 does not apply to at-will employees.  
 83 7. Section 1012.34, relating to requirements for  
 84 performance evaluations of instructional personnel and school  
 85 administrators.  
 86 Section 4. Subsection (4) of section 1003.03, Florida  
 87 Statutes, is amended to read:  
 88 1003.03 Maximum class size.—  
 89 (4) ACCOUNTABILITY.—  
 90 (a) If the department determines that the number of

Page 3 of 8

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

17-01052-17

2017808\_\_

91 students assigned to any individual class exceeds the class size  
 92 maximum, as required in subsection (1), based upon the October  
 93 student membership survey, the department shall:  
 94 1. ~~Identify, for each grade group, the number of classes in~~  
 95 ~~which the number of students exceeds the maximum and the total~~  
 96 ~~number of students which exceeds the maximum for all classes.~~  
 97 ~~2.~~ Determine the number of FTE students which exceeds the  
 98 maximum for each grade group calculated at the school average.  
 99 ~~2.3.~~ Multiply the total number of FTE students which  
 100 exceeds the maximum for each grade group calculated at the  
 101 school average by the district's FTE dollar amount of the class  
 102 size categorical allocation for that year and calculate the  
 103 total for all three grade groups.  
 104 ~~3.4.~~ Multiply the total number of FTE students which  
 105 exceeds the maximum for all classes calculated at the school  
 106 average by an amount equal to 50 percent of the base student  
 107 allocation adjusted by the district cost differential ~~for each~~  
 108 ~~of the 2010-2011 through 2013-2014 fiscal years and by an amount~~  
 109 ~~equal to the base student allocation adjusted by the district~~  
 110 ~~cost differential in the 2014-2015 fiscal year and thereafter.~~  
 111 ~~4.5.~~ Reduce the district's class size categorical  
 112 allocation by an amount equal to the sum of the calculations in  
 113 subparagraphs 2. and 3. and 4.  
 114 (b) The amount of funds reduced shall be the lesser of the  
 115 amount calculated in paragraph (a) or the undistributed balance  
 116 of the district's class size categorical allocation. The Florida  
 117 Education Finance Program Appropriation Allocation Conference  
 118 shall verify the department's calculation in paragraph (a). The  
 119 commissioner may withhold distribution of the class size

Page 4 of 8

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

17-01052-17 2017808

120 categorical allocation to the extent necessary to comply with  
121 paragraph (a).

122 (c) In lieu of the reduction calculation in paragraph (a),  
123 if the Commissioner of Education has evidence that a district  
124 was unable to meet the class size requirements despite  
125 appropriate efforts to do so or because of an extreme emergency,  
126 the commissioner may recommend by February 15, subject to  
127 approval of the Legislative Budget Commission, the reduction of  
128 an alternate amount of funds from the district's class size  
129 categorical allocation.

130 (d) Upon approval of the reduction calculation in  
131 paragraphs (a)-(c), the commissioner must prepare a reallocation  
132 of the funds made available for the districts that have fully  
133 met the class size requirements. The funds shall be reallocated  
134 by calculating an amount of up to 5 percent of the base student  
135 allocation multiplied by the total district FTE students. The  
136 reallocation total may not exceed 25 percent of the total funds  
137 reduced.

138 (e) Each district that has not complied with the  
139 requirements in subsection (1) shall submit to the commissioner  
140 by February 1 a plan certified by the district school board that  
141 describes the specific actions the district will take in order  
142 to fully comply with the requirements in subsection (1) by  
143 October of the following school year. If a district submits the  
144 certified plan by the required deadline, the funds remaining  
145 after the reallocation calculation in paragraph (d) shall be  
146 added back to the district's class size categorical allocation  
147 based on each qualifying district's proportion of the total  
148 reduction for all qualifying districts for which a reduction was

17-01052-17 2017808

149 calculated in paragraphs (a)-(c). However, no district shall  
150 have an amount added back that is greater than the amount that  
151 was reduced.

152 (f) The department shall adjust school district class size  
153 reduction categorical allocation distributions based on the  
154 calculations in paragraphs (a)-(e).

155 (g) A district that has not complied with the requirements  
156 in subsection (1) based on the October student membership survey  
157 for the 2017-2018 school year and has timely submitted the  
158 required plan under paragraph (e) may not have its class size  
159 categorical allocation reduced for the 2017-2018 and 2018-2019  
160 fiscal years. The district shall have until the October student  
161 membership survey for the 2018-2019 school year to comply with  
162 subsection (1); however, the district must provide an updated  
163 plan by February 1, 2019, to the commissioner to ensure the  
164 district is working to comply with the requirements of  
165 subsection (1).

166 Section 5. Paragraph (b) of subsection (3) of section  
167 1011.6202, Florida Statutes, is amended to read:

168 1011.6202 Principal Autonomy Pilot Program Initiative.—The  
169 Principal Autonomy Pilot Program Initiative is created within  
170 the Department of Education. The purpose of the pilot program is  
171 to provide the highly effective principal of a participating  
172 school with increased autonomy and authority to operate his or  
173 her school in a way that produces significant improvements in  
174 student achievement and school management while complying with  
175 constitutional requirements. The State Board of Education may,  
176 upon approval of a principal autonomy proposal, enter into a  
177 performance contract with up to seven district school boards for

17-01052-17

2017808\_\_

participation in the pilot program.

(3) EXEMPTION FROM LAWS.—

(b) A participating school shall comply with the provisions of chapters 1000-1013, and rules of the state board that implement those provisions, pertaining to the following:

1. Those laws relating to the election and compensation of district school board members, the election or appointment and compensation of district school superintendents, public meetings and public records requirements, financial disclosure, and conflicts of interest.

2. Those laws relating to the student assessment program and school grading system, including chapter 1008.

3. Those laws relating to the provision of services to students with disabilities.

4. Those laws relating to civil rights, including s. 1000.05, relating to discrimination.

5. Those laws relating to student health, safety, and welfare.

6. Section 1001.42(4)(f), relating to the uniform opening date for public schools.

7. Section 1003.03, governing maximum class size, ~~except that the calculation for compliance pursuant to s. 1003.03 is the average at the school level for a participating school.~~

8. Sections 1012.22(1)(c) and 1012.27(2), relating to compensation and salary schedules.

9. Section 1012.33(5), relating to workforce reductions for annual contracts for instructional personnel. This subparagraph does not apply to at-will employees.

10. Section 1012.335, relating to annual contracts for

Page 7 of 8

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

17-01052-17

2017808\_\_

instructional personnel hired on or after July 1, 2011. This subparagraph does not apply to at-will employees.

11. Section 1012.34, relating to personnel evaluation procedures and criteria.

12. Those laws pertaining to educational facilities, including chapter 1013, except that s. 1013.20, relating to covered walkways for relocatables, and s. 1013.21, relating to the use of relocatable facilities exceeding 20 years of age, are eligible for exemption.

13. Those laws pertaining to participating school districts, including this section and ss. 1011.69(2) and 1012.28(8).

Section 6. This act shall take effect July 1, 2017.

Page 8 of 8

CODING: Words ~~stricken~~ are deletions; words underlined are additions.



**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

---

Prepared By: The Professional Staff of the Committee on Education

---

BILL: CS/SB 890

INTRODUCER: Education Committee and Senator Bean

SUBJECT: Review of the Florida Endowment for Vocational Rehabilitation

DATE: March 22, 2017

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Benvenisty</u>	<u>Graf</u>	<u>ED</u>	<u>Fav/CS</u>
2.	<u>                    </u>	<u>                    </u>	<u>AED</u>	<u>                    </u>
3.	<u>                    </u>	<u>                    </u>	<u>AP</u>	<u>                    </u>

---

**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

---

**I. Summary:**

CS/SB 890 extends the repeal date for the Florida Endowment Foundation for Vocational Rehabilitation (Foundation), which serves as the direct-support organization of the Division of Vocational Rehabilitation within the Florida Department of Education from October 1, 2017 to October 1, 2027.

The bill takes effect July 1, 2017.

**II. Present Situation:**

**Citizen-Support Organizations and Direct-Support Organizations**

Citizen-support organizations (CSOs) and direct-support organization (DSOs) are statutorily created entities that are generally required to be non-profit organizations<sup>1</sup> and are authorized to carry out specific tasks in support of public entities or public causes.<sup>2</sup> The functions and purpose of a CSO or DSO are prescribed by its enacting statute and also, for the most part, by a written contract with the agency the CSO or DSO was created to support.<sup>3</sup>

---

<sup>1</sup> Chapter 617, F.S.

<sup>2</sup> *E.g.*, ss. 1009.983 and 413.0111, F.S.

<sup>3</sup> *See* ss. 14.29(9)(a), 16.616(1), and 258.015(1), F.S. *See also* Rules of the Florida Auditor General, *Audits of Certain Nonprofit Organizations* (effective June 30, 2016), Rule 10.720(1)(b) and (d), available at [http://www.myflorida.com/audgen/pages/pdf\\_files/10\\_700.pdf](http://www.myflorida.com/audgen/pages/pdf_files/10_700.pdf).

***CSO and DSO Transparency and Reporting Requirements***

In 2014, the Legislature created s. 20.058, F.S., establishing a comprehensive set of transparency and reporting requirements for CSOs and DSOs.<sup>4</sup> Specifically, the law requires each CSO and DSO to annually submit by August 1, the following information to the appropriate agency:<sup>5</sup>

- The name, mailing address, telephone number, and website address of the organization;
- The statutory authority or executive order that created the organization;
- A brief description of the mission of, and results obtained by, the organization;
- A brief description of the organization's plans for the next three fiscal years;
- A copy of the organization's ethics code; and
- A copy of the organization's most recent Internal Revenue Service (IRS) Form 990.<sup>6</sup>

Each agency receiving information from a CSO or DSO pursuant to law must make such information available to the public through the agency's website.<sup>7</sup> If the organization maintains a website, the agency's website must provide a link to the organization's website.<sup>8</sup> Any contract between an agency and a CSO or DSO must be contingent upon the CSO or DSO submitting the required information to the agency and the posting of such information as specified in law.<sup>9</sup> If a CSO or DSO fails to submit the required information to the agency for two consecutive years, the agency head must terminate any contract between the agency and the CSO or DSO.<sup>10</sup>

By August 15 of each year, the agency must report to the Governor, President of the Senate, Speaker of the House of Representatives, and the Office of Program Policy Analysis and Government Accountability (OPPAGA) the information submitted by each CSO or DSO along with the agency's recommendation and supporting rationale to continue, terminate, or modify the agency's association with the CSO or DSO.<sup>11</sup>

A law creating, or authorizing the creation of a CSO or DSO must state that the creation of or authorization for the organization repeals on October 1 of the 5th year after enactment unless reviewed and saved from repeal by the Legislature. CSOs and DSOs in existence prior to July 1, 2014, must be reviewed by the Legislature by July 1, 2019.<sup>12</sup>

***CSO and DSO Audit Requirements***

Section 215.981, F.S., requires each CSO and DSO created or authorized pursuant to law with annual expenditures in excess of \$100,000 to provide for an annual financial audit of its accounts and records.<sup>13</sup> The audit must be conducted by an independent certified public accountant in

---

<sup>4</sup> Section 3, ch. 2014-96, L.O.F

<sup>5</sup> Section 20.058(1), F.S.

<sup>6</sup> The IRS Form 990 is an annual information return required to be filed with the IRS by most organizations exempt from federal income tax under 26 U.S.C. 501. 26 C.F.R. 1.6033-2.

<sup>7</sup> Section 20.058(2), F.S.

<sup>8</sup> *Id.*

<sup>9</sup> Section 20.058(4), F.S.

<sup>10</sup> *Id.*

<sup>11</sup> *Id.* at (3).

<sup>12</sup> *Id.* at (5).

<sup>13</sup> The independent audit requirement does not apply to a CSO or DSO for a university, district board of trustees of a community college, or district school board. Additionally, the expenditure threshold for an independent audit is \$300,000 for a CSO or DSO for the Department of Environmental Protection and the Department of Agriculture and Consumer Services.

accordance with rules adopted by the Auditor General. The audit report must be submitted within nine months after the end of the fiscal year to the Auditor General and to the state agency the CSO or DSO supports.<sup>14</sup> Additionally, the Auditor General may, pursuant to his or her own authority, or at the direction of the Legislative Auditing Committee, conduct audits or other engagements of a CSO's or DSO's accounts and records.<sup>15</sup>

### ***CSO and DSO Ethics Code Requirement***

Section 112.3251, F.S., requires a CSO or DSO created or authorized pursuant to law to adopt its own ethics code. The ethics code must contain the specified standards of conduct and disclosures provided in ss. 112.313 and 112.3143(2), F.S.<sup>16</sup> A CSO or DSO may adopt additional or more stringent standards of conduct and disclosure requirements and must conspicuously post its ethics code on its website.<sup>17</sup>

### **Division of Vocational Rehabilitation**

The Division of Vocational Rehabilitation (Division) is one of several divisions housed within the Department of Education (DOE).<sup>18</sup> The Division is the administrative unit designated at the state level that ensures compliance with the Vocational Rehabilitation Act of 1973, as amended.<sup>19</sup> The Division's mission is "to help people with disabilities find and maintain employment and enhance their independence."<sup>20</sup> Vocational Rehabilitation (VR) is a federal-state program that helps people who have physical or mental disabilities find and maintain meaningful careers.<sup>21</sup>

### ***Florida Endowment Foundation for Vocational Rehabilitation***

In 1990, the Legislature created the Florida Endowment Foundation for Vocational Rehabilitation (Foundation or The Able Trust) as a direct-support organization of the Division of Vocational Rehabilitation (Division) within the DOE for the purpose of encouraging public and private support to enhance vocational rehabilitation and employment of citizens who are disabled.<sup>22</sup>

The Foundation conducts business as The Able Trust,<sup>23</sup> which operates under contract with the Division to exclusively raise funds; submit requests and receive grants from the Federal Government, the state, private foundations, and individuals; to receive, hold, and administer

---

<sup>14</sup> Section 215.981(1), F.S.

<sup>15</sup> Section 11.45(3), F.S.

<sup>16</sup> Some of the standards of conduct and disclosures in ss. 112.313 and 112.3143(2), F.S., include misuse of public position, solicitation or acceptance of gifts, unauthorized compensation, and voting conflicts.

<sup>17</sup> Section 112.3251, F.S.

<sup>18</sup> Section 20.15(3)(d), F.S.

<sup>19</sup> Section 413.202, F.S.

<sup>20</sup> Florida Division of Vocational Rehabilitation, <http://www.rehabworks.org/> (last visited March 20, 2017).

<sup>21</sup> Florida Division of Vocational Rehabilitation, *Frequently Asked Questions*, <http://www.rehabworks.org/faq.shtml> (last visited March 20, 2017).

<sup>22</sup> Section 9, ch. 90-330, L.O.F., codified as s. 413.615(5), F.S.

<sup>23</sup> The Able Trust is another name for the Foundation, essentially the trade name of the Foundation.<sup>23</sup> Email, Florida Department of Education (Feb. 2, 2017).

property; and to make expenditures to or for the benefit of the rehabilitation programs approved by the Foundation's board of directors.<sup>24</sup>

During its 26 years, the Foundation has gone beyond the traditional direct-support organization role of supporting activities of the Division by developing and expanding statewide programs to move people with disabilities into the workforce.<sup>25</sup>

Currently, the authorizing statute for the Foundation is scheduled for repeal October 1, 2017, unless reviewed and saved from repeal by the Legislature.<sup>26</sup>

### **Legislative Review: Findings and Recommendations**

Senate professional staff reviewed documents related to the Foundation for compliance with the authorizing and accountability statutes. Findings and recommendations are summarized below.

#### ***Foundation's Compliance under Authorizing Statute***

The Foundation:<sup>27</sup>

- Must be incorporated as a not-for-profit corporation under law, which requires initial filing of articles of incorporation and subsequent filing of sworn annual reports with the Department of State.<sup>28</sup>
- Must be organized and operate exclusively for the benefit of the Rehabilitation programs approved by the Board of Directors of the Foundation.
- Must be approved by the Division to operate for the benefit and best interest of the state.
- Is subject to the public meetings and public records requirements in law.<sup>29</sup>
- Must comply with law which requires each DSO and CSO with annual expenditures in excess of \$100,000 to provide annually for an independent financial audit.<sup>30</sup>

The Foundation appears to comply with the authorizing statutory requirements.

#### ***Foundation's Compliance under Accountability Statute***

- Each DSO is required to annually provide to the appropriate agency specified information by August 1.<sup>31</sup>
  - **Finding:** The Foundation appears to have provided the required information to the DOE by the statutory deadline.<sup>32</sup>

<sup>24</sup> Section 413.615(5)(b), F.S.

<sup>25</sup> Email, Florida Department of Education (Feb. 2, 2017).

<sup>26</sup> Section 413.615(14), F.S.

<sup>27</sup> Section 413.615(5), F.S.

<sup>28</sup> Section 413.615(5)(a), F.S. Not-for-profit corporations are incorporated under Chapter 617, F.S.; Articles of Incorporation are required by s. 617.0202, F.S., and annual reports are required by s. 617.1622, F.S.

<sup>29</sup> Section 413.615(7), F.S. See also s. 24, Art. I of the State Constitution, ch. 119, F.S., and s. 286.011, F.S. Section 413.615(7), F.S. exempts certain information from public record and meetings laws.

<sup>30</sup> Section 215.981, F.S.

<sup>31</sup> Section 20.058(1), F.S. See pg. 2 of this analysis.

<sup>32</sup> Email, Florida Department of Education (Nov. 15, 2016); Florida Fiscal Portal, Department of Education's 2016-2017 Annual Report on Citizen-Support and Direct-Support Organizations, available at <http://floridafiscalportal.state.fl.us/Document.aspx?ID=14514&DocType=PDF>, at 3-4.

- Each agency must submit an annual report by August 15 of each year with the information received from the DSO or CSO which contains a recommendation for continuing, terminating, or modifying the agency's association with the DSO or CSO, and the rationale for doing so.<sup>33</sup>
  - **Finding:** The DOE submitted its annual report to the Governor, the President of the Senate, the Speaker of the House of Representatives, and OPPAGA, along with the DOE's recommendation and rationale for continuing the Foundation by the statutory deadline.<sup>34</sup>
- Each agency must make the information received from each DSO or CSO available to the public through the agency's website.<sup>35</sup> If the DSO or CSO maintains its own website, the agency must provide a link on its website to the DSO's or CSO's website.<sup>36</sup>
  - **Finding:** The required annual report has been posted to Florida's Fiscal Portal.<sup>37</sup> A link to the Florida Fiscal Portal is available on the DOE's website.<sup>38</sup> However, a link to the Foundation's website is not found on either the DOE's or the Division's website.
  - **Recommendation:** The DOE or the Division should create a link on the DOE or the Division's website to the Foundation's website.
- Any contract between an agency and a DSO or CSO must be contingent upon the DSO or CSO's submission and posting of the required information.<sup>39</sup> If the DSO or CSO fails to submit the required information for two consecutive years, the agency head must terminate the contract.<sup>40</sup>
  - **Finding:** The Foundation appears to have submitted the required information for the last two consecutive years. However, neither the Foundation, nor the DOE or the Division, appear to have posted the information to its respective website as required.
  - **Recommendation:** Either the DOE or the Division, or the Foundation should post the statutorily required information to its respective website.

### III. Effect of Proposed Changes:

CS/SB 890 extends the repeal date for the Florida Endowment Foundation for Vocational Rehabilitation (Foundation or The Able Trust), which serves as the direct-support organization of the Division of Vocational Rehabilitation within the Florida Department of Education from October 1, 2017 to October 1, 2027.

<sup>33</sup> Section 20.058(3), F.S.

<sup>34</sup> Email, Florida Department of Education (Jan. 11, 2017); Florida Fiscal Portal, Department of Education's 2016-2017 Annual Report on Citizen-Support and Direct-Support Organizations, *available at* <http://floridafiscalportal.state.fl.us/Document.aspx?ID=14514&DocType=PDF>, at 3-4.

<sup>35</sup> Section 20.058(2), F.S.

<sup>36</sup> *Id.*

<sup>37</sup> Email, Florida Department of Education (Jan. 11, 2017). Florida Fiscal Portal, Department of Education's 2014-2015 Annual Report on Citizen-Support and Direct-Support Organizations (8/5/14), *available at* <http://floridafiscalportal.state.fl.us/Document.aspx?ID=10642&DocType=PDF>, at 4; Florida Fiscal Portal, Department of Education's 2015-2016 Annual Report on Citizen-Support and Direct-Support Organizations (8/1/15), *available at* <http://floridafiscalportal.state.fl.us/Document.aspx?ID=13513&DocType=PDF>, at 5; Florida Fiscal Portal, Department of Education's 2016-2017 Annual Report on Citizen-Support and Direct-Support Organizations (8/1/16), *available at* <http://floridafiscalportal.state.fl.us/Document.aspx?ID=14514&DocType=PDF>, at 5.

<sup>38</sup> Email, Florida Department of Education (Jan. 13, 2017).

<sup>39</sup> Section 20.058(4), F.S.

<sup>40</sup> *Id.*

The extension of the repeal date will provide for the continuation programs administered by The Able Trust which include, but are not limited to:<sup>41</sup>

**Youth Programs:** The Able Trust's High School High Tech program would end, resulting in the closure of 43 program sites in 40 Florida counties.<sup>42</sup> The program provides leadership training, career direction, community involvement, and education to 1,500-2,000 students per year.<sup>43</sup> The current cost to the state's budget for this program is \$275 per student, which covers slightly more than one-fourth of total program costs.<sup>44</sup>

Additionally, The Able Trust's Florida Youth Leadership Program would no longer operate.<sup>45</sup> This program is a week-long leadership training program that takes place every summer at Florida State University, and advances high school juniors and seniors with disabilities, plus young adult job seekers, toward a career path and employment. A related alumni association, established a year ago, would also end.<sup>46</sup>

**Grant Programs:** The Able Trust works with community organizations throughout the state to help them assist Floridians with disabilities in their area to become employed.<sup>47</sup> There are 60-70 contracts during any annual period (e.g., Susan B. Anthony Rehabilitation Center in Broward County, Science Center in Pinellas County, Vincent Academy in Sarasota, Ark Nassau in Nassau County, and Key Clubhouse in Miami-Dade).<sup>48</sup> No state funds are used in these strategic grant initiatives.<sup>49</sup>

**James Patrick Memorial Program:** The Able Trust serves as administrator and fiduciary for the James Patrick Memorial Program, authorized in s. 413.402, F.S., which helps fund the services of personal care attendants for eligible workers with disabilities.<sup>50</sup> Seven contracts to obtain funding for the program exist with state attorney offices in different parts of the state.<sup>51</sup>

**Specialty License Plates for Motorcycles:** The Able Trust serves as fiduciary for funds for the sale of specialty license plates for motorcycles pursuant to s. 320.08069(4)(d), F.S.<sup>52</sup> It collects, distributes, and manages the funds, which benefits five disabilities organizations – Florida Association of Centers for Independent Living, the James Patrick Memorial Program, Preserve Vision Florida, the Brain and Spinal Cord Injury Program – Florida Department of Health, and the Blind Services Foundation of Florida.<sup>53</sup> The Foundation receives a 10 percent management fee.<sup>54</sup>

---

<sup>41</sup> Email, Florida Department of Education (Feb. 2, 2017).

<sup>42</sup> *Id.*

<sup>43</sup> *Id.*

<sup>44</sup> *Id.*

<sup>45</sup> *Id.*

<sup>46</sup> *Id.*

<sup>47</sup> *Id.*

<sup>48</sup> *Id.*

<sup>49</sup> *Id.*

<sup>50</sup> *Id.*

<sup>51</sup> *Id.*

<sup>52</sup> Email, Florida Department of Education (Feb. 2, 2017).

<sup>53</sup> *Id.*

<sup>54</sup> *Id.*

**Independent Research:** The Foundation conducts research to obtain and update data on the perceptions of the business community on the inclusion of people with disabilities in its workforce, learn ways to address barriers, and to inform the general public on the employment rate of such workers.<sup>55</sup>

The bill takes effect July 1, 2017.

#### **IV. Constitutional Issues:**

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

#### **V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

By extending the repeal date of the direct-support organization, CS/SB 890 sustains a source of financial and other direct assistance for individuals who are disabled.

C. Government Sector Impact:

The Legislature appropriated \$549,823 to the Florida Endowment Foundation for Vocational Rehabilitation in the 2016-2017 General Appropriations Act.<sup>56</sup>

#### **VI. Technical Deficiencies:**

None.

#### **VII. Related Issues:**

None.

---

<sup>55</sup> *Id.*

<sup>56</sup> Specific appropriation 34, ch. 2016-66, L.O.F.

**VIII. Statutes Affected:**

This bill substantially amends section 413.615 of the Florida Statutes.

**IX. Additional Information:**

- A. **Committee Substitute – Statement of Substantial Changes:**  
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**CS by Education on March 21, 2017:**

The Committee Substitute extends the repeal date from October 1, 2017 to October 1, 2027 for the Florida Endowment Foundation for Vocational Rehabilitation.

- B. **Amendments:**

None.

---

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

---





789530

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/21/2017	.	
	.	
	.	
	.	

---

The Committee on Education (Bean) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Section 413.615, Florida Statutes, is amended to  
read:

413.615 Florida Endowment for Vocational Rehabilitation.—

(1) SHORT TITLE.—This section may be cited as the "Florida  
Endowment for Vocational Rehabilitation Act."

(2) DEFINITIONS.—For the purposes of this section:

(a) "Board" means the board of directors of the Florida



789530

Endowment Foundation for Vocational Rehabilitation.

(b) "Endowment fund" means an account established within the Florida Endowment Foundation for Vocational Rehabilitation to provide a continuing and growing source of revenue for vocational rehabilitation efforts.

(c) "Foundation" means the Florida Endowment Foundation for Vocational Rehabilitation.

(d) "Operating account" means an account established under paragraph (4)(d) to carry out the purposes provided in subsection (10).

(3) LEGISLATIVE INTENT.—The Legislature recognizes that it is in the best interest of the citizens of this state that citizens with disabilities be afforded a fair opportunity to become self-supporting, productive members of society. However, there is a critical need for significant additional funding to achieve this goal. Accordingly, the Legislature further finds and declares that:

(a) With skilled evaluation procedures and proper rehabilitative treatment, plus employment, training, and supportive services consistent with the needs of the individual, persons who are disabled can assume the activities of daily living and join their communities with dignity and independence.

(b) The purpose of this section is to broaden the participation and funding potential for further significant support for the rehabilitation of Florida citizens who are disabled.

(c) It is appropriate to encourage individual and corporate support and involvement, as well as state support and involvement, to promote employment opportunities for disabled



789530

citizens.

(4) REVENUE FOR THE ENDOWMENT FUND.—

(a) The endowment fund of the Florida Endowment for Vocational Rehabilitation is created as a long-term, stable, and growing source of revenue to be administered, in accordance with rules promulgated by the division, by the foundation as a direct-support organization of the division.

(b) The principal of the endowment fund shall derive from the deposits made pursuant to s. 318.21(2)(e), together with any legislative appropriations which may be made to the endowment, and such bequests, gifts, grants, and donations as may be solicited for such purpose by the foundation from public or private sources.

(c) All funds remitted to the Department of Revenue pursuant to s. 318.21(2)(e) and (5) shall be transmitted monthly to the foundation for use as provided in subsection (10). All remaining liquid balances of funds held for investment and reinvestment by the State Board of Administration for the endowment fund on the effective date of this act shall be transmitted to the foundation within 60 days for use as provided in subsection (10).

(d) The board of directors of the foundation shall establish the operating account and shall deposit therein the moneys transmitted pursuant to paragraph (c). Moneys in the operating account shall be available to carry out the purposes of subsection (10).

(5) THE FLORIDA ENDOWMENT FOUNDATION FOR VOCATIONAL REHABILITATION.—The Florida Endowment Foundation for Vocational Rehabilitation is hereby created as a direct-support



789530

organization of the Division of Vocational Rehabilitation, to encourage public and private support to enhance vocational rehabilitation and employment of citizens who are disabled. As a direct-support organization, the foundation shall operate under contract with the division and shall:

(a) Be a Florida corporation not for profit incorporated under the provisions of chapter 617 and approved by the Department of State.

(b) Be organized and operated exclusively to raise funds; to submit requests and receive grants from the Federal Government, the state, private foundations, and individuals; to receive, hold, and administer property; and to make expenditures to or for the benefit of the rehabilitation programs approved by the board of directors of the foundation.

(c) Be approved by the division to be operating for the benefit and best interest of the state.

(6) DIRECT-SUPPORT ORGANIZATION CONTRACT.—The contract between the foundation and the division shall provide for:

(a) Approval of the articles of incorporation of the foundation by the division.

(b) Governance of the foundation by a board of directors appointed by the Governor.

(c) Submission of an annual budget of the foundation for approval by the division.

(d) Certification by the division, after an annual financial and performance review, that the foundation is operating in compliance with the terms of the contract and the rules of the division, and in a manner consistent with the goals of the Legislature in providing assistance to disabled citizens.



789530

(e) The release and conditions of the expenditure of any state revenues.

(f) The reversion to the state of moneys in the foundation and in any other funds and accounts held in trust by the foundation if the contract is terminated.

(g) The fiscal year of the foundation, to begin on July 1 and end on June 30 of each year.

(7) CONFIDENTIALITY.—

(a) The identity of a donor or prospective donor to the Florida Endowment Foundation for Vocational Rehabilitation who desires to remain anonymous and all information identifying such donor or prospective donor are confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution. Portions of meetings of the Florida Endowment Foundation for Vocational Rehabilitation during which the identity of donors or prospective donors is discussed are exempt from the provisions of s. 286.011 and s. 24(b), Art. I of the State Constitution.

(b) Records relating to clients of or applicants to the Division of Vocational Rehabilitation that come into the possession of the foundation and that are confidential by other provisions of law are confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution, and may not be released by the foundation. Portions of meetings of the Florida Endowment Foundation for Vocational Rehabilitation during which the identities of such clients of or applicants to the Division of Vocational Rehabilitation are discussed are exempt from the provisions of s. 286.011 and s. 24(b), Art. I of the State Constitution.



789530

(8) BOARD OF DIRECTORS.—The foundation shall be administered by a board of directors, as follows:

(a) *Membership*.—The board of directors shall consist of nine members who have an interest in service to persons with disabilities and who:

1. Have skills in foundation work or other fundraising activities, financial consulting, or investment banking or other related experience; or

2. Have experience in policymaking or management-level positions or have otherwise distinguished themselves in the field of business, industry, or rehabilitation.

Disabled individuals who meet the above criteria shall be given special consideration for appointment.

(b) *Appointment*.—The board members shall be appointed by the Governor.

(c) *Terms*.—Board members shall serve for 3-year terms or until resignation or removal for cause.

(d) *Filling of vacancies*.—In the event of a vacancy on the board caused by other than the expiration of a term, a new member shall be appointed.

(e) *Removal for cause*.—Each member is accountable to the Governor for the proper performance of the duties of office. The Governor may remove any member from office for malfeasance, misfeasance, neglect of duty, incompetence, or permanent inability to perform official duties or for pleading nolo contendere to, or being found guilty of, a crime.

(9) ORGANIZATION, POWERS, AND DUTIES.—Within the limits prescribed in this section or by rule of the division:



789530

(a) Upon appointment, the board shall meet and organize. Thereafter, the board shall hold such meetings as are necessary to implement the provisions of this section and shall conduct its business in accordance with rules promulgated by the division.

(b) The board may solicit and receive bequests, gifts, grants, donations, goods, and services. Where gifts are restricted as to purpose, they may be used only for the purpose or purposes stated by the donor. The board may transmit monetary gifts to the State Board of Administration for deposit in the endowment fund principal.

(c) The board may enter into contracts with the Federal Government, state or local agencies, private entities, or individuals to carry out the purposes of this section.

(d) The board may identify, initiate, and fund new and creative programs to carry out the purposes of this section, utilizing existing organizations, associations, and agencies to carry out such rehabilitation programs and purposes wherever possible.

(e) The board may make gifts or grants:

1. To the State of Florida or any political subdivision thereof, or any public agency of state or local government.

2. To a corporation, trust, association, or foundation organized and operated exclusively for charitable, educational, or scientific purposes.

3. To any citizen who has a documented disability.

4. To the division for purposes of program recognition and marketing, public relations and education, professional development, and technical assistance and workshops for grant



789530

applicants and recipients, the business community, and individuals with disabilities or recognized groups organized on their behalf.

(f) The board may advertise and solicit applications for funding and shall evaluate applications and program proposals submitted thereto. Funding shall be awarded only where the evaluation is positive and the proposal meets both the guidelines for use established in subsection (10) and such evaluation criteria as the division may prescribe by rule.

(g) The board shall monitor, review, and annually evaluate funded programs to determine whether funding should be continued, terminated, reduced, or increased.

(h) The board shall establish an operating account as provided in paragraph (4) (d).

(i) The board may take such additional actions, including the hiring of necessary staff, as are deemed necessary and appropriate to administer this section, subject to rules of the division.

(10) DISTRIBUTION OF MONEYS.—The board shall use the moneys in the operating account, by whatever means, to provide for:

(a) Planning, research, and policy development for issues related to the employment and training of disabled citizens, and publication and dissemination of such information as may serve the objectives of this section.

(b) Promotion of initiatives for disabled citizens.

(c) Funding of programs which engage in, contract for, foster, finance, or aid in job training and counseling for disabled citizens or research, education, demonstration, or other activities related thereto.





789530

(d) Funding of programs which engage in, contract for, foster, finance, or aid in activities designed to advance better public understanding and appreciation of the field of vocational rehabilitation.

(e) Funding of programs, property, or facilities which aid, strengthen, and extend in any proper and useful manner the objectives, work, services, and physical facilities of the division, in accordance with the purposes of this section.

(11) ANNUAL AUDIT.—The board shall provide for an annual financial audit of the foundation in accordance with s. 215.981. The identities of donors and prospective donors who desire to remain anonymous shall be protected, and that anonymity shall be maintained in the auditor's report.

(12) ANNUAL REPORT.—The board shall issue a report to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Commissioner of Education by February 1 each year, summarizing the performance of the endowment fund for the previous fiscal year, summarizing the foundation's fundraising activities and performance, and detailing those activities and programs supported by the endowment principal or earnings on the endowment principal or by bequests, gifts, grants, donations, and other valued goods and services received.

(13) RULES.—The division shall promulgate rules for the implementation of this section.

(14) REPEAL.—This section is repealed October 1, 2027 ~~2017~~, unless reviewed and saved from repeal by the Legislature.

Section 2. This act shall take effect July 1, 2017.



789530

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

And the title is amended as follows:

Delete everything before the enacting clause  
and insert:

A bill to be entitled  
An act relating to the Florida Endowment for  
Vocational Rehabilitation; amending s. 413.615, F.S.;  
extending the date for future review and repeal of  
provisions governing the Florida Endowment for  
Vocational Rehabilitation; providing an effective  
date.

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date \_\_\_\_\_

890  
Bill Number (if applicable)

Topic SB 890

Amendment Barcode (if applicable) \_\_\_\_\_

Name SUSANNE HOMANT & FRANCES PEREZ

Job Title ABLE TRUST CEO ↓ MOM

Address 3320 THOMASVILLE RD.

Phone 850 224-449

Street

TALLY

City

State

32308

Zip

Email \_\_\_\_\_

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing ABLE TRUST (TOTAL SPEAK TIME NO MORE THAN 3 MINS)

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

By Senator Bean

4-00674-17

2017890\_\_

A bill to be entitled

An act relating to a review of the Florida Endowment  
for Vocational Rehabilitation; repealing s.  
413.615(14), F.S., which provides for future review  
and repeal of provisions governing the Florida  
Endowment for Vocational Rehabilitation; abrogating  
the scheduled repeal; providing an effective date.

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

Section 1. Subsection (14) of section 413.615, Florida  
Statutes, is repealed.

Section 2. This act shall take effect July 1, 2017.

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

---

Prepared By: The Professional Staff of the Committee on Education

---

BILL: CS/SB 896

INTRODUCER: Education Committee and Senator Simmons

SUBJECT: Direct-support Organization for the Florida Prepaid College Board

DATE: March 22, 2017

REVISED: \_\_\_\_\_

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. Benvenisty	Graf	ED	Fav/CS
2. _____	_____	AHE	_____
3. _____	_____	AP	_____

---

**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Technical Changes

---

**I. Summary:**

CS/SB 896 modifies the repeal date for the Florida Prepaid College Board's direct-support organization by extending the repeal date from October 1, 2017 to October 1, 2022.

The bill takes effect July 1, 2017.

**II. Present Situation:**

**Citizen-Support Organizations and Direct-Support Organizations**

Citizen-support organizations (CSOs) and direct-support organization (DSOs) are statutorily created entities that are generally required to be non-profit organizations<sup>1</sup> and are authorized to carry out specific tasks in support of public entities or public causes. The functions and purpose of a CSO or DSO are prescribed by its enacting statute and for most part, by a written contract with the agency the CSO or DSO was created to support.<sup>2</sup>

---

<sup>1</sup> Chapter 617, F.S.

<sup>2</sup> See ss. 14.29(9)(a), 16.616(1), and 258.015(1), F.S. See also Rules of the Florida Auditor General, *Audits of Certain Nonprofit Organizations* (effective June 30, 2016), Rule 10.720(1)(b) and (1)(d) available at [http://www.myflorida.com/audgen/pages/pdf\\_files/10\\_700.pdf](http://www.myflorida.com/audgen/pages/pdf_files/10_700.pdf).

## **CSO and DSO Transparency and Reporting Requirements**

In 2014, the Legislature created s. 20.058, F.S., establishing a comprehensive set of transparency and reporting requirements for CSOs and DSOs.<sup>3</sup> Specifically, the law requires each CSO and DSO to annually submit by August 1, the following information to the appropriate agency:<sup>4</sup>

- The name, mailing address, telephone number, and website address of the organization;
- The statutory authority or executive order that created the organization;
- A brief description of the mission of, and results obtained by, the organization;
- A brief description of the organization's plans for the next three fiscal years;
- A copy of the organization's ethics code; and
- A copy of the organization's most recent Internal Revenue Service (IRS) Form 990.<sup>5</sup>

Each agency receiving information from a CSO or DSO pursuant to law must make such information available to the public through the agency's website.<sup>6</sup> If the organization maintains a website, the agency's website must provide a link to the organization's website.<sup>7</sup> Any contract between an agency and a CSO or DSO must be contingent upon the CSO or DSO submitting the required information to the agency and the posting such information as specified in law.<sup>8</sup> If a CSO or DSO fails to submit the required information to the agency for two consecutive years, the agency head must terminate any contract between the agency and the CSO or DSO.<sup>9</sup>

By August 15 of each year, the agency must report to the Governor, President of the Senate, Speaker of the House of Representatives, and the Office of Program Policy Analysis and Government Accountability (OPPAGA) the information submitted by each CSO or DSO along with the agency's recommendation and supporting rationale to continue, terminate, or modify the agency's association with the CSO or DSO.<sup>10</sup>

A law creating, or authorizing the creation of a CSO or DSO must state that the creation of or authorization for the organization repeals on October 1 of the 5th year after enactment unless reviewed and saved from repeal by the Legislature. CSOs and DSOs in existence prior to July 1, 2014, must be reviewed by the Legislature by July 1, 2019.<sup>11</sup>

## ***CSO and DSO Audit Requirements***

Section 215.981, F.S., requires each CSO and DSO created or authorized pursuant to law with annual expenditures in excess of \$100,000 to provide for an annual financial audit of its accounts

---

<sup>3</sup> Chapter 2014-96, L.O.F, effective upon becoming a law (e.g., June 13, 2014).

<sup>4</sup> Section 20.058(1), F.S.

<sup>5</sup> The IRS Form 990 is an annual information return required to be filed with the IRS by most organizations exempt from federal income tax under 26 U.S.C. 501. 26 C.F.R. 1.6033-2.

<sup>6</sup> Section 20.058(2), F.S.

<sup>7</sup> *Id.*

<sup>8</sup> Section 20.058(4), F.S.

<sup>9</sup> *Id.*

<sup>10</sup> *Id.* at (3).

<sup>11</sup> *Id.* at (5).

and records.<sup>12</sup> An independent certified public accountant in accordance with rules adopted by the Auditor General must conduct the audit. The audit report must be submitted within nine months after the end of the fiscal year to the Auditor General and to the state agency the CSO or DSO supports.<sup>13</sup> Additionally, the Auditor General may, pursuant to his or her own authority, or at the direction of the Legislative Auditing Committee, conduct audits or other engagements of a CSO's or DSO's accounts and records.<sup>14</sup>

### ***CSO and DSO Ethics Code Requirement***

Section 112.3251, F.S., requires a CSO or DSO created or authorized pursuant to law to adopt its own ethics code. The ethics code must contain the specified standards of conduct and disclosures provided in ss. 112.313 and 112.3143(2), F.S.<sup>15</sup> A CSO or DSO may adopt additional or more stringent standards of conduct and disclosure requirements and must conspicuously post its ethics code on its website.<sup>16</sup>

### **Florida Prepaid College Board**

The Florida Prepaid College Board (Board) administers the Stanley G. Tate Florida Prepaid College Program (prepaid program) and the Florida College Savings Program (savings program), and to perform specified essential governmental functions.<sup>17</sup>

### ***Stanley G. Tate Florida Prepaid College Foundation***

In 1990, the Legislature authorized the Board to establish a DSO.<sup>18</sup> The Board subsequently established the Stanley G. Tate Florida Prepaid College Foundation (Foundation) to provide scholarships to students who may not have otherwise had the opportunity to go to college.<sup>19</sup>

The Foundation administers the Florida Prepaid Tuition Scholarship Program (Scholarship Tuition for At-Risk Students, or STARS Program).<sup>20</sup> This program provides economically disadvantaged youth with prepaid postsecondary tuition scholarships.<sup>21</sup>

---

<sup>12</sup> The independent audit requirement does not apply to a CSO or DSO for a university, district board of trustees of a community college, or district school board. Additionally, the expenditure threshold for an independent audit is \$300,000 for a CSO or DSO for the Department of Environmental Protection and the Department of Agriculture and Consumer Services.

<sup>13</sup> Section 215.981(1), F.S.

<sup>14</sup> Section 11.45(3), F.S.

<sup>15</sup> Some of the standards of conduct and disclosures in ss. 112.313 and 112.3143(2), F.S., include misuse of public position, solicitation or acceptance of gifts, unauthorized compensation, and voting conflicts.

<sup>16</sup> Section 112.3251, F.S.

<sup>17</sup> Section 1009.971(1), F.S. See ss. 1009.97-1009.988, F.S. The Board is assigned to and administratively housed within the State Board of Administration, but it independently exercises specified powers and duties. *Id.* The Board consists of seven members, composed of the Attorney General, the Chief Financial Officer, the Chancellor of the State University System, the Chancellor of the Division of Florida Colleges, and three members appointed by the Governor and subject to confirmation by the Senate. *Id.* at 2.

<sup>18</sup> Section 1009.983(1), F.S.; Stanley G. Tate Florida Prepaid College Foundation, *2015 Annual Report*, available at [http://www.itppv.com/documents/pdf/foundation\\_2015\\_annual\\_report\\_web.pdf](http://www.itppv.com/documents/pdf/foundation_2015_annual_report_web.pdf), at 1.

<sup>19</sup> Stanley G. Tate Florida Prepaid College Foundation, *2015 Annual Report*, available at [http://www.itppv.com/documents/pdf/foundation\\_2015\\_annual\\_report\\_web.pdf](http://www.itppv.com/documents/pdf/foundation_2015_annual_report_web.pdf), at 3.

<sup>20</sup> Sections 1009.983(8), 1009.984, F.S.; Stanley G. Tate Florida Prepaid College Foundation, *2015 Annual Report*, available at [http://www.itppv.com/documents/pdf/foundation\\_2015\\_annual\\_report\\_web.pdf](http://www.itppv.com/documents/pdf/foundation_2015_annual_report_web.pdf), at 4.

<sup>21</sup> Section 1009.984, F.S.

The Foundation has established additional scholarship programs, with Board approval, which include the Black History Month Scholarship, Hispanic Heritage Month Scholarship, and National Mortgage Settlement Dormitory Project.<sup>22</sup>

### **Legislative Review: Findings and Recommendations**

Senate professional staff reviewed documents related to the Foundation for compliance with the authorizing and accountability statutes. Findings and recommendations are summarized below.

#### ***Foundation's Compliance under Authorizing Statute***

The Foundation:<sup>23</sup>

- Must be incorporated as a not-for-profit corporation under law, which requires initial filing of articles of incorporation and subsequent filing of sworn annual reports with the Department of State.<sup>24</sup>
- Must be organized exclusively to receive, hold, invest, and administer property and to make expenditures on behalf of the board.
- Must be certified by the Board as operating in a manner consistent with the goals of the board and in the best interest of the state.
- Is subject to the public meetings and public records requirements in law.<sup>25</sup>
- Must comply with state law, which requires each DSO and CSO with annual expenditures in excess of \$100,000 to provide annually for an independent financial audit.<sup>26</sup>

The Foundation appears to comply with the authorizing statutory requirements.

#### ***Foundation's Compliance under Accountability Statute***

- Each DSO is required to annually provide to the appropriate agency specified information by August 1.<sup>27</sup>
  - **Finding:** The Foundation appears to have provided the required information to the Board by the statutory deadline.<sup>28</sup>
- Each agency must submit an annual report by August 15 of each year with the information received from the DSO or CSO, which contains a recommendation for continuing, terminating, or modifying the agency's association with the DSO or CSO, and the rationale for doing so.<sup>29</sup>
  - **Finding:** The Board appears to have submitted its annual report to the Governor, the President of the Senate, the Speaker of the House of Representatives, and OPPAGA,

<sup>22</sup> Stanley G. Tate Florida Prepaid College Foundation, *2015 Annual Report*, available at [http://www.itppv.com/documents/pdf/foundation\\_2015\\_annual\\_report\\_web.pdf](http://www.itppv.com/documents/pdf/foundation_2015_annual_report_web.pdf), at 13-14.

<sup>23</sup> Section 1009.983, F.S.

<sup>24</sup> *Id.* at (1)(a). Not-for-profit corporations are incorporated under Chapter 617, F.S.; Articles of Incorporation are required by s. 617.0202, F.S., and annual reports are required by s. 617.1622, F.S.

<sup>25</sup> Section 1009.983(4), F.S. See also s. 24, Art. I of the State Constitution, ch. 119, F.S., and s. 286.011, F.S.

<sup>26</sup> Section 215.981, F.S.

<sup>27</sup> Section 20.058(1), F.S. See pg. 2 of this analysis.

<sup>28</sup> Email, The Stanley G. Tate Florida Prepaid Foundation (Oct. 6, 2016). Email, The Stanley G. Tate Florida Prepaid Foundation (Oct. 19, 2016).

<sup>29</sup> Section 20.058(3), F.S.



- along with the Board's recommendation and rationale for continuing the Foundation as required by law by the statutory deadline.<sup>30</sup>
- Each agency must make the information received from each DSO or CSO available to the public through the agency's website.<sup>31</sup> If the DSO or CSO maintains its own website, the agency must provide a link on its website to the DSO's or CSO's website.<sup>32</sup>
    - **Finding:** The Board appears to have complied with the statutory requirements.<sup>33</sup>
  - Any contracts between an agency and a DSO or CSO must be contingent upon the DSO or CSO's submission and posting of the required information.<sup>34</sup> If the DSO or CSO fails to submit the required information for two consecutive years, the agency head must terminate the contract.<sup>35</sup>
    - **Finding:** The contract between the Board and Foundation, effective December 9, 2016 through December 9, 2021, contains the language necessary for compliance with current law. However, the executed contract contains an error concerning the relevant statutory reference to the DSO accountability statute.<sup>36</sup>
    - **Recommendation:** The Board should amend its contract with the Foundation to reflect the proper statutory reference.<sup>37</sup>

### III. Effect of Proposed Changes:

CS/SB 896 modifies the repeal date for the Florida Prepaid College Board's direct-support organization by extending the repeal date from October 1, 2017 to October 1, 2022.

The extension of the repeal date will provide for the continuation of the Florida Prepaid Tuition Scholarship Program (Scholarship Tuition for At-Risk Students, or STARS Program) and other scholarship programs for Florida students, which include, but are not limited to, the Black History Month Scholarship, Hispanic Heritage Month Scholarship, and National Mortgage Settlement Dormitory Project Scholarship.<sup>38</sup>

The bill takes effect July 1, 2017.

### IV. Constitutional Issues:

#### A. Municipality/County Mandates Restrictions:

None.

<sup>30</sup> Email, The Stanley G. Tate Florida Prepaid Foundation (Oct. 6, 2016).

<sup>31</sup> Section 20.058(2), F.S.

<sup>32</sup> *Id.*

<sup>33</sup> Florida Prepaid College Board, *Board Reports & Plans*, <http://www.myfloridaprepaid.com/who-we-are/about-the-board/board-reports-and-plans/> (last visited March 20, 2017).

<sup>34</sup> Section 20.058(4), F.S.

<sup>35</sup> *Id.*

<sup>36</sup> Email, The Stanley G. Tate Florida Prepaid Foundation (March 15, 2017). Foundation staff reported that they intend to amend the contract with the Florida College Prepaid Board to include the proper statutory reference. *Id.*

<sup>37</sup> Email, The Stanley G. Tate Florida Prepaid Foundation (Feb. 24, 2017).

<sup>38</sup> The Stanley G. Tate Florida Prepaid Foundation, *2017 Agency Legislative Bill Analysis for SB 896* (March 7, 2017), at 1.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

**V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

The Florida Prepaid College Foundation (Foundation) has awarded more than 42,000 college scholarships since its inception.<sup>39</sup> More than 23,000 students have attended college using scholarship benefits awarded by the Foundation.<sup>40</sup>

C. Government Sector Impact:

The Legislature appropriated \$7,000,000 to support Foundation Scholarships in the 2016-2017 General Appropriation Act.<sup>41</sup>

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends section 1009.983 of the Florida Statutes.

**IX. Additional Information:**

A. Committee Substitute – Statement of Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**CS by Education on March 21, 2017:**

The committee substitute corrects the enacting clause to reflect the statutory name of the Florida Prepaid College Board.

---

<sup>39</sup> The Stanley G. Tate Florida Prepaid Foundation, *2017 Agency Legislative Bill Analysis for SB 896* (March 7, 2017), at (1).

<sup>40</sup> *Id.* at (2).

<sup>41</sup> Specific appropriation 71, s. 2, ch. 2016-66, L.O.F

B. Amendments:

None.

---

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

---



283786

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/21/2017	.	
	.	
	.	
	.	

---

The Committee on Education (Simmons) recommended the following:

**Senate Amendment**

In title, delete lines 3 - 6  
and insert:  
the Florida Prepaid College Board; amending s.  
1009.983, F.S.; extending the repeal date of the  
direct-support organization for the Florida Prepaid  
College Board; providing an

By Senator Simmons

9-01414-17

2017896\_\_

A bill to be entitled

An act relating to the direct-support organization for the Florida Prepaid Tuition Scholarship Program; amending s. 1009.983, F.S.; extending the repeal date of the direct-support organization for the Florida Prepaid Tuition Scholarship Program; providing an effective date.

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

Section 1. Subsection (9) of section 1009.983, Florida Statutes, is amended to read:

1009.983 Direct-support organization; authority.—

(9) This section is repealed October 1, 2022 ~~2017~~, unless reviewed and saved from repeal by the Legislature.

Section 2. This act shall take effect July 1, 2017.

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

---

Prepared By: The Professional Staff of the Committee on Education

---

BILL: SB 1252

INTRODUCER: Senator Galvano

SUBJECT: Education

DATE: March 20, 2017

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Bouck	Graf	ED	<b>Favorable</b>
2.			RC	

---

## **I. Summary:**

SB 1252 removes an obsolete date regarding the electronic individual education plan (IEP), and revises the membership of the Higher Educational Coordinating Council (HECC) and the date by which the Board of Governors of the State University System (BOG or board) must submit an annual accountability report. Specifically, the bill:

- Deletes the July 1, 2007, deadline for the Florida Department of Education to develop and operate an electronic IEP.
- Adds the Chancellor of Career and Adult Education to the HECC membership.
- Codifies March 15 as the deadline for the BOG to submit the board's annual accountability report.

The bill has no impact on state funds.

The bill takes effect on July 1, 2017.

## **II. Present Situation:**

The Florida Legislature has enacted laws to make information related to a child's education available to his or her parent, and established mechanisms to improve the K-20 education accountability system.

### **Individual Education Plans**

Federal law requires states to make a free appropriate public education<sup>1</sup> available to all children with disabilities residing in the state between the ages of 3 and 21, including children with

---

<sup>1</sup> "Free appropriate public education" means services that are provided at public expense, under public supervision and direction, and without charge; meet the standards of the state education agency; include an appropriate

disabilities who have been suspended or expelled from school.<sup>2</sup> As the state educational agency, the Florida Department of Education (DOE) must exercise general supervision over all educational programs for children with disabilities in the state, including all programs administered by other state or local agencies, and ensure that the programs meet the educational standards of the state educational agency.<sup>3</sup>

For each eligible child with a disability served by a school district, or other state agency that provides special education and related services directly, by contract, or through other arrangements, an individual education plan (IEP) or individualized family support plan<sup>4</sup> must be developed, reviewed, and revised.<sup>5</sup> In developing an IEP, the IEP team is required to consider a child's strengths, concerns of the parents for enhancing education, results of the initial evaluation or most recent evaluation of the child, and the academic, developmental, and functional needs of the child, as well as special factors.<sup>6</sup>

States receiving Individuals with Disabilities Education Act funds must comply with detailed procedural requirements, including identifying, evaluating, and making placements for students with disabilities and for developing an individualized education program for each student.<sup>7</sup> States must also provide students with disabilities and their parents with certain procedural safeguards, including:

- Notice of any proposal or refusal to change the student's identification, evaluation, or educational placement;
- The opportunity to present a complaint and to have an impartial due process hearing; and
- The right to keep the student in his or her current educational placement pending administrative or judicial review proceedings.<sup>8</sup>

A student with a disability and his or her parents also have the right to bring a civil action in state court, if they are aggrieved by the decision of the state administrative hearing officer relating to a due process hearing or alternative placement.<sup>9</sup>

In 2006,<sup>10</sup> the Legislature enacted legislation to require the DOE to develop and have an operating electronic IEP in place for potential statewide use by July 1, 2007. The law required

---

preschool, elementary school, or secondary school education in the state; and are provided in conformity with an individualized education program. 20 U.S.C. s. 1401(9).

<sup>2</sup> 20 U.S.C. s. 1412(a).

<sup>3</sup> 34 C.F.R. s. 300.149.

<sup>4</sup> An Individualized Family Support Plan is a written plan identifying the specific concerns and priorities of a family related to enhancing their child's development and the resources to provide early intervention services to children with disabilities ages birth through two (2) years or special education and related services to children with disabilities ages three (3) through five (5). Rule 6A-6.03029, F.A.C.

<sup>5</sup> Rule 6A-6.03028(3), F.A.C.

<sup>6</sup> 20 U.S.C. s. 1414(d)(3)(A) and (B).

<sup>7</sup> 20 U.S.C. s. 1412(a).

<sup>8</sup> 20 U.S.C. s. 1415(b), (c), (d), (e), (f), and (j). There is an exception to keeping a student in his or her current placement if it involves an alternative educational setting.

<sup>9</sup> 20 U.S.C. s. 1415(i)(2).

<sup>10</sup> Section 31, ch. 2006-74, L.O.F.

the statewide system to be developed collaboratively with school districts and include input from school districts at that time developing or operating electronic IEP systems.<sup>11</sup>

### **Higher Education Coordinating Council**

The Legislature created the Higher Education Coordinating Council (HECC or council) in 2010<sup>12</sup> to identify unmet needs; facilitate solutions to disputes regarding the creation of new degree programs and the establishment of new institutes, campuses, or centers; and facilitate solutions to data issues identified by the Articulation Coordination Committee to improve the K-20 education performance accountability system.<sup>13</sup> The HECC includes the following members:<sup>14</sup>

- One member of the Board of Governors (BOG), appointed by the chair of the BOG.
- The Chancellor of the State University System.
- The Chancellor of the Florida College System.
- One member of the State Board of Education (SBE), appointed by the chair of the SBE.
- The Executive Director of the Florida Association of Postsecondary Schools and Colleges.
- The president of the Independent Colleges and Universities of Florida.
- The president of CareerSource Florida, Inc., or his or her designee.
- The president of Enterprise Florida, Inc., or a designated member of the Stakeholders Council appointed by the president.
- Three representatives of the business community, one appointed by the President of the Senate, one appointed by the Speaker of the House of Representatives, and one appointed by the Governor, who are committed to developing and enhancing world class workforce infrastructure necessary for Florida's citizens to compete and prosper in the ever-changing economy of the 21st century.

The appointed members serve 2-year terms and the chair of the HECC is elected annually by a majority of the council members.<sup>15</sup>

### **State University System Accountability Process**

The Legislature has established a state university accountability process to provide for the systematic, ongoing evaluation of quality and effectiveness of state universities.<sup>16</sup> The accountability process is intended to monitor performance at the system level in each of the major areas of instruction, research, and public service.<sup>17</sup> Additionally, the accountability process is required to provide for the adoption of systemwide performance standards and performance goals through a collaborative effort involving state universities, the BOG, the Legislature, and the Governor's Office.<sup>18</sup>

---

<sup>11</sup> Section 1003.576, F.S.

<sup>12</sup> Section 12, ch. 2010-78, L.O.F.

<sup>13</sup> Section 1004.015(1), F.S.

<sup>14</sup> *Id.* at (2), F.S.

<sup>15</sup> *Id.*

<sup>16</sup> Section 1008.46, F.S.

<sup>17</sup> *Id.*

<sup>18</sup> *Id.*



By March 15<sup>19</sup> of each year, the BOG must submit an annual accountability report<sup>20</sup> providing information on the implementation of performance standards, actions taken to improve university achievement of performance goals, the achievement of performance goals during the prior year, and initiatives to be undertaken during the next year.<sup>21</sup>

### **III. Effect of Proposed Changes:**

SB 1252 removes an obsolete date regarding the electronic individual education plan (IEP), and revises the membership of the Higher Educational Coordinating Council (HECC) and the date by which the Board of Governors of the State University System (BOG or board) must submit an annual accountability report.

#### **Individual Education Plans**

The bill deletes the July 1, 2007, deadline for the Florida Department of Education to develop and operate an electronic IEP.

#### **Higher Education Coordinating Council**

The bill adds the Chancellor of Career and Adult Education to the membership of the Higher Education Coordinating Council (HECC). This addition will likely strengthen representation of workforce education delivered by technical centers on the HECC, and improve coordination among various postsecondary education delivery systems.

#### **State University System Accountability Process**

The bill codifies March 15 as the deadline for the BOG to submit the board's annual accountability report.

The state university annual accountability report relies on data reported by state universities to the BOG's State University Database System,<sup>22</sup> and follow a reporting calendar. The March 15 deadline for submission of the annual accountability report would allow the BOG to include data for the preceding fall term regarding enrollment, degrees awarded, and retention, because such data are reported by the state universities to the BOG in January and February.<sup>23</sup> As such, the annual accountability report submitted by December 31 would not include the most recent fall term data for the specified indicators, which the state universities report to the BOG after

---

<sup>19</sup> Consistent with the implementing bill for the 2015-2016 General Appropriations Act (GAA) (s. 12, ch. 2015-222, L.O.F.), the implementing bill for the 2016-2017 GAA (s. 10, ch. 2016-62, L.O.F.) modified the deadline for the Board of Governors to submit the annual accountability report from December 31 to March 15. This provision expires July 1, 2017, at which time the statutory deadline will revert to December 31.

<sup>20</sup> The 2014-2015 Annual Accountability Report was approved on March 17, 2016. Board of Governors *2014-2015 Annual Accountability Report*, available at [http://www.flbog.edu/resources/doc/accountability/ar\\_2014-15/2014\\_15\\_System\\_Accountability\\_Report\\_Summary\\_FINAL\\_2016-04-28.pdf](http://www.flbog.edu/resources/doc/accountability/ar_2014-15/2014_15_System_Accountability_Report_Summary_FINAL_2016-04-28.pdf).

<sup>21</sup> Section 1008.46(1), F.S.

<sup>22</sup> Email, Florida Board of Governors (March 16, 2017).

<sup>23</sup> *Id.*

December.<sup>24</sup> The change in the report submission deadline may result in the BOG's ability to submit the most recent available data to the Legislature and Governor.

The bill takes effect on July 1, 2017.

**IV. Constitutional Issues:**

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

**V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 1003.576, 1004.015, and 1008.46.

---

<sup>24</sup> Email, Florida Board of Governors (March 16, 2017).

**IX. Additional Information:**

**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

**B. Amendments:**

None.

---

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

---

By Senator Galvano

21-00785A-17

20171252\_\_

A bill to be entitled

An act relating to education; amending s. 1003.576, F.S.; deleting obsolete provisions relating to a requirement that the Department of Education have an operating electronic individual education plan system in place for potential statewide use; amending s. 1004.015, F.S.; revising the membership of the Higher Education Coordinating Council; amending s. 1008.46, F.S.; revising the date by which the Board of Governors of the State University System must annually submit an accountability report; providing an effective date.

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

Section 1. Section 1003.576, Florida Statutes, is amended to read:

1003.576 Individual education plans for exceptional students.—The Department of Education must develop and have an operating electronic IEP system in place for ~~potential~~ statewide use ~~no later than July 1, 2007~~. The statewide system shall be developed collaboratively with school districts and must include input from school districts currently developing or operating electronic IEP systems.

Section 2. Present paragraphs (d) through (i) of subsection (2) of section 1004.015, Florida Statutes, are redesignated as paragraphs (e) through (j), respectively, and a new paragraph (d) is added to that subsection, to read:

1004.015 Higher Education Coordinating Council.—

Page 1 of 3

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

21-00785A-17

20171252\_\_

(2) Members of the council shall include:

(d) The Chancellor of Career and Adult Education.

Section 3. Upon the expiration and reversion of the amendment to section 1008.46, Florida Statutes, pursuant to section 11 of chapter 2016-62, Laws of Florida, subsection (1) of section 1008.46, Florida Statutes, is amended to read:

1008.46 State university accountability process.—It is the intent of the Legislature that an accountability process be implemented that provides for the systematic, ongoing evaluation of quality and effectiveness of state universities. It is further the intent of the Legislature that this accountability process monitor performance at the system level in each of the major areas of instruction, research, and public service, while recognizing the differing missions of each of the state universities. The accountability process shall provide for the adoption of systemwide performance standards and performance goals for each standard identified through a collaborative effort involving state universities, the Board of Governors, the Legislature, and the Governor's Office, consistent with requirements specified in s. 1001.706. These standards and goals shall be consistent with s. 216.011(1) to maintain congruity with the performance-based budgeting process. This process requires that university accountability reports reflect measures defined through performance-based budgeting. The performance-based budgeting measures must also reflect the elements of teaching, research, and service inherent in the missions of the state universities.

(1) By March 15 ~~December 31~~ of each year, the Board of Governors shall submit an annual accountability report providing

Page 2 of 3

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

21-00785A-17

20171252\_\_

59 information on the implementation of performance standards,  
60 actions taken to improve university achievement of performance  
61 goals, the achievement of performance goals during the prior  
62 year, and initiatives to be undertaken during the next year. The  
63 accountability reports shall be designed in consultation with  
64 the Governor's Office, the Office of Program Policy Analysis and  
65 Government Accountability, and the Legislature.

66 Section 4. This act shall take effect July 1, 2017.

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

---

Prepared By: The Professional Staff of the Committee on Education

---

BILL: CS/SB 1458

INTRODUCER: Education Committee and Senator Simmons

SUBJECT: Direct-support Organizations

DATE: March 22, 2017

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Benvenisty	Graf	ED	<b>Fav/CS</b>
2.			AHE	
3.			AP	

---

**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

---

**I. Summary:**

CS/SB 1458 abrogates the scheduled repeal date for Blind Services Foundation of Florida, Inc., which is the direct-support organization for the Division of Blind Services.

The bill takes effect July 1, 2017.

**II. Present Situation:**

**Citizen-Support Organizations and Direct-Support Organizations**

Citizen-support organizations (CSOs) and direct-support organization (DSOs) are statutorily created entities that are generally required to be non-profit organizations<sup>1</sup> and are authorized to carry out specific tasks in support of public entities or public causes. The functions and purpose of a CSO or DSO are prescribed by its enacting statute and for most part, by a written contract with the agency the CSO or DSO was created to support.<sup>2</sup>

---

<sup>1</sup> Chapter 617, F.S.

<sup>2</sup> See ss. 14.29(9)(a), 16.616(1), and 258.015(1), F.S. See also Rules of the Florida Auditor General, *Audits of Certain Nonprofit Organizations* (effective June 30, 2016), Rule 10.720(1)(b) and (d) available at [http://www.myflorida.com/audgen/pages/pdf\\_files/10\\_700.pdf](http://www.myflorida.com/audgen/pages/pdf_files/10_700.pdf).

### ***CSO and DSO Transparency and Reporting Requirements***

In 2014, the Legislature created s. 20.058, F.S., establishing a comprehensive set of transparency and reporting requirements for CSOs and DSOs.<sup>3</sup> Specifically, the law requires each CSO and DSO to annually submit by August 1, the following information to the appropriate agency:<sup>4</sup>

- The name, mailing address, telephone number, and website address of the organization;
- The statutory authority or executive order that created the organization;
- A brief description of the mission of, and results obtained by, the organization;
- A brief description of the organization's plans for the next three fiscal years;
- A copy of the organization's ethics code; and
- A copy of the organization's most recent Internal Revenue Service (IRS) Form 990.<sup>5</sup>

Each agency receiving information from a CSO or DSO pursuant to law must make such information available to the public through the agency's website.<sup>6</sup> If the organization maintains a website, the agency's website must provide a link to the organization's website.<sup>7</sup> Any contract between an agency and a CSO or DSO must be contingent upon the CSO or DSO submitting the required information to the agency and the posting of such information as specified in law.<sup>8</sup> If a CSO or DSO fails to submit the required information to the agency for two consecutive years, the agency head must terminate any contract between the agency and the CSO or DSO.<sup>9</sup>

By August 15 of each year, the agency must report to the Governor, President of the Senate, Speaker of the House of Representatives, and the Office of Program Policy Analysis and Government Accountability the information submitted by each CSO or DSO along with the agency's recommendation and supporting rationale to continue, terminate, or modify the agency's association with the CSO or DSO.<sup>10</sup>

A law creating, or authorizing the creation of a CSO or DSO must state that the creation of or authorization for the organization repeals on October 1 of the 5th year after enactment unless reviewed and saved from repeal by the Legislature. CSOs and DSOs in existence prior to July 1, 2014, must be reviewed by the Legislature by July 1, 2019.<sup>11</sup>

### ***CSO and DSO Audit Requirements***

Section 215.981, F.S., requires each CSO and DSO created or authorized pursuant to law with annual expenditures in excess of \$100,000 to provide for an annual financial audit of its accounts and records.<sup>12</sup> The audit must be conducted by an independent certified public accountant in

---

<sup>3</sup> Section 3, ch. 2014-96, L.O.F

<sup>4</sup> Section 20.058(1), F.S.

<sup>5</sup> The IRS Form 990 is an annual information return required to be filed with the IRS by most organizations exempt from federal income tax under 26 U.S.C. 501. 26 C.F.R. 1.6033-2.

<sup>6</sup> Section 20.058(2), F.S.

<sup>7</sup> *Id.*

<sup>8</sup> Section 20.058(4), F.S.

<sup>9</sup> *Id.*

<sup>10</sup> *Id.* at (3).

<sup>11</sup> *Id.* at (5).

<sup>12</sup> The independent audit requirement does not apply to a CSO or DSO for a university, district board of trustees of a community college, or district school board. Additionally, the expenditure threshold for an independent audit is \$300,000 for a CSO or DSO for the Department of Environmental Protection and the Department of Agriculture and Consumer Services.

accordance with rules adopted by the Auditor General. The audit report must be submitted within nine months after the end of the fiscal year to the Auditor General and to the state agency the CSO or DSO supports.<sup>13</sup> Additionally, the Auditor General may, pursuant to his or her own authority, or at the direction of the Legislative Auditing Committee, conduct audits or other engagements of a CSO's or DSO's accounts and records.<sup>14</sup>

### ***CSO and DSO Ethics Code Requirement***

Section 112.3251, F.S., requires a CSO or DSO created or authorized pursuant to law to adopt its own ethics code. The ethics code must contain the specified standards of conduct and disclosures provided in ss. 112.313 and 112.3143(2), F.S.<sup>15</sup> A CSO or DSO may adopt additional or more stringent standards of conduct and disclosure requirements and must conspicuously post its ethics code on its website.<sup>16</sup>

### **The Division of Blind Services**

The Division of Blind Services (DBS) is one of several divisions housed within the Department of Education (DOE).<sup>17</sup> The DBS must be designed for the purpose of ensuring the greatest possible efficiency and effectiveness of services to individuals who are blind.<sup>18</sup> It is the intent of the Legislature to establish a coordinated program of services which are available to such individuals throughout Florida.<sup>19</sup> The program must be designed to maximize employment opportunities for individuals who are blind and to increase their independence and self-sufficiency.<sup>20</sup>

### ***Direct-Support Organization for the Division of Blind Services***

In 2004, the Legislature authorized the DBS to organize and incorporate a direct-support organization for the benefit of blind persons through raising funds; requesting and receiving grants, gifts, and bequests of moneys; and making expenditures.<sup>21</sup>

The DBS has established the Blind Services Foundation of Florida, Inc. (Blind Services Foundation) as its direct-support organization. The Blind Services Foundation has eight board members who are self-appointed according to the established bylaws,<sup>22</sup> along with one ex-officio board member who also serves as the director of the DBS.<sup>23</sup>

---

<sup>13</sup> Section 215.981(1), F.S.

<sup>14</sup> Section 11.45(3), F.S.

<sup>15</sup> Some of the standards of conduct and disclosures in ss. 112.313 and 112.3143(2), F.S., include misuse of public position, solicitation or acceptance of gifts, unauthorized compensation, and voting conflicts.

<sup>16</sup> Section 112.3251, F.S.

<sup>17</sup> Section 20.15(3)(e), F.S.

<sup>18</sup> Section 413.011(3), F.S.

<sup>19</sup> *Id.* at (2), F.S.

<sup>20</sup> *Id.*; See Florida Division of Blind Services, *Frequently Asked Questions*, <http://dbs.myflorida.com/Frequently%20Asked%20Questions/index.html> (last visited March 20, 2017).

<sup>21</sup> Section 12, ch. 2004-331, L.O.F., *codified as* s. 413.0111, F.S.

<sup>22</sup> Email, Blind Services Foundation of Florida, Inc. (Oct. 12, 2016). The by-laws were adopted December 2004; subsequently revised and adopted March 6, 2013. *Id.*

<sup>23</sup> Section 413.0111(2)(b) and (c), F.S.; Blind Services Foundation of Florida, Inc. *Board of Directors*, <http://www.blindservicesfoundation.org/board-of-directors.html> (last visited March 20, 2017).



The purposes and objectives of the Blind Services Foundation must be consistent with the priority issues and objectives of the DOE and must be in the best interests of the state.<sup>24</sup> Funds designated for the DSO must be used for the enhancement of programs and projects of the DBS.<sup>25</sup>

### **Legislative Review: Findings and Recommendations for the Division of Blind Services**

Senate professional staff reviewed documents related to the Blind Services Foundation for compliance with the authorizing and accountability statutes. Findings and recommendations are summarized below.

#### ***Blind Services Foundation's Compliance under Authorizing Statute***

The Blind Services Foundation:<sup>26</sup>

- Must be incorporated as a not-for-profit corporation under law, which requires initial filing of articles of incorporation and subsequent filing of sworn annual reports with the Department of State.<sup>27</sup>
- Is subject to the public meetings and public records requirements in law.<sup>28</sup>
- Is required to maintain donations and direct service expenditures in a bank account outside of the State Treasury.<sup>29</sup>
- Is required to pay any administrative costs with private funds, and use designated funds for enhancing programs and projects of the DBS.
- Must have purposes and objectives consistent with the priorities and objectives of the DBS.<sup>30</sup>
- Must comply with law which requires each DSO and CSO with annual expenditures in excess of \$100,000 to provide annually for an independent financial audit.<sup>31</sup>

The Blind Services Foundation appears to comply with the authorizing statutory requirements.

#### ***The Blind Services Foundation's Compliance under Accountability Statute***

- Each DSO is required by law to annually provide specified information to the appropriate agency by August 1 of each year.<sup>32</sup>
  - **Finding:** The Foundation provided the required information to the DBS by the statutory deadline.<sup>33</sup> However, the Blind Services Foundation's ethics code did not initially appear to fully comply with the standards and disclosures required by law.<sup>34</sup> Subsequently, the

<sup>24</sup> Section 412.0111(3), F.S.

<sup>25</sup> Section 413.0111(4), F.S.

<sup>26</sup> Section 413.0111, F.S.

<sup>27</sup> Sections 413.0111(1) and (2)(a), F.S. Not-for-profit corporations are incorporated under Chapter 617, F.S. Articles of Incorporation are required by s. 617.0202, F.S., and annual reports are required by s. 617.1622, F.S.

<sup>28</sup> Section 413.0111(2)(d), F.S. See also s. 24, Art. I of the State Constitution, chapter 119, F.S., and s. 286.011, F.S.

<sup>29</sup> Section 413.0111(2)(f), F.S.

<sup>30</sup> *Id.* at (3).

<sup>31</sup> Section 215.981(1), F.S.

<sup>32</sup> Section 20.058(1), F.S. See pg. 2 of this analysis for the specific information required (e.g., name, statutory authority, brief description of the mission and fiscal plans, code of ethics, etc.).

<sup>33</sup> Email, Florida Department of Education (Nov. 15, 2016).

<sup>34</sup> See, ss. 112.3251, 112.313 and 112.3143(2), F.S.

the Blind Services Foundation revised the ethics code which appears to comply with the statutory requirements.

- Each agency must submit an annual report with the information received from the DSO or CSO, which contains a recommendation for continuing, terminating, or modifying the agency's association with the DSO or CSO, and the rationale for doing so, to the Governor, the President of the Senate, the Speaker of the House of Representatives, and OPPAGA by August 15 of each year.<sup>35</sup>
  - **Finding:** The DOE provided hard copies of the reports to the Governor, the President of the Senate, the Speaker of the House of Representatives, and OPPAGA by the statutory deadline.<sup>36</sup>
- Each agency must make the information received from each DSO or CSO available to the public through the agency's website.<sup>37</sup> If the DSO or CSO maintains its own website, the agency must provide a link on its website to the DSO's or CSO's website.<sup>38</sup>
  - **Finding:** The required annual report has been posted to Florida's Fiscal Portal.<sup>39</sup> A link to the Florida Fiscal Portal is on the DOE's website.<sup>40</sup> The DBS's website contains a link to the Blind Services Foundation's website.
- Any contract between an agency and a DSO or CSO must be contingent upon the DSO or CSO's submission and posting of the required information.<sup>41</sup> If the DSO or CSO fails to submit the required information for two consecutive years, the agency head must terminate the contract.<sup>42</sup>
  - **Finding:** There is not a current contract with the DBS and the Blind Services Foundation.<sup>43</sup>
  - **Recommendation:** The DBS and Foundation should consider entering into a written agreement for the Blind Services Foundation to serve as the direct-support organization for the DBS.

### III. Effect of Proposed Changes:

CS/SB 1458 abrogates the scheduled repeal date for Blind Services Foundation of Florida, Inc., which is the direct-support organization for the Division of Blind Services.

---

<sup>35</sup> Section 20.058(3), F.S.

<sup>36</sup> Email, Florida Department of Education (Jan. 11, 2017).

<sup>37</sup> Section 20.058(2), F.S.

<sup>38</sup> *Id.*

<sup>39</sup> Email, Florida Department of Education (Jan. 11, 2017). Florida Fiscal Portal, Department of Education's 2014-2015 Annual Report on Citizen-Support and Direct-Support Organizations (8/5/14), available at <http://floridafiscalportal.state.fl.us/Document.aspx?ID=10642&DocType=PDF>, at 4; Florida Fiscal Portal, Department of Education's 2015-2016 Annual Report on Citizen-Support and Direct-Support Organizations (8/1/15), available at <http://floridafiscalportal.state.fl.us/Document.aspx?ID=13513&DocType=PDF>, at 5; Florida Fiscal Portal, Department of Education's 2016-2017 Annual Report on Citizen-Support and Direct-Support Organizations (8/1/16), available at <http://floridafiscalportal.state.fl.us/Document.aspx?ID=14514&DocType=PDF>, at 5.

<sup>40</sup> Email, Florida Department of Education (Jan. 13, 2017).

<sup>41</sup> Section 20.058(4), F.S.

<sup>42</sup> *Id.*

<sup>43</sup> Email, Florida Department of Education (Jan. 13, 2017). The Foundation operates similarly to the Department of Education's direct-support organization and the Florida College System direct-support organization, which also do not have contracts. *Id.* Additionally, the Foundation's board elects to have their funds disbursed directly to the Division. *Id.*

If repealed, the Blind Services Foundation will no longer exist statutorily, and the DBS will no longer have the statutory authority to organize and incorporate a direct-support organization.<sup>44</sup> Upon dissolution of the Blind Services Foundation, all Blind Services Foundation properties revert to the DBS.<sup>45</sup>

According to the DBS, repeal of the Blind Services Foundation may impact certain initiatives including, but not limited to, the following:

- Over the last five years, the Blind Services Foundation has supported initiatives that provide additional funding for children’s initiatives, education projects, public education and awareness, and the establishment of an endowment for blind students at Miami-Dade College.<sup>46</sup>
- A Blind Services Foundation-funded initiative led to the creation of a series of informational and demonstrative sessions that highlight the capabilities of people who are blind.<sup>47</sup> This initiative gives personal accounts and demonstrates employment, personal, and socially geared technology that allows blind people to be fully include and functional in Florida.<sup>48</sup> This initiative has been presented to public schools, Department of Education employees, a variety of colleges, and at other appropriate venues throughout the state.<sup>49</sup>
- Twenty percent of the proceeds from the sale of the “Bikers Care” specialty motorcycle tag must be distributed to the Blind Services Foundation.<sup>50</sup>

The bill takes effect July 1, 2017.

#### **IV. Constitutional Issues:**

##### **A. Municipality/County Mandates Restrictions:**

None.

##### **B. Public Records/Open Meetings Issues:**

None.

##### **C. Trust Funds Restrictions:**

None.

#### **V. Fiscal Impact Statement:**

##### **A. Tax/Fee Issues:**

None.

---

<sup>44</sup> Section 413.0111(2)(a), F.S.

<sup>45</sup> *Id.* at (2)(e).

<sup>46</sup> *Id.*

<sup>47</sup> *Id.*

<sup>48</sup> *Id.*

<sup>49</sup> *Id.*

<sup>50</sup> Email, Florida Department of Education (Feb. 3, 2017).

**B. Private Sector Impact:**

The Blind Services Foundation of Florida, Inc. (Blind Services Foundation) allocates approximately \$50,000 each year to support a specific project that the Foundation's Board agrees is appropriate.<sup>51</sup> Over the last five years, the Foundation has supported initiatives that provide additional funding for children's initiatives, education projects, public education and awareness, and the establishment of an endowment for blind students at Miami-Dade College.<sup>52</sup> Without the Blind Services Foundation, these initiatives may need to seek other sources of funding.

**C. Government Sector Impact:**

None.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends section 413.0111 of the Florida Statutes.

**IX. Additional Information:****A. Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**CS by Education on March 21, 2017:**

The committee substitute removes from the bill provisions related to the Florida Endowment Foundation for Vocational Rehabilitation, which is the direct-support organization of the Division of Vocational Rehabilitation.

**B. Amendments:**

None.

---

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

---

---

<sup>51</sup> Email, Florida Department of Education (Feb. 11, 2017).

<sup>52</sup> *Id.*



405170

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/21/2017	.	
	.	
	.	
	.	

---

The Committee on Education (Simmons) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 16 - 20.

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

And the title is amended as follows:

Delete lines 2 - 6

and insert:

An act relating to the blind services direct-support organization; amending s. 413.0111, F.S.; abrogating the scheduled repeal of provisions relating to the



405170

12        blind services direct-support organization;

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

03/21/2017

*Meeting Date*

SB 1458

*Bill Number (if applicable)*

Topic Direct-support Organizations

*Amendment Barcode (if applicable)*

Name Tanya Cooper

Job Title Director, Governmental Relations

Address 325 W. Gaines St.

Phone 850-245-0507

*Street*

Tallahassee

FL

32399

Email Tanya.cooper@fldoe.org

*City*

*State*

*Zip*

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
*(The Chair will read this information into the record.)*

Representing Florida Department of Education

Appearing at request of Chair: ☒ Yes ☐ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

***This form is part of the public record for this meeting.***

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

03/21/2017

*Meeting Date*

SB 1458

*Bill Number (if applicable)*

Topic Direct-support Organizations

*Amendment Barcode (if applicable)*

Name Robert Doyle

Job Title Director, Division of Blind Services

Address 325 W. Gaines St.

Phone 850-245-0331

*Street*

Tallahassee

FL

32399

*City*

*State*

*Zip*

Email Robert.Doyle@dbf.fldoe.org

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida Department of Education

Appearing at request of Chair: ☒ Yes ☐ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

***This form is part of the public record for this meeting.***

S-001 (10/14/14)



By Senator Simmons

9-00907-17

20171458\_\_

A bill to be entitled

An act relating to direct-support organizations;  
amending ss. 413.0111 and 413.615, F.S.; abrogating  
the scheduled repeal of provisions relating to the  
blind services direct-support organization and the  
Florida Endowment for Vocational Rehabilitation;  
providing an effective date.

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

Section 1. Subsection (7) of section 413.0111, Florida  
Statutes, is amended to read:

413.0111 Blind services direct-support organization.—

~~(7) This section is repealed October 1, 2017, unless  
reviewed and saved from repeal by the Legislature.~~

Section 2. Subsection (14) of section 413.615, Florida  
Statutes, is amended to read:

413.615 Florida Endowment for Vocational Rehabilitation.—

~~(14) REPEAL. This section is repealed October 1, 2017,  
unless reviewed and saved from repeal by the Legislature.~~

Section 3. This act shall take effect July 1, 2017.



# Graduation Requirements, Assessment and Accountability

**Senate Education Committee  
March 21, 2017**



[www.FLDOE.org](http://www.FLDOE.org)

# Overview

- Current High School Graduation Requirements
- Statewide Assessments
- School Grades
- Personnel Evaluations

# 24 Credit High School Graduation Requirements

## English Language Arts

- Four credits – ELA I, II, III, IV
- Pass the Grade 10 ELA assessment or earn SAT or ACT concordant score

## Mathematics

- Four credits – Algebra 1, Geometry, and two additional credits (industry certification substitution allowed)
- Algebra 1 and Geometry EOC constitutes 30% of the course grade
- Pass the Algebra 1 EOC or earn PERT comparative score

## Science

- Three credits – Biology 1 and two credits in equally rigorous courses (industry certification substitution allowed)
- Biology 1 EOC constitutes 30% of the course grade
- Two of the three required credits must have a laboratory component

## Social Studies

- Three credits – U.S. History, World History, ½ credit in U.S. Government, ½ credit in Economics (including financial literacy)
- United States History EOC constitutes 30% of course grade

## 24 Credit Diploma Requirements (cont.)

- One credit in fine or performing arts, speech and debate, or practical arts.
- One credit in physical education which must include the integration of health.
  - Participation in an interscholastic sport for two full seasons satisfies the one physical education credit
  - Completion of one semester of marching band, a physical activity class that requires participation in marching band activities as an extracurricular activity, or a dance class satisfies one-half credit in physical education or performing arts
  - Completion of two years in R.O.T.C. satisfies the one-credit in physical education and the one-credit in performing arts

## 24 Credit Diploma Requirements (cont.)

- Eight credits in electives which must include opportunities for students to earn college credit, including industry-certified career programs or courses that lead to college credit
- One of the courses within the 24 credits must be completed through online learning
- A student must earn a cumulative grade point average (GPA) of 2.0 on a 4.0 scale based on the required credits to be awarded a standard high school diploma

## **Statewide Standardized Assessments Required for All Students (s. 1008.22, F.S.)**

- State law requires participation in the statewide standardized assessment program (Section 1008.22(3), Florida Statutes)
- The statewide standardized assessment program must be aligned to the state content standards and administered in the following subjects and grade levels:
  - English Language Arts (ELA) Grades 3-10
  - Mathematics Grades 3-8
  - Science Grades 5 and 8
  - End-of-Course (EOC) assessments in Algebra 1, Geometry, Algebra 2, Biology 1, U.S. History, and Civics
- State law also provides for the Florida Standards Alternate Assessment (FSAA) to be administered to students with disabilities for whom the individual education plan (IEP) team has determined it is the most appropriate
- The statewide standardized assessments also satisfy federal law requiring assessments in English language arts, mathematics, and science



# State Required Uses of the Statewide Standardized Assessment Results

## Students

- A student must earn a Level 2 or above (out of 5 levels) on the Grade 3 ELA assessment to be promoted to Grade 4
  - Six good cause exemptions are provided by law (s. 1008.25, F.S.)
- A student must pass the Grade 10 ELA assessment to graduate from high school with a standard diploma (Level 3 or higher)
  - Students may satisfy this requirement by earning a concordant score on the SAT or ACT
- A student must pass the Algebra 1 EOC to graduate from high school with a standard diploma (Level 3 or higher)
  - Students may satisfy this requirement by earning a comparative score on PERT
- A student enrolled in a course with a statewide standardized EOC must take the assessment, and the results must count as 30% of the student's course grade



# Spring 2017 Testing Window

- **February 27–March 3, 2017**
  - Grades 4–7 FSA ELA Writing (paper)
- **February 27–March 10, 2017**
  - Grades 8–10 & Retake FSA ELA Writing (computer)
- **March 27–April 7, 2017**
  - Grade 3 FSA ELA Reading (paper)
  - FSA ELA Reading and Algebra 1 Retakes (computer)
- **April 10–May 12, 2017**
  - Grades 4–10 FSA ELA Reading & Grades 3–8 FSA Mathematics (computer)
- **April 17–May 12, 2017**
  - Algebra 1 (for non-retakers), Geometry, Algebra 2 (computer)
- **March 27–April 7, 2017**
  - FCAT 2.0 Reading Retake and Algebra 1 EOC Retake (computer)
- **May 1–5, 2017**
  - Statewide Science Assessment in Grades 5 and 8 (paper)
- **April 17–May 19, 2017**
  - Biology 1, Civics, U.S. History EOCs (computer)
- **Note:** To provide students retake opportunities, EOCs are offered 4 times a year and the Grade 10 FSA ELA is offered twice a year

[www.FLDOE.org](http://www.FLDOE.org)

## Testing Time vs. Testing Windows

- To provide school districts maximum flexibility to complete statutorily required statewide, standardized assessments, spans of dates (testing windows) are provided for districts to locally manage and determine when to assess their students
- The testing windows are not a reflection of the total amount of time a student sits for an assessment (testing time)

## Uniform Assessment Calendars

- Uniform assessment calendars are posted to the Department's web site by August of each year and include the assessment and reporting schedules for the next two years
- Districts use this electronic calendar to post district specific assessment schedules including both statewide and district specific assessments
- The uniform assessment calendar templates for 2016–17 and 2017–18 are posted to the FDOE website at <http://www.fldoe.org/accountability/assessments/k-12-student-assessment/assessment-schedules.shtml>
- Districts populated the 2016–17 uniform assessment calendar with district testing information and submitted to their district school board for approval
- The board-approved 2016–17 calendar was required to be posted to the district's website and included in the district's parent guide by October 1, 2016 (links were also submitted to FDOE)

## School Grades Model – SB 1642 (2014)

- Re-focused the school grading formula on student success measures
  - Achievement
  - Learning Gains
  - Graduation
  - Earning College Credit and/or Industry Certifications
- Maintained a focus on students who need the most support
- Established a more rigorous learning gains calculation with a focus on students to make progress toward the next higher achievement level
- Eliminated bonus factors or additional weighting that may raise a school grade; and eliminates additional requirements or adjustments that may lower a grade
- Schools are only graded on the components for which they have enough data

## Learning Gains in School Grades

- SB 1642 established a new framework for **learning gains** calculation requiring that learning growth toward achievement levels 3, 4, and 5 is demonstrated by students who scored below each of those levels in the prior year (s. 1008.34(3)(b), F.S.)

Pre-SB 1642 Method (Used 2002 to 2014)	Post-SB 1642 Method (Used since 2016)
Improve one or more achievement levels from one year to the next (e.g., move from Level 1 to Level 2; Level 2 to Level 4, etc.)	Same
Maintain a Level 3, Level 4, or Level 5 from one year to the next	Same, <b>except</b> for Level 3 and Level 4, in addition to maintaining the level, the student's scale score must have improved from one year to the next
For students who remain in Level 1 or Level 2, demonstrate a specified scale score gain	For students who remain in Level 1 or Level 2, demonstrate a learning gain by increasing their score to a higher subcategory within the Level (e.g., move from the bottom third of Level 1 to the middle third of Level 1)

## Feeder Schools

- Schools that serve only students in grades K-3 that don't receive a school grade may receive the school grade of the school into which their students matriculate
- The statute provides that if 60% or more students from the K-3 school are scheduled to matriculate into a graded school the feeder school receives the grade of the graded school
- This provision allows the feeder school to receive school recognition funding if the graded school qualifies

## Personnel Evaluations

- Requires all instructional, administrative and supervisory personnel in the district to be evaluated at least annually
- Requires districts to submit, and the department to approve and monitor, local evaluation systems
- Requires that local evaluation systems differentiate among 4 different levels of performance
- Requires evaluations to be comprised of:
  - Student learning growth or achievement (at least 1/3),
  - Instructional practice or leadership (at least 1/3), and
  - Other indicators (remainder, if applicable).
- Statute requires the commissioner to approve a formula to measure student learning growth on statewide, standardized assessments in English/language arts and mathematics



**[www.FLDOE.org](http://www.FLDOE.org)**



**[www.FLDOE.org](http://www.FLDOE.org)**



**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

03/21/2017

*Meeting Date*

*Bill Number (if applicable)*

Topic Education Accountability

*Amendment Barcode (if applicable)*

Name Juan Copa

Job Title Deputy Commissioner, Accountability, Research and Measurement

Address 325 W. Gaines St.

Phone 850-245-0505

*Street*

Tallahassee

FL

32399

Email Juan.Copa@fldoe.org

*City*

*State*

*Zip*

Speaking: ☐ For ☐ Against ☒ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida Department of Education

Appearing at request of Chair: ☒ Yes ☐ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

***This form is part of the public record for this meeting.***

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

03/21/2017

*Meeting Date*

*Bill Number (if applicable)*

Topic Education Accountability

*Amendment Barcode (if applicable)*

Name Mary Jane Tappen

Job Title Executive Vice Chancellor, K-12 Public Schools

Address 325 W. Gaines St.

Phone 850-245-0509

*Street*

Tallahassee

FL

32399

Email Mary.Tappen@fldoe.org

*City*

*State*

*Zip*

Speaking: ☐ For ☐ Against ☒ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida Department of Education

Appearing at request of Chair: ☒ Yes ☐ No

Lobbyist registered with Legislature: ☐ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

***This form is part of the public record for this meeting.***

S-001 (10/14/14)

**WORKSHOP: EDUCATION ACCOUNTABILITY**

ISSUE	SB	DESCRIPTION
<b>TEST REQUIREMENTS</b>		
<b>1. Alternatives to certain required assessments</b>	<ul style="list-style-type: none"> <li>• 584 by Montford</li> <li>• 926 by Flores</li> <li>• 964 by Montford</li> </ul>	<ul style="list-style-type: none"> <li>• (584) Authorizes alternative pathway, beginning with students entering grade 9 in the 2016-2017 school year, to satisfy grade 10 English Language Arts (ELA) and Algebra I end-of-course (EOC) assessment requirements for students who fail to achieve a passing score on such assessments.</li> <li>• (926) Requires the Commissioner of Education (commissioner) to review the SAT and ACT for alignment with high school level ELA and mathematics standards.</li> <li>• (964) Requires the commissioner to provide an approved list of nationally recognized high school assessments from which a school district may select an alternate assessment for grade 10 ELA.</li> </ul>
<b>2. Elimination of certain required assessments</b>	<ul style="list-style-type: none"> <li>• 782 by Mayfield</li> <li>• 964 by Montford</li> </ul>	<ul style="list-style-type: none"> <li>• (782) Eliminates the personal fitness competency test requirement for students who participate in an interscholastic sport at the junior varsity and varsity level for two full seasons.</li> <li>• (964) Eliminates Civics, Geometry, Algebra II, and U.S. History EOC and grade 9 ELA assessment requirements for students.</li> </ul>
<b>TEST ADMINISTRATION</b>		
<b>3. Testing Window</b>	<ul style="list-style-type: none"> <li>• 926 by Flores</li> <li>• 964 by Montford</li> </ul>	<ul style="list-style-type: none"> <li>• (926) Shortens and moves the testing window to last 3 weeks of the school year, for grades 3-10 ELA and grades 3-8 mathematics assessments beginning with 2017-2018 school year; exempts grade 3 Reading assessment from the testing window.</li> <li>• (964) Shortens and moves the testing window to last 4 weeks of the school year, for grades 3-8 ELA and mathematics assessments; and requires the commissioner to provide nonelectronic assessment option.</li> </ul>
<b>4. Reporting requirements</b>	<ul style="list-style-type: none"> <li>• 906 by Steube</li> <li>• 926 by Flores</li> <li>• 964 by Montford</li> </ul>	<ul style="list-style-type: none"> <li>• (906) Requires the commissioner to publish on the Department of Education's website, by July 31, 2017 and every 3 years thereafter, any assessment administered or adopted in the previous school year.</li> <li>• (926 and 964) Specifies reporting requirements for assessment results (<i>e.g.</i>, to whom and by when).</li> </ul>
<b>TEST IMPACT</b>		
<b>5. Student performance and teacher evaluation</b>	<ul style="list-style-type: none"> <li>• 926 by Flores</li> <li>• 964 by Montford</li> </ul>	<ul style="list-style-type: none"> <li>• (926) Revises achievement level 3 to mean proficient for each new assessment, beginning with any new contract for the ELA and mathematics assessments entered into after July 1, 2017.</li> <li>• (964) Revises learning gains to mean maintaining achievement level 3, 4, or 5 or increasing such achievement level.</li> <li>• (964) Revises teacher performance evaluation criteria.</li> </ul>
<b>6. School grade</b>	<ul style="list-style-type: none"> <li>• 964 by Montford</li> <li>• 1222 by Bradley</li> </ul>	<ul style="list-style-type: none"> <li>• (964) Revises school grade calculation for high school grades beginning with the 2018-2019 school year.</li> <li>• (1222) Revises the basis for school feeder pattern for the purposes of school grade designation.</li> </ul>
<b>7. Grade 3 retention</b>	<ul style="list-style-type: none"> <li>• 1280 by Rodriguez</li> </ul>	<ul style="list-style-type: none"> <li>• (1280) Eliminates mandatory retention for third grade students who score a level 1 on the ELA assessment.</li> </ul>

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/21/17

Meeting Date

584

Bill Number (if applicable)

Topic Alternative H.S. Graduation

Amendment Barcode (if applicable)

Name Angela Gail

Job Title Legislation Chair

Address 1747 Central Fl. Pkwy

Phone \_\_\_\_\_

Street

Orlando

FL

City

State

Zip

Email \_\_\_\_\_

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/21/17  
Meeting Date

SB 782  
Bill Number (if applicable)

Topic High School Graduation Requirements

Amendment Barcode (if applicable)

Name Hollie Newnam, Ph.D.

Job Title Executive Director

Address 798 Foxhound Drive  
Street

Phone 386-299-1062

Brt Orange FL 32128  
City State Zip

Email ShapeFlorida.org@aol.com

Speaking: ☐ For ☒ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Society of Health & Physical Educators (SHAPE) Florida

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

3-21-17

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

906

Bill Number (if applicable)

Topic Student Assessments

Amendment Barcode (if applicable)

Name Amber Kelly

Job Title Director of Policy & Communications

Address 4853 S. Orange Ave

Phone 850-567-8143

Street

Orlando

City

FL

State

32806

Zip

Email amberk@floridafamilyaction.org

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida Family Action

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3-21-2017  
Meeting Date

SB 906  
Bill Number (if applicable)

Topic Student Assessments

Amendment Barcode (if applicable)

Name Shawn Frost

Job Title President - Florida Coalition of School Board members

Address 113 S. Monroe St. #101  
Street  
Tallahassee FL 32301  
City State Zip

Phone 850 391-0421

Email info@FCSBM.org

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida Coalition of School Board Members

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/21/17

Meeting Date

SB926

Bill Number (if applicable)

Topic Student Assessments

Amendment Barcode (if applicable)

Name Beth Overholt

Job Title Parent / Opt Out Leon

Address 4130 Faulkner Lane

Street

Tallahassee FL 32311

City

State

Zip

Phone 728-0587

Email Overholtbetha@gmail.com

Speaking: ☐ For ☒ Against ☐ Information

Waive Speaking: ☐ In Support ☒ Against  
(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)



THE FLORIDA SENATE  
**APPEARANCE RECORD**

3-21-17  
Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

926  
Bill Number (if applicable)

Topic School Assements

Amendment Barcode (if applicable)

Name Catherine Baer

Job Title Chair

Address 1421 Woodgate Way  
Street  
Tallahassee FL 32308  
City State Zip

Phone \_\_\_\_\_

Email \_\_\_\_\_

Speaking: ☐ For ☒ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing The Tea Party Network

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

March 21 2017

*Meeting Date*

SB 926

*Bill Number (if applicable)*

Topic State Assessments

*Amendment Barcode (if applicable)*

Name Marie-Claire Leman

Job Title \_\_\_\_\_

Address 1911 Wahalaaw Ct  
*Street*

Phone 850-728-7514

Tallahassee FL 32301  
*City State Zip*

Email \_\_\_\_\_

Speaking: ☐ For ☒ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

***This form is part of the public record for this meeting.***

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/5/17

Meeting Date

SR 926

Bill Number (if applicable)

Topic Assessment

Amendment Barcode (if applicable)

Name Shan Goff

Job Title Florida Policy Director

Address 215 South Monroe St.

Phone 850-544-6128

Tall Fl. 32208

City

State

Zip

Email Shan@peelinedo.org

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Foundation for Florida's Future

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

3-21-17

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 926

Bill Number (if applicable)

Topic Flores - K12 Student Assessments

Amendment Barcode (if applicable)

Name Shawn Frost

Job Title president

Address 113 S. Monroe St # 101

Street

Phone (850) 391-0421

Tallahassee FL 32301

City

State

Zip

Email info@FCSBM.org

Speaking: ☒ For ☐ Against ☒ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida Coalition of School Board Members

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/21/17

Meeting Date

SB 924

SB 926

Bill Number (if applicable)

Topic STUDENT TESTING

Amendment Barcode (if applicable)

Name STEVE SWARTZEL

Job Title CONSULTANT

Address 3058 SPANGLER AVE

Phone 727-418-9012

Street

PALM HARBOR FL 34

City

State

Zip

Email SWARTZEL@GMAIL.COM

Speaking: ☐ For ☐ Against ☒ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing PINECLAS School Bd.

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/21/17

Meeting Date

926, 964  
Bill Number (if applicable)

Topic Assessments + Accountability Workshop

Amendment Barcode (if applicable)

Name Spencer Pylant

Job Title ~~Pasco~~ Communications + Gov't Relations Liaison

Address 7227 Land O'Lakes Blvd.

Phone 813-794-2259

Street

Land O'Lakes

FL

34638

City

State

Zip

Email spylant@pasco.k12.fl.us

Speaking: ☐ For ☐ Against ☒ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Pasco County Schools

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

3/21/2017

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

9641926

Bill Number (if applicable)

Topic workshop

Amendment Barcode (if applicable)

Name Alli Liby-Schoonover

Job Title Metz, Husband, Daughton

Address 119 S Monroe St. Suite 200

Street

JH FL 32301

City

State

Zip

Phone 850-205-9000

Email Allison.LibySchoonover  
@metzlaw.com

Speaking: ☐ For ☐ Against ☒ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Seminole County Public Schools

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

6/21/17

Meeting Date

964

Bill Number (if applicable)

Topic Education

Amendment Barcode (if applicable)

Name Kelly Quintero

Job Title legislative advocate

Address 540 Beverly Ct  
Street

Phone 772 204 1792

Tallahassee FL 32301  
City State Zip

Email lwvfvadvocacy@gmail.com

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing league of women voters of Florida

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)



THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/21/17

Meeting Date

964

Bill Number (if applicable)

Topic Education Accountability

Amendment Barcode (if applicable)

Name Peggy Dominguez

Job Title Teacher in Orange Co. Public School

Address 7019 Buttonbush Loop

Phone 219-413-1009

Street

Harmony

City

FL

State

34773

Zip

Email peggydominguez@hotmail.com

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against ☐ Com  
(The Chair will read this information into the record.)

Representing myself

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

3-21-17

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

964

Bill Number (if applicable)

Topic Testing

Amendment Barcode (if applicable)

Name Luke Flynt

Job Title Secretary-Treasurer

Address 213 S Adams St

Phone 850-224-2078

Street

Tallahassee

City

FL

State

32312

Zip

Email luke.flynt@floridaea.org

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida Education Association

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/21/17  
Meeting Date

964  
Bill Number (if applicable)

Topic Student Assessment

Amendment Barcode (if applicable)

Name Vera Pickup - Crawford

Job Title Legislative Liaison

Address 571 Kingsbury Terrace  
Street

Phone 561-644-2439

Wellington FL 33414  
City State Zip

Email vacrawford@msn.com

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Charlotte, Collier, Sarasota, Treasure Coast Workgroup (Monticello, St. Lucie, Okeechobee)  
School Districts

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/21/17

Meeting Date

SB 964

Bill Number (if applicable)

Topic Accountability / TESTING

Amendment Barcode (if applicable)

Name TOM CERRA

Job Title CONSULTANT

Address 9737 NW 41st #359

Street

Phone 305-513-9995

DORAL FL 33178

City

State

Zip

Email tomcerra@gmail.com

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing GREATER FL. CONSORTIUM  
OF SCHOOL BOARDS

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

3/21/17

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

964

Bill Number (if applicable)

Topic ED. Accountability

Amendment Barcode (if applicable)

Name Angela Gallo

Job Title Legislation Chair

Address 1747 Central N. PKWY

Phone \_\_\_\_\_

Street

Orl

City

FL

State

Zip

Email \_\_\_\_\_

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

3-21-17

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

964

Bill Number (if applicable)

Topic School Assessments

Amendment Barcode (if applicable)

Name Catherine Baer

Job Title Chair

Address 1421 Woodgate Way

Phone \_\_\_\_\_

Street

Tallahassee

FL

City

State

32308

Zip

Email \_\_\_\_\_

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing The Tea Party Network

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/21/17

Meeting Date

SB 964

Bill Number (if applicable)

Topic Student Assessment

Amendment Barcode (if applicable)

Name Beth Overholt

Job Title Parent / Opt Out Leon

Address 4130 Faulkner Lane

Phone 728-0587

Tallahassee FL 32311  
City State Zip

Email Overholtbeth2@gmail.com

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

March 21 2017

Meeting Date

SB 964

Bill Number (if applicable)

Topic State Assessments

Amendment Barcode (if applicable)

Name Marie-Claire Leman

Job Title \_\_\_\_\_

Address 1911 Wahalaaw Ct

Street

Phone 850 728 7514

Tallahassee FL 32301

City

State

Zip

Email \_\_\_\_\_

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

***This form is part of the public record for this meeting.***

S-001 (10/14/14)



**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/21/2017

Meeting Date

SB1222

Bill Number (if applicable)

Topic

School Grades

Amendment Barcode (if applicable)

Name

Bob Cerra

Job Title

Governmental Consultant

Address

Street

206 South Monroe Street, #104

Phone

850-222-4428

City

Tallahassee

State

FL

Zip

32301

Email

bobcerra@comcast.net

Speaking:



For



Against



Information

Waive Speaking:



In Support



Against

(The Chair will read this information into the record.)

Representing

North East Florida Educational Consortium

Appearing at request of Chair:



Yes



No

Lobbyist registered with Legislature:



Yes



No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/21/17

Meeting Date

1280

Bill Number (if applicable)

Topic Mandatory Reticulation

Amendment Barcode (if applicable)

Name Angela Gallo

Job Title Legislation Chair

Address 1747 Central Ex Pkwy

Phone 407-718-9925

Street

Orl

Fl

City

State

Zip

Email

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

March 21 2017

Meeting Date

SB1280

Bill Number (if applicable)

Topic 3<sup>rd</sup> Grade Retention

Amendment Barcode (if applicable)

Name GRACE FRANCES

Job Title PARENT

Address 2038 WATLAW AVE

Phone 575-4420

Street

TLH

City

FL

State

32301

Zip

Email gracefrances@hotmail.com

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing 3<sup>rd</sup> Grade Parents

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/21/17

Meeting Date

SB 1280

Bill Number (if applicable)

Topic Mandatory Retention

Amendment Barcode (if applicable)

Name Codeye (Cody) Woody

Job Title Director of Legislative and Congressional Relations

Address 445 W. Amelia Street

Phone (407) 317-3200

Street

Orlando

City

FL

State

32801

Zip

Email codeye.woody@ocps.net

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Orange County Public Schools

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/21/17  
Meeting Date

SB 1280  
Bill Number (if applicable)

Topic K-3 Reading

Amendment Barcode (if applicable)

Name Shan Goff

Job Title Florida Policy Director

Address 515 South Monroe St  
Street

Phone 850-544-6138

Tall Fla. 32301  
City State Zip

Email Shan@excelined.org

Speaking: ☐ For ☒ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Foundation for Florida's Future

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

4-21-16

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3

Meeting Date

Bill Number (if applicable)

Topic

Testing and Technology

Amendment Barcode (if applicable)

Name

Conor Darken

Job Title

N/A

Address

27215 Fordham Drive

Phone

(813) 523-6148

Street

Wesley Chapel FL 33544

Email

ConorDarken@yahoo.com

City

State

Zip

Speaking: ☐ For ☐ Against ☒ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing

Myself

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

By Senator Montford

3-00009-17

2017584\_\_

A bill to be entitled

An act relating to alternative high school graduation requirements; amending s. 1003.4282, F.S.; conforming a cross-reference; authorizing certain students to be eligible for an alternative pathway to a standard high school diploma; specifying student eligibility requirements for the alternative pathway; specifying documentation the student must provide; requiring a school district to establish an Alternative Pathway to Graduation Review Committee for certain students; providing the membership and duties of the committee; providing that a principal has the final decision on a student's completion of specified graduation requirements; prohibiting a student or the student's parent or guardian from appealing the principal's decision; requiring certain waivers to be approved by the parent or guardian; requiring each district school board to adopt rules and to incorporate certain provisions in the student progression plan; amending s. 1008.22, F.S.; requiring each district school board to ensure certain instruction, to waive certain assessment results, and to administer a hard copy of the grade 10 ELA assessment or the statewide, standardized Algebra I EOC assessment for certain students; amending ss. 1008.212, 1008.34, and 1008.3415, F.S.; conforming cross-references; providing an effective date.

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

Section 1. Paragraph (e) of subsection (10) of section 1003.4282, Florida Statutes, is amended, present subsection (11)

Page 1 of 11

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

3-00009-17

2017584\_\_

of that section is redesignated as subsection (12), and a new subsection (11) is added to that section, to read:

1003.4282 Requirements for a standard high school diploma.—

(10) STUDENTS WITH DISABILITIES.—Beginning with students entering grade 9 in the 2014-2015 school year, this subsection applies to a student with a disability.

(e) Any waiver of the statewide, standardized assessment requirements by the individual education plan team, pursuant to s. 1008.22(3)(d) ~~s. 1008.22(3)(e)~~, must be approved by the parent and is subject to verification for appropriateness by an independent reviewer selected by the parent as provided for in s. 1003.572.

The State Board of Education shall adopt rules under ss. 120.536(1) and 120.54 to implement this subsection, including rules that establish the minimum requirements for students described in this subsection to earn a standard high school diploma. The State Board of Education shall adopt emergency rules pursuant to ss. 120.536(1) and 120.54.

(11) ALTERNATIVE PATHWAY TO A STANDARD HIGH SCHOOL DIPLOMA.—

(a) Beginning with students entering grade 9 in the 2016-2017 school year, a student who meets the qualifications of this subsection may be eligible for an alternative pathway to a standard high school diploma.

(b) To be eligible for an alternative pathway to a standard high school diploma, a student must not have passed the grade 10 ELA assessment or the statewide, standardized Algebra I EOC assessment.

Page 2 of 11

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

3-00009-17

2017584

(c) A student may satisfy the requirements for a standard high school diploma through the alternative pathway option by documenting all of the following:

1. Completion of the minimum high school graduation course credit requirements established by rule of the State Board of Education.

2. Attainment of the applicable industry certifications, occupational completion points, and postsecondary credits as provided in the alternative pathway graduation plan under paragraph (d).

3. A mastery of the academic standards or competencies that had not previously been met, as indicated by the student not passing the applicable grade 10 ELA assessment or the statewide, standardized Algebra I EOC assessment, in a portfolio containing quantifiable evidence of such mastery. The portfolio may include, but is not limited to, evidence that a required assessment was taken in a hard-copy format, evidence of any additional coursework, segmented assessments, industry certifications, occupational completion points, and postsecondary credits.

(d) A school district must establish an Alternative Pathway to Graduation Review Committee for each student who chooses to obtain a standard high school diploma through the alternative pathway established under this subsection.

1. The review committee shall be composed of the principal or his or her designee, the eligible student's guidance counselor, the teacher of the course for which the student received a failing grade, and at least one teacher of a course in which the student received a grade of "C" or better. The

3-00009-17

2017584

principal may appoint an alternative member if a required participant cannot serve on the review committee. The student and the student's parent or guardian may attend a review committee meeting.

2. The review committee shall develop an alternative pathway graduation plan that incorporates the requirements for a standard high school diploma pursuant to this subsection. The alternative pathway graduation plan must be signed by the student, the student's parent or guardian, and the principal and must include:

a. The expected academic standards or competencies, industry certifications, occupational completion points, or postsecondary credits that the student will master or complete, as applicable.

b. The criteria for determining and certifying mastery of the academic standards or competencies.

c. An evaluation by the committee which specifies whether administering the grade 10 ELA assessment or the statewide, standardized Algebra I EOC assessment, or both, online will significantly impair the student's ability to perform.

d. A description of the monitoring that the school will provide.

(e) A student shall be awarded a standard high school diploma upon completion of the requirements of the alternative pathway graduation plan and documentation of the completion of the requirements provided in paragraph (c). Documentation must be verified by the Alternative Pathway to Graduation Review Committee and approved by the principal. The decision by the principal is final and may not be appealed by the student or the



3-00009-17

2017584\_\_

120 student's parent or guardian.

121 (f) Any waiver of the grade 10 ELA assessment or the  
 122 statewide, standardized Algebra I EOC assessment results by the  
 123 district school board upon a determination by the Alternative  
 124 Pathway to Graduation Review Committee authorized pursuant to s.  
 125 1008.22(3)(c) must be approved by a student's parent or  
 126 guardian. The parent or guardian may select an independent  
 127 reviewer approved by the review committee to verify the  
 128 appropriateness of the waiver.

129 (g) Each district school board shall adopt rules to  
 130 administer this subsection and shall incorporate this subsection  
 131 in the student progression plan required pursuant to s. 1008.25.

132 Section 2. Present paragraph (b) of subsection (3) of  
 133 section 1008.22, Florida Statutes, is amended, present  
 134 paragraphs (c) through (g) of that subsection are redesignated  
 135 as paragraphs (d) through (h), respectively, a new paragraph (c)  
 136 is added to that subsection, and paragraph (a) of subsection (7)  
 137 is amended, to read:

138 1008.22 Student assessment program for public schools.—

139 (3) STATEWIDE, STANDARDIZED ASSESSMENT PROGRAM.—The  
 140 Commissioner of Education shall design and implement a  
 141 statewide, standardized assessment program aligned to the core  
 142 curricular content established in the Next Generation Sunshine  
 143 State Standards. The commissioner also must develop or select  
 144 and implement a common battery of assessment tools that will be  
 145 used in all juvenile justice education programs in the state.  
 146 These tools must accurately measure the core curricular content  
 147 established in the Next Generation Sunshine State Standards.  
 148 Participation in the assessment program is mandatory for all

3-00009-17

2017584\_\_

149 school districts and all students attending public schools,  
 150 including adult students seeking a standard high school diploma  
 151 under s. 1003.4282 and students in Department of Juvenile  
 152 Justice education programs, except as otherwise provided by law.  
 153 If a student does not participate in the assessment program, the  
 154 school district must notify the student's parent and provide the  
 155 parent with information regarding the implications of such  
 156 nonparticipation. The statewide, standardized assessment program  
 157 shall be designed and implemented as follows:

158 (b) *End-of-course (EOC) assessments.*—EOC assessments must  
 159 be statewide, standardized, and developed or approved by the  
 160 Department of Education as follows:

161 1. EOC assessments for Algebra I, Geometry, Algebra II,  
 162 Biology I, United States History, and Civics shall be  
 163 administered to students enrolled in such courses as specified  
 164 in the course code directory.

165 2. Students enrolled in a course, as specified in the  
 166 course code directory, with an associated statewide,  
 167 standardized EOC assessment must take the EOC assessment for  
 168 such course and may not take the corresponding subject or grade-  
 169 level statewide, standardized assessment pursuant to paragraph  
 170 (a). Sections 1003.4156 and 1003.4282 govern the use of  
 171 statewide, standardized EOC assessment results for students.

172 3. The commissioner may select one or more nationally  
 173 developed comprehensive examinations, which may include  
 174 examinations for a College Board Advanced Placement course,  
 175 International Baccalaureate course, or Advanced International  
 176 Certificate of Education course, or industry-approved  
 177 examinations to earn national industry certifications identified

3-00009-17

2017584

in the CAPE Industry Certification Funding List, for use as EOC assessments under this paragraph if the commissioner determines that the content knowledge and skills assessed by the examinations meet or exceed the grade-level expectations for the core curricular content established for the course in the Next Generation Sunshine State Standards. Use of any such examination as an EOC assessment must be approved by the state board in rule.

4. Contingent upon funding provided in the General Appropriations Act, including the appropriation of funds received through federal grants, the commissioner may establish an implementation schedule for the development and administration of additional statewide, standardized EOC assessments that must be approved by the state board in rule. If approved by the state board, student performance on such assessments constitutes 30 percent of a student's final course grade.

5. All statewide, standardized EOC assessments must be administered online except as otherwise provided in paragraph (d) ~~(e)~~.

(c) Alternative pathway to graduation.—Each district school board shall:

1. Ensure that each school in the district provides instruction to students in the core content knowledge and skills necessary for successful high school graduation.

2. Waive a student's assessment results if the student meets the eligibility requirements for an alternative pathway to a standard high school diploma under s. 1003.4282(11) and if the Alternative Pathway to Graduation Review Committee determines

3-00009-17

2017584

that the grade 10 ELA assessment or the statewide, standardized Algebra I EOC assessment, or both, do not accurately measure the student's abilities. The waiver shall be designated on the student's transcript and shall be limited to a statement that performance on an assessment was waived for the student to receive a standard high school diploma.

3. Administer the grade 10 ELA assessment or the statewide, standardized Algebra I EOC assessment, or both, in a hard-copy format for a student if the Alternative Pathway to Graduation Review Committee states that administering the assessments online will significantly impair the student's ability to perform.

(7) ASSESSMENT SCHEDULES AND REPORTING OF RESULTS.—

(a) The Commissioner of Education shall establish schedules for the administration of statewide, standardized assessments and the reporting of student assessment results. The commissioner shall consider the observance of religious and school holidays when developing the schedules. The assessment and reporting schedules must provide the earliest possible reporting of student assessment results to the school districts, consistent with the requirements of paragraph (3) (h) ~~(3)(g)~~. Assessment results for the statewide, standardized ELA and mathematics assessments and all statewide, standardized EOC assessments must be made available no later than the week of June 8, except for results of assessments administered in the 2014-2015 school year. School districts shall administer statewide, standardized assessments in accordance with the schedule established by the commissioner.

Section 3. Paragraph (a) of subsection (1) and subsection

3-00009-17 2017584\_\_

236 (2) of section 1008.212, Florida Statutes, is amended to read:

237 1008.212 Students with disabilities; extraordinary  
238 exemption.-

239 (1) As used in this section, the term:

240 (a) "Circumstance" means a situation in which  
241 accommodations allowable for use on the statewide standardized  
242 assessment, a statewide standardized end-of-course assessment,  
243 or an alternate assessment pursuant to s. 1008.22(3)(d) ~~s.~~  
244 ~~1008.22(3)(e)~~ are not offered to a student during the current  
245 year's assessment administration due to technological  
246 limitations in the testing administration program which lead to  
247 results that reflect the student's impaired sensory, manual, or  
248 speaking skills rather than the student's achievement of the  
249 benchmarks assessed by the statewide standardized assessment, a  
250 statewide standardized end-of-course assessment, or an alternate  
251 assessment.

252 (2) A student with a disability for whom the individual  
253 education plan (IEP) team determines is prevented by a  
254 circumstance or condition from physically demonstrating the  
255 mastery of skills that have been acquired and are measured by  
256 the statewide standardized assessment, a statewide standardized  
257 end-of-course assessment, or an alternate assessment pursuant to  
258 s. 1008.22(3)(d) ~~s. 1008.22(3)(e)~~ shall be granted an  
259 extraordinary exemption from the administration of the  
260 assessment. A learning, emotional, behavioral, or significant  
261 cognitive disability, or the receipt of services through the  
262 homebound or hospitalized program in accordance with rule 6A-  
263 6.03020, Florida Administrative Code, is not, in and of itself,  
264 an adequate criterion for the granting of an extraordinary

3-00009-17 2017584\_\_

265 exemption.

266 Section 4. Paragraph (a) of subsection (1) of section  
267 1008.34, Florida Statutes, is amended to read:

268 1008.34 School grading system; school report cards;  
269 district grade.-

270 (1) DEFINITIONS.-For purposes of the statewide,  
271 standardized assessment program and school grading system, the  
272 following terms are defined:

273 (a) "Achievement level," "student achievement," or  
274 "achievement" describes the level of content mastery a student  
275 has acquired in a particular subject as measured by a statewide,  
276 standardized assessment administered pursuant to s.  
277 1008.22(3)(a) and (b). There are five achievement levels. Level  
278 1 is the lowest achievement level, level 5 is the highest  
279 achievement level, and level 3 indicates satisfactory  
280 performance. A student passes an assessment if the student  
281 achieves a level 3, level 4, or level 5. For purposes of the  
282 Florida Alternate Assessment administered pursuant to s.  
283 1008.22(3)(d) ~~s. 1008.22(3)(e)~~, the state board shall provide,  
284 in rule, the number of achievement levels and identify the  
285 achievement levels that are considered passing.

286 Section 5. Subsection (2) of section 1008.3415, Florida  
287 Statutes, is amended to read:

288 1008.3415 School grade or school improvement rating for  
289 exceptional student education centers.-

290 (2) Notwithstanding s. 1008.34, the achievement levels and  
291 Learning Gains of a student with a disability who attends an  
292 exceptional student education center and has not been enrolled  
293 in or attended a public school other than an exceptional student

3-00009-17

2017584\_\_

294 education center for grades K-12 within the school district  
295 shall not be included in the calculation of the home school's  
296 grade if the student is identified as an emergent student on the  
297 alternate assessment described in s. 1008.22(3)(d) ~~s.~~  
298 ~~1008.22(3)(e)~~.

299 Section 6. This act shall take effect upon becoming a law.

By Senator Mayfield

17-00968-17

2017782\_\_

1 A bill to be entitled  
 2 An act relating to high school graduation  
 3 requirements; amending s. 1003.4282, F.S.; removing a  
 4 requirement that a student participating in an  
 5 interscholastic sport pass a competency test on  
 6 personal fitness to satisfy the physical education  
 7 credit requirement for high school graduation;  
 8 conforming a provision; providing an effective date.  
 9  
 10 Be It Enacted by the Legislature of the State of Florida:  
 11  
 12 Section 1. Paragraph (f) of subsection (3) of section  
 13 1003.4282, Florida Statutes, is amended to read:  
 14 1003.4282 Requirements for a standard high school diploma.—  
 15 (3) STANDARD HIGH SCHOOL DIPLOMA; COURSE AND ASSESSMENT  
 16 REQUIREMENTS.—  
 17 (f) *One credit in physical education.*—Physical education  
 18 must include the integration of health. Participation in an  
 19 interscholastic sport at the junior varsity or varsity level for  
 20 two full seasons shall satisfy the one-credit requirement in  
 21 physical education ~~if the student passes a competency test on~~  
 22 ~~personal fitness with a score of "C" or better. The competency~~  
 23 ~~test on personal fitness developed by the Department of~~  
 24 ~~Education must be used.~~ A district school board may not require  
 25 that the one credit in physical education be taken during the  
 26 9th grade year. Completion of one semester with a grade of "C"  
 27 or better in a marching band class, in a physical activity class  
 28 that requires participation in marching band activities as an  
 29 extracurricular activity, or in a dance class shall satisfy one-  
 30 half credit in physical education or one-half credit in  
 31 performing arts. This credit may not be used to satisfy the  
 32 personal fitness requirement or the requirement for adaptive

Page 1 of 2

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

17-00968-17

2017782\_\_

33 physical education under an individual education plan (IEP) or  
 34 504 plan. Completion of 2 years in a Reserve Officer Training  
 35 Corps (R.O.T.C.) class, a significant component of which is  
 36 drills, shall satisfy the one-credit requirement in physical  
 37 education and the one-credit requirement in performing arts.  
 38 This credit may not be used to satisfy the personal fitness  
 39 requirement or the requirement for adaptive physical education  
 40 under an IEP or 504 plan.  
 41 Section 2. This act shall take effect July 1, 2017.

Page 2 of 2

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

By Senator Steube

23-01127-17

2017906\_\_

A bill to be entitled

An act relating to student assessments; requiring that the Commissioner of Education periodically publish on the Department of Education's website any assessment administered or adopted during the previous school year; providing an effective date.

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

Section 1. Publication of student assessments.—By July 31, 2017, and every 3 years thereafter, the Commissioner of Education shall publish on the department's website any assessment administered or adopted during the previous school year, including, but not limited to, any statewide standardized assessment, end-of-course assessment, alternative assessment, or national or international assessment.

Section 2. This act shall take effect upon becoming a law.

By Senator Flores

39-00510A-17

2017926\_\_

A bill to be entitled

An act relating to K-12 student assessments; requiring the Commissioner of Education to review specified college entrance examinations to determine their alignment with the core curricular content for high school level English Language Arts and mathematics established in state standards; requiring the commissioner to submit a report on the results of such review to the Governor, Legislature, and State Board of Education by a specified date; amending s. 1008.22, F.S.; revising provisions relating to achievement levels for certain statewide, standardized assessments; providing requirements for administration of the statewide, standardized English Language Arts and mathematics assessments in specified grades; revising provisions relating to reporting requirements for local assessments required by school districts; providing reporting requirements for certain student assessment results; providing an effective date.

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

Section 1. The Commissioner of Education shall review the SAT and ACT to determine their alignment with the core curricular content for high school level English Language Arts and mathematics established in the Next Generation Sunshine State Standards pursuant to s. 1003.41, Florida Statutes. The commissioner shall submit a report containing the results of such review to the Governor, the President of the Senate, the

Page 1 of 6

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

39-00510A-17

2017926\_\_

Speaker of the House of Representatives, and the State Board of Education by December 1, 2017.

Section 2. Present paragraphs (c) through (f) and paragraph (g) of subsection (7) of section 1008.22, Florida Statutes, are redesignated as paragraphs (e) through (h) and paragraph (j), respectively, paragraph (e) of subsection (3) and paragraph (b) and present paragraph (f) of subsection (7) are amended, and new paragraphs (c), (d), and (i) are added to subsection (7) of that section, to read:

1008.22 Student assessment program for public schools.—

(3) STATEWIDE, STANDARDIZED ASSESSMENT PROGRAM.—The Commissioner of Education shall design and implement a statewide, standardized assessment program aligned to the core curricular content established in the Next Generation Sunshine State Standards. The commissioner also must develop or select and implement a common battery of assessment tools that will be used in all juvenile justice education programs in the state. These tools must accurately measure the core curricular content established in the Next Generation Sunshine State Standards. Participation in the assessment program is mandatory for all school districts and all students attending public schools, including adult students seeking a standard high school diploma under s. 1003.4282 and students in Department of Juvenile Justice education programs, except as otherwise provided by law. If a student does not participate in the assessment program, the school district must notify the student's parent and provide the parent with information regarding the implications of such nonparticipation. The statewide, standardized assessment program shall be designed and implemented as follows:

Page 2 of 6

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

39-00510A-17

2017926\_\_

(e) *Assessment scores and achievement levels.*—

1. All statewide, standardized EOC assessments and ELA, mathematics, and Science assessments shall use scaled scores and achievement levels. Achievement levels shall range from 1 through 5, with level 1 being the lowest achievement level, level 5 being the highest achievement level, and level 3 indicating satisfactory performance on an assessment. Beginning with any new contract for the ELA assessment and the mathematics assessment entered into after July 1, 2017, achievement level 3 shall be defined as proficient for each new assessment.

2. The state board shall designate by rule a passing score for each statewide, standardized assessment.

3. If the commissioner seeks to revise a statewide, standardized assessment and the revisions require the state board to modify performance level scores, including the passing score, the commissioner shall provide a copy of the proposed scores and implementation plan to the President of the Senate and the Speaker of the House of Representatives at least 90 days before submission to the state board for review. Until the state board adopts the modifications by rule, the commissioner shall use calculations for scoring the assessment that adjust student scores on the revised assessment for statistical equivalence to student scores on the former assessment. The state board shall adopt by rule the passing score for the revised assessment that is statistically equivalent to the passing score on the discontinued assessment for a student who is required to attain a passing score on the discontinued assessment. The commissioner may, with approval of the state board, discontinue administration of the former assessment upon the graduation,

Page 3 of 6

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

39-00510A-17

2017926\_\_

based on normal student progression, of students participating in the final regular administration of the former assessment. If the commissioner revises a statewide, standardized assessment and the revisions require the state board to modify the passing score, only students taking the assessment for the first time after the rule is adopted are affected.

(7) ASSESSMENT SCHEDULES AND REPORTING OF RESULTS.—

(b) By August of each year, beginning in 2016, the commissioner shall publish on the department's website a uniform calendar that includes the assessment and reporting schedules for, at a minimum, the next 2 school years. The uniform calendar must be provided to school districts in an electronic format that allows each school district and public school to populate the calendar with, at minimum, the following information for reporting the district assessment schedules under paragraph (e) ~~(e)~~:

1. Whether the assessment is a district-required assessment or a state-required assessment.

2. The specific date or dates that each assessment will be administered.

3. The time allotted to administer each assessment.

4. Whether the assessment is a computer-based assessment or a paper-based assessment.

5. The grade level or subject area associated with the assessment.

6. The date that the assessment results are expected to be available to teachers and parents.

7. The type of assessment, the purpose of the assessment, and the use of the assessment results.

Page 4 of 6

CODING: Words ~~stricken~~ are deletions; words underlined are additions.



39-00510A-17

2017926\_\_

8. A glossary of assessment terminology.

9. Estimates of average time for administering state-required and district-required assessments, by grade level.

(c) Beginning with the 2017-2018 school year, the ELA assessment in grades 3 through 10 and the mathematics assessment in grades 3 through 8 shall be administered:

1. With the exception of the grade 3 Reading assessment, no earlier than during the last 3 weeks of the school year as determined by a district school board's policy pursuant to s. 1001.42(4)(f).

2. Within a testing window not to exceed 3 weeks.

(d) Beginning with any new contract for the ELA assessment in grades 3 through 10 and the mathematics assessment in grades 3 through 8 entered into after July 1, 2017, each new assessment shall be made available once per quarter for students who the school district has identified through competency-based education as having mastered the content and who are prepared to take the applicable assessment.

(h)(f) A school district must provide a student's performance results on district-required local assessments to the student's teachers within 1 week and to the student's parents no later than 30 days after administering such assessments, unless the superintendent determines in writing that extenuating circumstances exist and reports the extenuating circumstances to the district school board.

(i) The results of statewide, standardized ELA and mathematics assessments shall be reported in an easy-to-read and understandable format to each student's current teacher of record and to each student's teacher of record for the

39-00510A-17

2017926\_\_

subsequent school year before the start of that school year. A report of student assessment results must, at a minimum, contain:

1. A clear explanation of the student's performance on the applicable statewide, standardized assessments.

2. Information identifying the student's areas of strength and areas in need of improvement.

3. Specific actions that may be taken, and the available resources that may be used, by the student's parent to assist his or her child based on the student's areas of strength and areas in need of improvement.

4. Longitudinal information, if available, on the student's progress in each subject area based on previous statewide, standardized assessment data.

5. Comparative information showing the student's score compared to other students in the school district, in the state, or, if available, in other states.

6. Predictive information, if available, showing the linkage between the scores attained by the student on the statewide, standardized assessments and the scores he or she may potentially attain on nationally recognized college entrance examinations.

Section 3. This act shall take effect July 1, 2017.

By Senator Montford

3-00195C-17

2017964\_\_

1 A bill to be entitled  
 2 An act relating to education accountability; amending  
 3 s. 1002.33, F.S.; requiring an application and charter  
 4 for a high school charter school to require the  
 5 administration of a specified assessment for  
 6 graduation purposes; amending s. 1003.4156, F.S.;  
 7 revising the mathematics and social studies  
 8 requirements for student promotion to high school and  
 9 for certain high school credits; amending s.  
 10 1003.4282, F.S.; revising the requirements for a  
 11 standard high school diploma; deleting provisions  
 12 requiring a student or transfer student to take a  
 13 statewide, standardized Algebra II assessment or a  
 14 Geometry or United States History end-of-course (EOC)  
 15 assessment; amending s. 1003.4285, F.S.; revising the  
 16 standard high school diploma designation requirements  
 17 for mathematics and social studies; amending s.  
 18 1008.22, F.S.; revising the grades in which the  
 19 statewide, standardized Reading assessment must be  
 20 administered; revising the administration of the  
 21 statewide, standardized Mathematics and Science  
 22 assessments and the English Language Arts (ELA)  
 23 assessment; deleting requirements that a student take  
 24 an EOC assessment in Geometry, Algebra II, United  
 25 States History, or Civics; deleting a provision  
 26 authorizing the Commissioner of Education to establish  
 27 a schedule for the development and administration of  
 28 additional statewide, standardized EOC assessments;  
 29 authorizing the Department of Education to expand

Page 1 of 59

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

3-00195C-17

2017964\_\_

30 languages in which statewide, standardized assessments  
 31 are administered; requiring that such assessments be  
 32 provided at no cost to the school districts; requiring  
 33 the commissioner to provide a nonelectronic option for  
 34 the administration of specified assessments; requiring  
 35 the commissioner to implement contracts for the  
 36 selection of nationally recognized alternate high  
 37 school assessments; requiring the department to  
 38 conduct a study regarding student performance on  
 39 assessments; requiring specified ELA and Mathematics  
 40 assessments to be held within a specified timeframe;  
 41 requiring a report to the State Board of Education,  
 42 the Governor, and the Legislature by a specified date;  
 43 requiring the commissioner to provide a specified  
 44 analysis to each school district regarding student  
 45 achievement levels and Learning Gains on each  
 46 statewide, standardized assessment; requiring the  
 47 department to include a summary of a specified  
 48 analysis in a report to the Governor and the  
 49 Legislature; creating s. 1008.223, F.S.; providing a  
 50 purpose; providing responsibilities of the  
 51 commissioner to select and approve a nationally  
 52 recognized high school assessment to administer in  
 53 lieu of the Florida Standards Assessment; authorizing  
 54 school districts to select the assessment; providing  
 55 requirements for the assessment; requiring the  
 56 commissioner to use an invitation to negotiate to  
 57 fulfill certain requirements; requiring the  
 58 commissioner to require certain entities to include

Page 2 of 59

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

3-00195C-17

2017964

59 specified information; requiring the commissioner to  
 60 consult with, and receive recommendations for  
 61 alternate assessments from, specified entities;  
 62 providing that the nationally recognized high school  
 63 assessment satisfies the high school graduation  
 64 requirements; providing responsibilities of school  
 65 districts; amending s. 1008.25, F.S.; requiring each  
 66 district school board to include the results of a  
 67 specified analysis in its annual report to parents;  
 68 amending s. 1008.34, F.S.; redefining the term  
 69 "Learning Gains"; revising the calculation for school  
 70 grades; requiring that the commissioner develop models  
 71 for a specified purpose; deleting obsolete language;  
 72 amending s. 1008.345, F.S.; requiring the  
 73 commissioner's report to the Legislature on education  
 74 accountability to include a specified analysis;  
 75 amending s. 1012.34, F.S.; deleting a provision  
 76 requiring the department to approve the evaluation  
 77 systems for instructional personnel and school  
 78 administrators; revising the performance evaluation  
 79 systems for instructional personnel and school  
 80 administrators; requiring the board to adopt rules for  
 81 the monitoring, rather than for the submission,  
 82 review, and approval, of such systems; deleting  
 83 provisions relating to the transition to statewide,  
 84 standardized assessments; amending ss. 1002.331,  
 85 1012.341, and 1012.562, F.S.; conforming cross-  
 86 references; providing an effective date.  
 87

3-00195C-17

2017964

88 WHEREAS, Florida has led the country in establishing and  
 89 implementing a rigorous assessment and accountability system,  
 90 but the testing of Florida's students, rather than actual  
 91 instruction, now dominates classroom time, and  
 92 WHEREAS, the introduction and requirement of end-of-course  
 93 assessments in middle and high school only serve to increase the  
 94 overall number of assessments on students while diminishing  
 95 instructional time, and  
 96 WHEREAS, Florida should reduce the overall number of  
 97 assessments, including the 9th grade Florida Standards  
 98 Assessment, and should eliminate all end-of-course assessments,  
 99 except for Algebra I and Biology I, to allow more instructional  
 100 time for students at all levels, and  
 101 WHEREAS, Florida should authorize an alternate, nationally  
 102 recognized assessment in high school that is also recognized by  
 103 colleges and universities, to increase opportunities for  
 104 students to be successful in college, and  
 105 WHEREAS, Florida has implemented numerous acceleration and  
 106 choice programs at the college level for students that  
 107 incorporate assessments as a measure of student performance,  
 108 including advanced placement, International Baccalaureate,  
 109 Advanced International Certificate of Education, dual  
 110 enrollment, and certificate programs, and  
 111 WHEREAS, Florida should increase the acceleration and  
 112 choice opportunities at the high school level by reducing  
 113 overall required assessments, and  
 114 WHEREAS, Florida should increase instructional time by  
 115 authorizing the use of paper and pencil assessments instead of  
 116 online assessments that disrupt instruction, especially in high

3-00195C-17

2017964\_\_

117 school, and

118 WHEREAS, assessments continue to drive the teacher and  
119 administrator performance evaluation system, and Florida should  
120 disentangle these evaluations from assessments in order to focus  
121 on classroom instruction, and

122 WHEREAS, Florida should take advantage of the flexibility  
123 afforded by the federal Every Student Succeeds Act, NOW,  
124 THEREFORE,

125  
126 Be It Enacted by the Legislature of the State of Florida:

127  
128 Section 1. Paragraph (a) of subsection (6), paragraph (a)  
129 of subsection (7), paragraph (e) of subsection (10), and  
130 paragraphs (b) and (c) of subsection (15) of section 1002.33,  
131 Florida Statutes, are amended to read:

132 1002.33 Charter schools.—

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

135 (a) A person or entity seeking to open a charter school  
136 shall prepare and submit an application on a model application  
137 form prepared by the Department of Education which:

138 1. Demonstrates how the school will use the guiding  
139 principles and meet the statutorily defined purpose of a charter  
140 school.

141 2. Provides a detailed curriculum plan that illustrates how  
142 students will be provided services to attain the Sunshine State  
143 Standards.

144 3. Contains goals and objectives for improving student  
145 learning and measuring that improvement. These goals and

3-00195C-17

2017964\_\_

146 objectives must indicate how much academic improvement students  
147 are expected to show each year, how success will be evaluated,  
148 and the specific results to be attained through instruction. For  
149 a proposed high school charter school, the application must  
150 indicate that the charter school will administer the same grade  
151 10 English Language Arts assessment for high school graduation  
152 purposes which is administered by the local school district.

153 4. Describes the reading curriculum and differentiated  
154 strategies that will be used for students reading at grade level  
155 or higher and a separate curriculum and strategies for students  
156 who are reading below grade level. A sponsor shall deny an  
157 application if the school does not propose a reading curriculum  
158 that is consistent with effective teaching strategies that are  
159 grounded in scientifically based reading research.

160 5. Contains an annual financial plan for each year  
161 requested by the charter for operation of the school for up to 5  
162 years. This plan must contain anticipated fund balances based on  
163 revenue projections, a spending plan based on projected revenues  
164 and expenses, and a description of controls that will safeguard  
165 finances and projected enrollment trends.

166 6. Discloses the name of each applicant, governing board  
167 member, and all proposed education services providers; the name  
168 and sponsor of any charter school operated by each applicant,  
169 each governing board member, and each proposed education  
170 services provider that has closed and the reasons for the  
171 closure; and the academic and financial history of such charter  
172 schools, which the sponsor shall consider in deciding whether to  
173 approve or deny the application.

174 7. Contains additional information a sponsor may require,

3-00195C-17

2017964

which shall be attached as an addendum to the charter school application described in this paragraph.

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

(7) CHARTER.—The major issues involving the operation of a charter school shall be considered in advance and written into the charter. The charter shall be signed by the governing board of the charter school and the sponsor, following a public hearing to ensure community input.

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

1. The school's mission, the students to be served, and the ages and grades to be included.

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

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

b. In order to provide students with access to diverse

3-00195C-17

2017964

instructional delivery models, to facilitate the integration of technology within traditional classroom instruction, and to provide students with the skills they need to compete in the 21st century economy, the Legislature encourages instructional methods for blended learning courses consisting of both traditional classroom and online instructional techniques. Charter schools may implement blended learning courses which combine traditional classroom instruction and virtual instruction. Students in a blended learning course must be full-time students of the charter school and receive the online instruction in a classroom setting at the charter school. Instructional personnel certified pursuant to s. 1012.55 who provide virtual instruction for blended learning courses may be employees of the charter school or may be under contract to provide instructional services to charter school students. At a minimum, such instructional personnel must hold an active state or school district adjunct certification under s. 1012.57 for the subject area of the blended learning course. The funding and performance accountability requirements for blended learning courses are the same as those for traditional courses.

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

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

b. How these baseline rates will be compared to rates of academic progress achieved by these same students while attending the charter school.

3-00195C-17

2017964

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

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

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

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

6. In high school charter schools, a provision in the charter that specifies the charter school will administer the same grade 10 English Language Arts assessment for high school graduation purposes which is administered by the local school district.

~~7.6-~~ A method for resolving conflicts between the governing board of the charter school and the sponsor.

~~8.7-~~ The admissions procedures and dismissal procedures,

3-00195C-17

2017964

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

~~9.8-~~ The ways by which the school will achieve a racial/ethnic balance reflective of the community it serves or within the racial/ethnic range of other public schools in the same school district.

~~10.9-~~ The financial and administrative management of the school, including a reasonable demonstration of the professional experience or competence of those individuals or organizations applying to operate the charter school or those hired or retained to perform such professional services and the description of clearly delineated responsibilities and the policies and practices needed to effectively manage the charter school. A description of internal audit procedures and establishment of controls to ensure that financial resources are properly managed must be included. Both public sector and private sector professional experience shall be equally valid in such a consideration.

~~11.10-~~ The asset and liability projections required in the application which are incorporated into the charter and shall be compared with information provided in the annual report of the charter school.

~~12.11-~~ A description of procedures that identify various risks and provide for a comprehensive approach to reduce the impact of losses; plans to ensure the safety and security of students and staff; plans to identify, minimize, and protect others from violent or disruptive student behavior; and the manner in which the school will be insured, including whether or not the school will be required to have liability insurance,

3-00195C-17

2017964

and, if so, the terms and conditions thereof and the amounts of coverage.

~~13.12.~~ The term of the charter which shall provide for cancellation of the charter if insufficient progress has been made in attaining the student achievement objectives of the charter and if it is not likely that such objectives can be achieved before expiration of the charter. The initial term of a charter shall be for 4 or 5 years. In order to facilitate access to long-term financial resources for charter school construction, charter schools that are operated by a municipality or other public entity as provided by law are eligible for up to a 15-year charter, subject to approval by the district school board. A charter lab school is eligible for a charter for a term of up to 15 years. In addition, to facilitate access to long-term financial resources for charter school construction, charter schools that are operated by a private, not-for-profit, s. 501(c)(3) status corporation are eligible for up to a 15-year charter, subject to approval by the district school board. Such long-term charters remain subject to annual review and may be terminated during the term of the charter, but only according to the provisions set forth in subsection (8).

~~14.13.~~ The facilities to be used and their location. The sponsor may not require a charter school to have a certificate of occupancy or a temporary certificate of occupancy for such a facility earlier than 15 calendar days before the first day of school.

~~15.14.~~ The qualifications to be required of the teachers and the potential strategies used to recruit, hire, train, and retain qualified staff to achieve best value.

3-00195C-17

2017964

~~16.15.~~ The governance structure of the school, including the status of the charter school as a public or private employer as required in paragraph (12)(i).

~~17.16.~~ A timetable for implementing the charter which addresses the implementation of each element thereof and the date by which the charter shall be awarded in order to meet this timetable.

~~18.17.~~ In the case of an existing public school that is being converted to charter status, alternative arrangements for current students who choose not to attend the charter school and for current teachers who choose not to teach in the charter school after conversion in accordance with the existing collective bargaining agreement or district school board rule in the absence of a collective bargaining agreement. However, alternative arrangements shall not be required for current teachers who choose not to teach in a charter lab school, except as authorized by the employment policies of the state university which grants the charter to the lab school.

~~19.18.~~ Full disclosure of the identity of all relatives employed by the charter school who are related to the charter school owner, president, chairperson of the governing board of directors, superintendent, governing board member, principal, assistant principal, or any other person employed by the charter school who has equivalent decisionmaking authority. For the purpose of this subparagraph, the term "relative" means father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother,

3-00195C-17

2017964\_\_

stepsister, half brother, or half sister.

~~20.19.~~ Implementation of the activities authorized under s. 1002.331 by the charter school when it satisfies the eligibility requirements for a high-performing charter school. A high-performing charter school shall notify its sponsor in writing by March 1 if it intends to increase enrollment or expand grade levels the following school year. The written notice shall specify the amount of the enrollment increase and the grade levels that will be added, as applicable.

(10) ELIGIBLE STUDENTS.—

(e) A charter school may limit the enrollment process only to target the following student populations:

1. Students within specific age groups or grade levels.

2. Students considered at risk of dropping out of school or academic failure. Such students shall include exceptional education students.

3. Students enrolling in a charter school-in-the-workplace or charter school-in-a-municipality established pursuant to subsection (15).

4. Students residing within a reasonable distance of the charter school, as described in paragraph (20)(c). Such students shall be subject to a random lottery and to the racial/ethnic balance provisions described in subparagraph ~~(7)(a)9.~~ ~~(7)(a)8.~~ or any federal provisions that require a school to achieve a racial/ethnic balance reflective of the community it serves or within the racial/ethnic range of other public schools in the same school district.

5. Students who meet reasonable academic, artistic, or other eligibility standards established by the charter school

3-00195C-17

2017964\_\_

and included in the charter school application and charter or, in the case of existing charter schools, standards that are consistent with the school's mission and purpose. Such standards shall be in accordance with current state law and practice in public schools and may not discriminate against otherwise qualified individuals.

6. Students articulating from one charter school to another pursuant to an articulation agreement between the charter schools that has been approved by the sponsor.

7. Students living in a development in which a business entity provides the school facility and related property having an appraised value of at least \$10 million to be used as a charter school for the development. Students living in the development shall be entitled to 50 percent of the student stations in the charter school. The students who are eligible for enrollment are subject to a random lottery, the racial/ethnic balance provisions, or any federal provisions, as described in subparagraph 4. The remainder of the student stations shall be filled in accordance with subparagraph 4.

(15) CHARTER SCHOOLS-IN-THE-WORKPLACE; CHARTER SCHOOLS-IN-A-MUNICIPALITY.—

(b) A charter school-in-the-workplace may be established when a business partner provides the school facility to be used; enrolls students based upon a random lottery that involves all of the children of employees of that business or corporation who are seeking enrollment, as provided for in subsection (10); and enrolls students according to the racial/ethnic balance provisions described in subparagraph ~~(7)(a)9.~~ ~~(7)(a)8.~~ Any portion of a facility used for a public charter school shall be



3-00195C-17

2017964\_\_

exempt from ad valorem taxes, as provided for in s. 1013.54, for the duration of its use as a public school.

(c) A charter school-in-a-municipality designation may be granted to a municipality that possesses a charter; enrolls students based upon a random lottery that involves all of the children of the residents of that municipality who are seeking enrollment, as provided for in subsection (10); and enrolls students according to the racial/ethnic balance provisions described in subparagraph (7)(a)9. ~~(7)(a)8.~~ When a municipality has submitted charter applications for the establishment of a charter school feeder pattern, consisting of elementary, middle, and senior high schools, and each individual charter application is approved by the district school board, such schools shall then be designated as one charter school for all purposes listed pursuant to this section. Any portion of the land and facility used for a public charter school shall be exempt from ad valorem taxes, as provided for in s. 1013.54, for the duration of its use as a public school.

Section 2. Paragraphs (b) and (c) of subsection (1) of section 1003.4156, Florida Statutes, are amended to read:

1003.4156 General requirements for middle grades promotion.—

(1) In order for a student to be promoted to high school from a school that includes middle grades 6, 7, and 8, the student must successfully complete the following courses:

(b) Three middle grades or higher courses in mathematics. Each school that includes middle grades must offer at least one high school level mathematics course for which students may earn high school credit. Successful completion of a high school level

3-00195C-17

2017964\_\_

Algebra I ~~or Geometry~~ course is not contingent upon the student's performance on the statewide, standardized Algebra I end-of-course (EOC) assessment. To earn high school credit for Algebra I, a middle grades student must take the statewide, standardized Algebra I EOC assessment and pass the course, and, in addition, ~~beginning with the 2013-2014 school year and thereafter,~~ a student's performance on the Algebra I EOC assessment constitutes 30 percent of the student's final course grade. ~~To earn high school credit for a Geometry course, a middle grades student must take the statewide, standardized Geometry EOC assessment, which constitutes 30 percent of the student's final course grade, and earn a passing grade in the course.~~

(c) Three middle grades or higher courses in social studies. ~~Beginning with students entering grade 6 in the 2012-2013 school year,~~ One of these courses must be at least a one-semester civics education course that includes the roles and responsibilities of federal, state, and local governments; the structures and functions of the legislative, executive, and judicial branches of government; and the meaning and significance of historic documents, such as the Articles of Confederation, the Declaration of Independence, and the Constitution of the United States. ~~Beginning with the 2013-2014 school year, each student's performance on the statewide, standardized EOC assessment in civics education required under s. 1008.22 constitutes 30 percent of the student's final course grade. A middle grades student who transfers into the state's public school system from out of country, out of state, a private school, or a home education program after the beginning~~

3-00195C-17

2017964

of the second term of grade 8 is not required to meet the civics education requirement for promotion from the middle grades if the student's transcript documents passage of three courses in social studies or two year-long courses in social studies that include coverage of civics education.

Each school must inform parents about the course curriculum and activities. Each student shall complete a personal education plan that must be signed by the student and the student's parent. The Department of Education shall develop course frameworks and professional development materials for the career and education planning course. The course may be implemented as a stand-alone course or integrated into another course or courses. The Commissioner of Education shall collect longitudinal high school course enrollment data by student ethnicity in order to analyze course-taking patterns.

Section 3. Paragraphs (b) and (d) of subsection (3) and subsections (7) and (9) of section 1003.4282, Florida Statutes, are amended to read:

1003.4282 Requirements for a standard high school diploma.—

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

(b) *Four credits in mathematics.*—A student must earn one credit in Algebra I and one credit in Geometry. A student's performance on the statewide, standardized Algebra I end-of-course (EOC) assessment constitutes 30 percent of the student's final course grade. A student must pass the statewide, standardized Algebra I EOC assessment, or earn a comparative score, in order to earn a standard high school diploma. A

3-00195C-17

2017964

student's performance on the statewide, standardized Geometry EOC assessment constitutes 30 percent of the student's final course grade. If the state administers a statewide, standardized Algebra II assessment, a student selecting Algebra II must take the assessment, and the student's performance on the assessment constitutes 30 percent of the student's final course grade. A student who earns an industry certification for which there is a statewide college credit articulation agreement approved by the State Board of Education may substitute the certification for one mathematics credit. Substitution may occur for up to two mathematics credits, except for Algebra I and Geometry.

(d) *Three credits in social studies.*—A student must earn one credit in United States History; one credit in World History; one-half credit in economics, which must include financial literacy; and one-half credit in United States Government. ~~The United States History EOC assessment constitutes 30 percent of the student's final course grade.~~

(7) UNIFORM TRANSFER OF HIGH SCHOOL CREDITS.—~~Beginning with the 2012-2013 school year,~~ If a student transfers to a Florida public high school from out of country, out of state, a private school, or a home education program and the student's transcript shows a credit in Algebra I, the student must pass the statewide, standardized Algebra I EOC assessment in order to earn a standard high school diploma unless the student earned a comparative score, passed a statewide assessment in Algebra I administered by the transferring entity, or passed the statewide Mathematics assessment the transferring entity uses to satisfy the requirements of the Elementary and Secondary Education Act, 20 U.S.C. s. 6301. If a student's transcript shows a credit in

3-00195C-17

2017964\_\_

high school reading or English Language Arts II or III, in order to earn a standard high school diploma, the student must take and pass the statewide, standardized grade 10 Reading assessment or, when implemented, the grade 10 ELA assessment, or earn a concordant score. If a transfer student's transcript shows a final course grade and course credit in Algebra I ~~or, Geometry,~~ Biology I, ~~or United States History,~~ the transferring course final grade and credit shall be honored without the student taking the requisite statewide, standardized EOC assessment and without the assessment result ~~results~~ constituting 30 percent of the student's final course grade.

(9) COHORT TRANSITION TO NEW GRADUATION REQUIREMENTS.—The requirements of this section, in addition to applying to students entering grade 9 in the 2013-2014 school year and thereafter, shall also apply to students entering grade 9 before the 2013-2014 school year, except as otherwise provided in this subsection.

(a) A student entering grade 9 before the 2010-2011 school year must earn:

1. Four credits in English/ELA. A student must pass the statewide, standardized grade 10 Reading assessment, or earn a concordant score, in order to graduate with a standard high school diploma.

2. Four credits in mathematics, which must include Algebra I. A student must pass grade 10 FCAT Mathematics, or earn a concordant score, in order to graduate with a standard high school diploma. A student who takes Algebra I ~~or Geometry~~ after the 2010-2011 school year must take the statewide, standardized EOC assessment for the course but is not required to pass the

3-00195C-17

2017964\_\_

assessment in order to earn course credit. A student's performance on the Algebra I ~~or Geometry~~ EOC assessment is not required to constitute 30 percent of the student's final course grade. A student who earns an industry certification for which there is a statewide college credit articulation agreement approved by the State Board of Education may substitute the certification for one mathematics credit. Substitution may occur for up to two mathematics credits, except for Algebra I.

3. Three credits in science, two of which must have a laboratory component. A student who takes Biology I after the 2010-2011 school year must take the statewide, standardized Biology I EOC assessment but is not required to pass the assessment in order to earn course credit. A student's performance on the assessment is not required to constitute 30 percent of the student's final course grade. A student who earns an industry certification for which there is a statewide college credit articulation agreement approved by the State Board of Education may substitute the certification for one science credit.

4. Three credits in social studies of which one credit in World History, one credit in United States History, one-half credit in United States Government, and one-half credit in economics are required. ~~A student who takes United States History after the 2011-2012 school year must take the statewide, standardized United States History EOC assessment, but the student's performance on the assessment is not required to constitute 30 percent of the student's final course grade.~~

5. One credit in fine or performing arts, speech and debate, or practical arts as provided in paragraph (3)(e).

3-00195C-17

2017964\_\_

581 6. One credit in physical education as provided in  
 582 paragraph (3)(f).  
 583 7. Eight credits in electives.  
 584 (b) A student entering grade 9 in the 2010-2011 school year  
 585 must earn:  
 586 1. Four credits in English/ELA. A student must pass the  
 587 statewide, standardized grade 10 Reading assessment, or earn a  
 588 concordant score, in order to graduate with a standard high  
 589 school diploma.  
 590 2. Four credits in mathematics, which must include Algebra  
 591 I and Geometry. The statewide, standardized Algebra I EOC  
 592 assessment constitutes 30 percent of the student's final course  
 593 grade. A student who takes Algebra I ~~or Geometry~~ after the 2010-  
 594 2011 school year must take the statewide, standardized EOC  
 595 assessment for the course but is not required to pass the  
 596 assessment in order to earn course credit. ~~A student's~~  
 597 ~~performance on the Geometry EOC assessment is not required to~~  
 598 ~~constitute 30 percent of the student's final course grade.~~ A  
 599 student who earns an industry certification for which there is a  
 600 statewide college credit articulation agreement approved by the  
 601 State Board of Education may substitute the certification for  
 602 one mathematics credit. Substitution may occur for up to two  
 603 mathematics credits, except for Algebra I and Geometry.  
 604 3. Three credits in science, two of which must have a  
 605 laboratory component. A student who takes Biology I after the  
 606 2010-2011 school year must take the statewide, standardized  
 607 Biology I EOC assessment but is not required to pass the  
 608 assessment in order to earn course credit. A student's  
 609 performance on the assessment is not required to constitute 30

3-00195C-17

2017964\_\_

610 percent of the student's final course grade. A student who earns  
 611 an industry certification for which there is a statewide college  
 612 credit articulation agreement approved by the State Board of  
 613 Education may substitute the certification for one science  
 614 credit, except for Biology I.  
 615 4. Three credits in social studies of which one credit in  
 616 World History, one credit in United States History, one-half  
 617 credit in United States Government, and one-half credit in  
 618 economics are required. ~~A student who takes United States~~  
 619 ~~History after the 2011-2012 school year must take the statewide,~~  
 620 ~~standardized United States History EOC assessment, but the~~  
 621 ~~student's performance on the assessment is not required to~~  
 622 ~~constitute 30 percent of the student's final course grade.~~  
 623 5. One credit in fine or performing arts, speech and  
 624 debate, or practical arts as provided in paragraph (3)(e).  
 625 6. One credit in physical education as provided in  
 626 paragraph (3)(f).  
 627 7. Eight credits in electives.  
 628 (c) A student entering grade 9 in the 2011-2012 school year  
 629 must earn:  
 630 1. Four credits in English/ELA. A student must pass the  
 631 statewide, standardized grade 10 Reading assessment, or earn a  
 632 concordant score, in order to graduate with a standard high  
 633 school diploma.  
 634 2. Four credits in mathematics, which must include Algebra  
 635 I and Geometry. A student who takes Algebra I after the 2010-  
 636 2011 school year must pass the statewide, standardized Algebra I  
 637 EOC assessment, or earn a comparative score, in order to earn a  
 638 standard high school diploma. A student who takes Algebra I ~~or~~

3-00195C-17

2017964

Geometry after the 2010-2011 school year must take the statewide, standardized EOC assessment but is not required to pass the Algebra I ~~or Geometry~~ EOC assessment in order to earn course credit. A student's performance on the Algebra I ~~or Geometry~~ EOC assessment is not required to constitute 30 percent of the student's final course grade. A student who earns an industry certification for which there is a statewide college credit articulation agreement approved by the State Board of Education may substitute the certification for one mathematics credit. Substitution may occur for up to two mathematics credits, except for Algebra I and Geometry.

3. Three credits in science, two of which must have a laboratory component. One of the science credits must be Biology I. A student who takes Biology I after the 2010-2011 school year must take the statewide, standardized Biology I EOC assessment but is not required to pass the assessment in order to earn course credit. A student's performance on the assessment is not required to constitute 30 percent of the student's final course grade. A student who earns an industry certification for which there is a statewide college credit articulation agreement approved by the State Board of Education may substitute the certification for one science credit, except for Biology I.

4. Three credits in social studies of which one credit in World History, one credit in United States History, one-half credit in United States Government, and one-half credit in economics are required. ~~A student who takes United States History after the 2011-2012 school year must take the statewide, standardized United States History EOC assessment, but the student's performance on the assessment is not required to~~

3-00195C-17

2017964

~~constitute 30 percent of the student's final course grade.~~

5. One credit in fine or performing arts, speech and debate, or practical arts as provided in paragraph (3)(e).

6. One credit in physical education as provided in paragraph (3)(f).

7. Eight credits in electives.

8. One online course as provided in subsection (4).

(d) A student entering grade 9 in the 2012-2013 school year must earn:

1. Four credits in English/ELA. A student must pass the statewide, standardized grade 10 Reading assessment, or earn a concordant score, in order to graduate with a standard high school diploma.

2. Four credits in mathematics, which must include Algebra I and Geometry. A student who takes Algebra I after the 2010-2011 school year must pass the statewide, standardized Algebra I EOC assessment, or earn a comparative score, in order to earn a standard high school diploma. ~~A student who takes Geometry after the 2010-2011 school year must take the statewide, standardized Geometry EOC assessment.~~ A student is not required to pass the statewide, standardized EOC assessment in Algebra I ~~or Geometry~~ in order to earn course credit. A student's performance on the Algebra I ~~or Geometry~~ EOC assessment is not required to constitute 30 percent of the student's final course grade. A student who earns an industry certification for which there is a statewide college credit articulation agreement approved by the State Board of Education may substitute the certification for one mathematics credit. Substitution may occur for up to two mathematics credits, except for Algebra I and Geometry.

3-00195C-17

2017964\_\_

697 3. Three credits in science, two of which must have a  
 698 laboratory component. One of the science credits must be Biology  
 699 I. A student who takes Biology I after the 2010-2011 school year  
 700 must take the statewide, standardized Biology I EOC assessment  
 701 but is not required to pass the assessment to earn course  
 702 credit. A student's performance on the assessment is not  
 703 required to constitute 30 percent of the student's final course  
 704 grade. A student who earns an industry certification for which  
 705 there is a statewide college credit articulation agreement  
 706 approved by the State Board of Education may substitute the  
 707 certification for one science credit, except for Biology I.

708 4. Three credits in social studies of which one credit in  
 709 World History, one credit in United States History, one-half  
 710 credit in United States Government, and one-half credit in  
 711 economics are required. ~~The statewide, standardized United~~  
 712 ~~States History EOC assessment constitutes 30 percent of the~~  
 713 ~~student's final course grade.~~

714 5. One credit in fine or performing arts, speech and  
 715 debate, or practical arts as provided in paragraph (3) (e).

716 6. One credit in physical education as provided in  
 717 paragraph (3) (f).

718 7. Eight credits in electives.

719 8. One online course as provided in subsection (4).

720 (e) Policy adopted in rule by the district school board may  
 721 require for any cohort of students that performance on a  
 722 statewide, standardized EOC assessment constitute 30 percent of  
 723 a student's final course grade.

724 (f) This subsection is repealed July 1, 2020.

725 Section 4. Paragraph (a) of subsection (1) of section

3-00195C-17

2017964\_\_

726 1003.4285, Florida Statutes, is amended to read:

727 1003.4285 Standard high school diploma designations.—

728 (1) Each standard high school diploma shall include, as  
 729 applicable, the following designations if the student meets the  
 730 criteria set forth for the designation:

731 (a) *Scholar designation.*—In addition to the requirements of  
 732 s. 1003.4282, in order to earn the Scholar designation, a  
 733 student must satisfy the following requirements:

734 1. Mathematics.—Earn one credit in Algebra II and one  
 735 credit in statistics or an equally rigorous course. ~~Beginning~~  
 736 ~~with students entering grade 9 in the 2014-2015 school year,~~  
 737 ~~pass the Algebra II and Geometry statewide, standardized~~  
 738 ~~assessments.~~

739 2. Science.—Pass the statewide, standardized Biology I EOC  
 740 assessment and earn one credit in chemistry or physics and one  
 741 credit in a course equally rigorous to chemistry or physics.  
 742 However, a student enrolled in an Advanced Placement (AP),  
 743 International Baccalaureate (IB), or Advanced International  
 744 Certificate of Education (AICE) Biology course who takes the  
 745 respective AP, IB, or AICE Biology assessment and earns the  
 746 minimum score necessary to earn college credit as identified  
 747 pursuant to s. 1007.27(2) meets the requirement of this  
 748 subparagraph without having to take the statewide, standardized  
 749 Biology I EOC assessment.

750 3. Social studies.—~~Pass the statewide, standardized United~~  
 751 ~~States History EOC assessment. However,~~ A student enrolled in an  
 752 AP, IB, or AICE course that includes United States History  
 753 topics who takes the respective AP, IB, or AICE assessment and  
 754 earns the minimum score necessary to earn college credit as

3-00195C-17

2017964

identified pursuant to s. 1007.27(2) meets the requirement of this subparagraph ~~without having to take the statewide, standardized United States History EOC assessment.~~

4. Foreign language.—Earn two credits in the same foreign language.

5. Electives.—Earn at least one credit in an Advanced Placement, an International Baccalaureate, an Advanced International Certificate of Education, or a dual enrollment course.

Section 5. Subsections (3), (4), and (5) and paragraphs (a) and (e) of subsection (7) of section 1008.22, Florida Statutes, are amended, and paragraph (g) is added to subsection (11), to read:

1008.22 Student assessment program for public schools.—

(3) STATEWIDE, STANDARDIZED ASSESSMENT PROGRAM.—The Commissioner of Education shall design and implement a statewide, standardized assessment program aligned to the core curricular content established in the Next Generation Sunshine State Standards. The commissioner also must develop or select and implement a common battery of assessment tools that will be used in all juvenile justice education programs in the state. These tools must accurately measure the core curricular content established in the Next Generation Sunshine State Standards. Participation in the assessment program is mandatory for all school districts and all students attending public schools, including adult students seeking a standard high school diploma under s. 1003.4282 and students in Department of Juvenile Justice education programs, except as otherwise provided by law. If a student does not participate in the assessment program, the

3-00195C-17

2017964

school district must notify the student's parent and provide the parent with information regarding the implications of such nonparticipation. The statewide, standardized assessment program shall be designed and implemented as follows:

(a) *Statewide, standardized comprehensive assessments.*—The statewide, standardized Reading assessment shall be administered annually in grades 3 through 8 and grade 10. The statewide, standardized Writing assessment shall be administered annually at least once at the elementary, middle, and high school levels. When the Reading and Writing assessments are replaced by English Language Arts (ELA) assessments, ELA assessments shall be administered to students in grades 3 through 8 and annually in grade 10. Retake opportunities for the grade 10 Reading assessment ~~or, upon implementation, the grade 10 ELA assessment~~ must be provided. Students taking the ELA assessments may shall not take the statewide, standardized assessments in Reading or Writing. ELA assessments shall be administered online unless the provisions of paragraph (d) are implemented. The statewide, standardized Mathematics assessments shall be administered annually in grades 3 through 8, and shall be administered online unless the provisions of paragraph (d) are implemented. Students taking a revised Mathematics assessment may shall not take the discontinued assessment. The statewide, standardized Science assessment shall be administered annually at least once at the elementary and middle grades levels, and shall be administered online unless the provisions of paragraph (d) are implemented. In order to earn a standard high school diploma, a student who has not earned a passing score on the grade 10 Reading assessment or, upon implementation, the grade 10 ELA assessment

3-00195C-17

2017964

or, upon implementation, a grade 10 nationally recognized high school assessment selected by a school district must earn a passing score on the assessment retake or earn a concordant score as authorized under subsection (8).

(b) Algebra I and Biology I End-of-course (EOC) assessments.—The Algebra I and Biology I EOC assessments must be statewide, standardized, and developed or approved by the Department of Education, ~~as follows:~~

1. EOC assessments for Algebra I ~~and, Geometry, Algebra II, Biology I, United States History, and Civics~~ shall be administered to students enrolled in such courses as specified in the course code directory.

2. Students enrolled in Algebra I and Biology I ~~a course,~~ as specified in the course code directory, with an associated statewide, standardized EOC assessment must take the EOC assessment for such course and may not take the corresponding subject or grade-level statewide, standardized assessment pursuant to paragraph (a). Sections 1003.4156 and 1003.4282 govern the use of statewide, standardized EOC assessment results for students.

3. The commissioner may select one or more nationally developed comprehensive examinations, which may include examinations for a College Board Advanced Placement course, International Baccalaureate course, or Advanced International Certificate of Education course, or industry-approved examinations to earn national industry certifications identified in the CAPE Industry Certification Funding List, for use as the Algebra I and Biology I EOC assessments under this paragraph if the commissioner determines that the content knowledge and

3-00195C-17

2017964

skills assessed by the examinations meet or exceed the grade-level expectations for Algebra I and Biology I ~~the core curricular content established for the course in the Next Generation Sunshine State Standards.~~ Use of any such examination as an EOC assessment must be approved by the state board in rule.

~~4. Contingent upon funding provided in the General Appropriations Act, including the appropriation of funds received through federal grants, the commissioner may establish an implementation schedule for the development and administration of additional statewide, standardized EOC assessments that must be approved by the state board in rule. If approved by the state board, student performance on such assessments constitutes 30 percent of a student's final course grade.~~

~~4.5.~~ The Algebra I and Biology I ~~All statewide, standardized~~ EOC assessments must be administered online except as otherwise provided in paragraphs ~~paragraph~~ (c) and (d).

(c) *Students with disabilities; Florida Alternate Assessment.*—

1. Each district school board must provide instruction to prepare students with disabilities in the core content knowledge and skills necessary for successful grade-to-grade progression and high school graduation.

2. A student with a disability, as defined in s. 1007.02, for whom the individual education plan (IEP) team determines that the statewide, standardized assessments under this section cannot accurately measure the student's abilities, taking into consideration all allowable accommodations, shall have



3-00195C-17

2017964

assessment results waived for the purpose of receiving a course grade and a standard high school diploma. Such waiver shall be designated on the student's transcript. The statement of waiver shall be limited to a statement that performance on an assessment was waived for the purpose of receiving a course grade or a standard high school diploma, as applicable.

3. The State Board of Education shall adopt rules, based upon recommendations of the commissioner, for the provision of assessment accommodations for students with disabilities and for students who have limited English proficiency.

a. Accommodations that negate the validity of a statewide, standardized assessment are not allowed during the administration of the assessment. However, instructional accommodations are allowed in the classroom if identified in a student's IEP. Students using instructional accommodations in the classroom that are not allowed on a statewide, standardized assessment may have assessment results waived if the IEP team determines that the assessment cannot accurately measure the student's abilities.

b. If a student is provided with instructional accommodations in the classroom that are not allowed as accommodations for statewide, standardized assessments, the district must inform the parent in writing and provide the parent with information regarding the impact on the student's ability to meet expected performance levels. A parent must provide signed consent for a student to receive classroom instructional accommodations that would not be available or permitted on a statewide, standardized assessment and acknowledge in writing that he or she understands the

3-00195C-17

2017964

implications of such instructional accommodations.

c. If a student's IEP states that online administration of a statewide, standardized assessment will significantly impair the student's ability to perform, the assessment shall be administered in hard copy.

4. For students with significant cognitive disabilities, the Department of Education shall provide for implementation of the Florida Alternate Assessment to accurately measure the core curricular content established in the Next Generation Sunshine State Standards.

5. The Department of Education may expand the languages in which statewide, standardized assessments are administered. A school district shall be provided such assessments at no cost.

(d) Nonelectronic option.—The commissioner shall provide an alternative, nonelectronic option for the administration of the ELA statewide, standardized assessment, including Writing; the nationally recognized assessment approved pursuant to s. 1008.223; the Mathematics statewide, standardized assessment; and the Algebra I and Biology I EOC assessments. The commissioner shall provide the nonelectronic option to reduce the time spent on assessments; increase instructional time for students; and ensure that students demonstrate more successfully a mastery of the standards being measured, that students have the time to develop the word processing and computer skills necessary to take any statewide, standardized assessment, and that school districts have the capacity on both the school and district levels to administer the assessments online.

(e) ~~(d)~~ Implementation schedule.—

1. The Commissioner of Education shall establish and

3-00195C-17 2017964  
 929 publish on the department's website an implementation schedule  
 930 to transition from the statewide, standardized Reading and  
 931 Writing assessments to the ELA assessments and to the revised  
 932 Mathematics assessments, including the Algebra I and Geometry  
 933 EOC ~~assessment assessments~~. The schedule must take into  
 934 consideration funding, sufficient field and baseline data,  
 935 access to assessments, instructional alignment, and school  
 936 district readiness to administer the assessments online. All  
 937 such assessments must be delivered through computer-based  
 938 testing, however, the following assessments must be delivered in  
 939 a computer-based format, as follows: the grade 3 ELA assessment,  
 940 beginning in the 2017-2018 school year; the grade 3 Mathematics  
 941 assessment beginning in the 2016-2017 school year; the grade 4  
 942 ELA assessment, beginning in the 2015-2016 school year; and the  
 943 grade 4 Mathematics assessment, beginning in the 2016-2017  
 944 school year.

945 2. The Department of Education shall publish minimum and  
 946 recommended technology requirements that include specifications  
 947 for hardware, software, networking, security, and broadband  
 948 capacity to facilitate school district compliance with the  
 949 requirement that assessments be administered online.

950 ~~(f)-(e)~~ *Assessment scores and achievement levels.*—

951 1. ~~The All~~ statewide, standardized Algebra I EOC assessment  
 952 ~~assessments~~ and ELA, Mathematics, and Science assessments shall  
 953 use scaled scores and achievement levels. Achievement levels  
 954 shall range from 1 through 5, with level 1 being the lowest  
 955 achievement level, level 5 being the highest achievement level,  
 956 and level 3 indicating satisfactory performance on an  
 957 assessment.

3-00195C-17 2017964  
 958 2. The state board shall designate by rule a passing score  
 959 for each statewide, standardized assessment.  
 960 3. If the commissioner seeks to revise a statewide,  
 961 standardized assessment and the revisions require the state  
 962 board to modify performance level scores, including the passing  
 963 score, the commissioner shall provide a copy of the proposed  
 964 scores and implementation plan to the President of the Senate  
 965 and the Speaker of the House of Representatives at least 90 days  
 966 before submission to the state board for review. Until the state  
 967 board adopts the modifications by rule, the commissioner shall  
 968 use calculations for scoring the assessment that adjust student  
 969 scores on the revised assessment for statistical equivalence to  
 970 student scores on the former assessment. The state board shall  
 971 adopt by rule the passing score for the revised assessment that  
 972 is statistically equivalent to the passing score on the  
 973 discontinued assessment for a student who is required to attain  
 974 a passing score on the discontinued assessment. The commissioner  
 975 may, with approval of the state board, discontinue  
 976 administration of the former assessment upon the graduation,  
 977 based on normal student progression, of students participating  
 978 in the final regular administration of the former assessment. If  
 979 the commissioner revises a statewide, standardized assessment  
 980 and the revisions require the state board to modify the passing  
 981 score, only students taking the assessment for the first time  
 982 after the rule is adopted are affected.

983 ~~(g)-(f)~~ *Prohibited activities.*—A district school board shall  
 984 prohibit each public school from suspending a regular program of  
 985 curricula for purposes of administering practice assessments or  
 986 engaging in other assessment-preparation activities for a

3-00195C-17

2017964\_\_

statewide, standardized assessment. However, a district school board may authorize a public school to engage in the following assessment-preparation activities:

1. Distributing to students sample assessment books and answer keys published by the Department of Education.

2. Providing individualized instruction in assessment-taking strategies, without suspending the school's regular program of curricula, for a student who scores Level 1 or Level 2 on a prior administration of an assessment.

3. Providing individualized instruction in the content knowledge and skills assessed, without suspending the school's regular program of curricula, for a student who scores Level 1 or Level 2 on a prior administration of an assessment or a student who, through a diagnostic assessment administered by the school district, is identified as having a deficiency in the content knowledge and skills assessed.

4. Administering a practice assessment or engaging in other assessment-preparation activities that are determined necessary to familiarize students with the organization of the assessment, the format of assessment items, and the assessment directions or that are otherwise necessary for the valid and reliable administration of the assessment, as set forth in rules adopted by the State Board of Education with specific reference to this paragraph.

~~(h)(g)~~ *Contracts for assessments.*—

1. The commissioner shall provide for the assessments to be developed or obtained, as appropriate, through contracts and project agreements with private vendors, public vendors, public agencies, postsecondary educational institutions, or school

3-00195C-17

2017964\_\_

districts.

2. The commissioner shall implement s. 1008.223, relating to the selection by school districts of a nationally recognized high school assessment as an alternate assessment for high school.

3. The commissioner may enter into contracts for the continued administration of the assessments authorized and funded by the Legislature. Contracts may be initiated in 1 fiscal year and continue into the next fiscal year and may be paid from the appropriations of either or both fiscal years. The commissioner may negotiate for the sale or lease of tests, scoring protocols, test scoring services, and related materials developed pursuant to law.

4.2. A student's performance results on statewide, standardized assessments, Algebra I and Biology I EOC assessments, and Florida Alternative Assessments administered pursuant to this subsection must be provided to the student's teachers and parents within 30 days or by the end of the school year, whichever occurs earlier, unless the commissioner determines that extenuating circumstances exist and reports the extenuating circumstances to the State Board of Education and to school districts. This subparagraph does not apply to existing contracts for such assessments, but ~~applies shall apply~~ to new contracts and any renewal of existing contracts for such assessments. The Department of Education shall conduct a study to identify barriers to and make recommendations for improving student performance results within 72 hours after completion of all statewide, standardized assessments, the Algebra I and Biology I EOC assessments, and any nationally recognized high

3-00195C-17 2017964  
 1045 school assessment selected by a school district as an alternate  
 1046 assessment pursuant to s. 1008.223. Recommendations may include  
 1047 modification of assessment administration for students with  
 1048 disabilities. A report of the study shall be submitted to the  
 1049 State Board of Education, the Governor, the President of the  
 1050 Senate, and the Speaker of the House of Representatives no later  
 1051 than January 31, 2018.

1052 5. The administration of the statewide, standardized ELA  
 1053 and Mathematics assessments in grades 3 through 8 may not occur  
 1054 earlier than the last 4 weeks of school.

1055 6.3- If liquidated damages are applicable, the department  
 1056 shall collect liquidated damages that are due in response to the  
 1057 administration of the spring 2015 computer-based assessments of  
 1058 the department's Florida Standards Assessment contract with  
 1059 American Institutes for Research, and expend the funds to  
 1060 reimburse parties that incurred damages.

1061 (4) SCHOOL PARTICIPATION IN THE STATEWIDE, STANDARDIZED  
 1062 ASSESSMENT PROGRAM.—Each public school shall participate in the  
 1063 statewide, standardized assessment program in accordance with  
 1064 the assessment and reporting schedules and the minimum and  
 1065 recommended technology requirements published by the  
 1066 Commissioner of Education. A district school superintendent  
 1067 shall notify the commissioner of the schools that will use a  
 1068 nonelectronic option, and the commissioner shall provide an  
 1069 alternative, nonelectronic option to the school district for the  
 1070 successful and timely administration of the statewide,  
 1071 standardized assessments and the reporting of assessment results  
 1072 to the Department of Education, as specified in paragraph  
 1073 (3)(d). District school boards ~~may~~ shall not establish school

3-00195C-17 2017964  
 1074 calendars that conflict with or jeopardize implementation of the  
 1075 assessment program. All district school boards shall report  
 1076 assessment results using the state management information  
 1077 system. Performance data shall be analyzed and reported to  
 1078 parents, the community, and the state. Student performance data  
 1079 shall be used by districts in developing objectives for the  
 1080 school improvement plan, evaluating instructional personnel and  
 1081 administrative personnel, assigning staff, allocating resources,  
 1082 acquiring instructional materials and technology, implementing  
 1083 performance-based budgeting, and promoting and assigning  
 1084 students to educational programs. The analysis of student  
 1085 performance data must also identify strengths and needs in the  
 1086 educational program and trends over time. The analysis must be  
 1087 used in conjunction with the budgetary planning processes  
 1088 developed pursuant to s. 1008.385 and the development of  
 1089 remediation programs.

1090 (5) REQUIRED ANALYSES.—The commissioner shall provide, at a  
 1091 minimum, statewide, standardized assessment data analysis  
 1092 showing student achievement levels and Learning Gains by  
 1093 teacher, school, and school district. As part of the analysis,  
 1094 the commissioner shall provide all of the following information  
 1095 to school districts for student achievement levels and Learning  
 1096 Gains on each statewide, standardized assessment:

1097 (a) The percent of correct items by cognitive complexity.

1098 (b) The percent of correct items for each measured  
 1099 standard.

1100 (c) The identification of each standard measured on the  
 1101 assessment.

1102 (d) At item analysis of the standard measured on each

3-00195C-17

2017964\_\_

1103 assessment.

1104 (e) The reading level at which each reading assessment is  
 1105 administered.

1106 (7) ASSESSMENT SCHEDULES AND REPORTING OF RESULTS.—

1107 (a) The Commissioner of Education shall establish schedules  
 1108 for the administration of statewide, standardized assessments  
 1109 and the reporting of student assessment results. The  
 1110 commissioner shall consider the observance of religious and  
 1111 school holidays when developing the schedules. The assessment  
 1112 and reporting schedules must provide the earliest possible  
 1113 reporting of student assessment results to the school districts,  
 1114 consistent with the requirements of paragraph (3) (h) ~~(3) (g)~~.  
 1115 Assessment results for the statewide, standardized ELA and  
 1116 Mathematics assessments and the all statewide, standardized  
 1117 Algebra I and Biology I EOC assessments must be made available  
 1118 no later than the week of June 8, except for results of  
 1119 assessments administered in the 2014-2015 school year. School  
 1120 districts shall administer statewide, standardized assessments  
 1121 in accordance with the schedule established by the commissioner.

1122 (e) The Algebra I and Biology I ~~A statewide, standardized~~  
 1123 ~~EOC assessments assessment~~ must be used as the final cumulative  
 1124 examination for its associated course. No additional final  
 1125 assessment may be administered in an Algebra I or Biology I ~~a~~  
 1126 ~~course with a statewide, standardized EOC assessment.~~ A  
 1127 district-required local assessment may be used as the final  
 1128 cumulative examination for its associated course in accordance  
 1129 with the school district's policy.

1130 (11) REPORTS.—The Department of Education shall annually  
 1131 provide a report to the Governor, the President of the Senate,

3-00195C-17

2017964\_\_

1132 and the Speaker of the House of Representatives which shall  
 1133 include the following:

1134 (g) A summary of the analysis required under subsection  
 1135 (5).

1136 Section 6. Section 1008.223, Florida Statutes, is created  
 1137 to read:

1138 1008.223 Selection of a nationally recognized alternate  
 1139 high school assessment.—

1140 (1) PURPOSE.—

1141 (a) This section provides a school district the option of  
 1142 selecting a nationally recognized high school assessment in lieu  
 1143 of administering the Florida Standards Assessment to students in  
 1144 grade 10, and is in compliance with the federal Every Student  
 1145 Succeeds Act provisions authorizing the selection by a school  
 1146 district of a nationally recognized high school assessment to  
 1147 administer as an alternate assessment in high school.

1148 (b) The student assessment program in high school must be  
 1149 implemented in a way that does not substantially disrupt  
 1150 instruction to students or displace students from using a  
 1151 classroom computer that is needed for instruction. The  
 1152 assessment results must be returned within 30 days after  
 1153 administration of the assessment or by the end of the school  
 1154 year, whichever occurs earlier, to allow a student and parent to  
 1155 know whether the student is achieving at grade level and to  
 1156 allow the school district to make more timely decisions  
 1157 regarding promotion, retention, summer school placement, and  
 1158 scheduling for the next school year. A nationally recognized  
 1159 high school assessment that is substantially aligned with the  
 1160 applicable state standards will allow a parent to know how a

3-00195C-17

2017964

student compares nationally and even internationally.

(2) RESPONSIBILITIES OF THE COMMISSIONER OF EDUCATION.—In addition to the requirements of s. 1008.22, the commissioner shall provide an approved list of nationally recognized high school assessments from which a school district may select as an alternate assessment to administer to students in grade 10 for English Language Arts in lieu of the Florida Standards Assessment.

(a) The nationally recognized high school assessment must meet all of the following requirements:

1. Be available to school districts no later than the 2018-2019 school year;

2. Be substantially aligned with the Next Generation Sunshine State Standards;

3. Provide for differentiation and comparability between schools and districts;

4. Provide the same or additional accommodations to students with disabilities and other students which are provided for the Florida Standards Assessment and other statewide, standardized assessments;

5. Meet applicable assessment security requirements determined by the commissioner for the state and for school districts;

6. Meet reasonable technical specification requirements determined by the commissioner which allow for implementation by the state and by school districts; and

7. Satisfy any threshold legal requirement, including, but not limited to, the standard set forth in *Debra P. v. Turlington*, 474 F. Supp. 244 (M.D. Fla. 1979).

3-00195C-17

2017964

(b) The commissioner must use an invitation to negotiate, as defined in s. 287.012, to fulfill the requirements of this section. The commissioner must require each entity that responds to an invitation to negotiate to include information demonstrating compliance with paragraph (a).

(c) The commissioner shall consult with and receive recommendations for alternate assessments from education stakeholders, including district school superintendents, testing and measurement administrators, curriculum directors, principals, teachers, and other educators who have experience and expertise in the administration of high school assessments.

(d) The nationally recognized high school assessment, if administered, satisfies the high school graduation requirements contained in s. 1003.4282.

(3) RESPONSIBILITIES OF SCHOOL DISTRICTS.—A district school superintendent may recommend, and the school board may approve, the administration of the state-approved nationally recognized high school assessment to be administered in lieu of the Florida Standards Assessment in grade 10. Administrators, teachers, and parents of high school students must be notified at the beginning of each school year that an assessment other than the Florida Standards Assessment will be administered in grade 10.

Section 7. Paragraph (a) of subsection (8) of section 1008.25, Florida Statutes, is amended to read:

1008.25 Public school student progression; student support; reporting requirements.—

(8) ANNUAL REPORT.—

(a) In addition to the requirements in paragraph (5)(b), each district school board must annually report to the parent of

3-00195C-17

2017964\_\_

each student the progress of the student toward achieving state and district expectations for proficiency in English Language Arts, science, social studies, and mathematics. The district school board must report to the parent the student's results on each statewide, standardized assessment. The report must include the results of the analysis required under s. 1008.22(5). The evaluation of each student's progress must be based upon the student's classroom work, observations, tests, district and state assessments, and other relevant information. Progress reporting must be provided to the parent in writing in a format adopted by the district school board.

Section 8. Paragraph (b) of subsection (1), paragraphs (a) and (b) of subsection (3), and subsections (4), (6), and (7) of section 1008.34, Florida Statutes, are amended to read:

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

(1) DEFINITIONS.—For purposes of the statewide, standardized assessment program and school grading system, the following terms are defined:

(b) "Learning Gains," "annual learning gains," or "student learning gains" means the degree of student learning growth occurring from one school year to the next as required by state board rule for purposes of calculating school grades under this section. For the purpose of school grades, maintaining achievement level 3, level 4, or level 5 or increasing such achievement level constitutes Learning Gains.

(3) DESIGNATION OF SCHOOL GRADES.—

(a) Each school must assess at least 95 percent of its eligible students, except as provided under s. 1008.341 for

3-00195C-17

2017964\_\_

alternative schools. Each school shall receive a school grade based on the ~~school's~~ performance on the components listed in subparagraphs (b)1. and 2. If a school does not have at least 10 students with complete data for one or more of the components listed in subparagraphs (b)1. and 2., those components may not be used in calculating the school's grade. In addition to statewide, standardized assessments, a school grade shall be based on any nationally recognized high school assessment used pursuant to s. 1008.223, an assessment used for concordant scores pursuant to s. 1008.22(8), and any comparative score for an end-of-course assessment used pursuant to s. 1008.22(9). The grades for acceleration courses taken in middle school must also be reflected in the school grade for the high school to which the student will transfer.

1. An alternative school may choose to receive a school grade under this section or a school improvement rating under s. 1008.341. For charter schools that meet the definition of an alternative school pursuant to State Board of Education rule, the decision to receive a school grade is the decision of the charter school governing board.

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

3-00195C-17

2017964

3. If a collocated school does not earn a school grade or school improvement rating for the performance of its students, the student performance data of all schools operating at the same facility must be aggregated to develop a school grade that will be assigned to all schools at that location. A collocated school is a school that has its own unique master school identification number, provides for the education of each of its enrolled students, and operates at the same facility as another school that has its own unique master school identification number and provides for the education of each of its enrolled students.

(b)1. Beginning with the 2014-2015 school year, a school's grade shall be based on the following components, each worth 100 points:

a. The percentage of eligible students passing statewide, standardized assessments in English Language Arts under s. 1008.22(3).

b. The percentage of eligible students passing statewide, standardized assessments in mathematics under s. 1008.22(3).

c. The percentage of eligible students passing statewide, standardized assessments in science under s. 1008.22(3).

~~d. The percentage of eligible students passing statewide, standardized assessments in social studies under s. 1008.22(3).~~

d.e. The percentage of eligible students who make Learning Gains in English Language Arts as measured by statewide, standardized assessments administered under s. 1008.22(3).

e.f. The percentage of eligible students who make Learning Gains in mathematics as measured by statewide, standardized assessments administered under s. 1008.22(3).

3-00195C-17

2017964

~~f.g.~~ The percentage of eligible students in the lowest 25 percent in English Language Arts, as identified by prior year performance on statewide, standardized assessments, who make Learning Gains as measured by statewide, standardized English Language Arts assessments administered under s. 1008.22(3).

~~g.h.~~ The percentage of eligible students in the lowest 25 percent in mathematics, as identified by prior year performance on statewide, standardized assessments, who make Learning Gains as measured by statewide, standardized Mathematics assessments administered under s. 1008.22(3).

~~h.i.~~ For schools consisting ~~comprised~~ of middle grades 6 through 8 or grades 7 and 8, the percentage of eligible students passing high school level statewide, standardized end-of-course assessments or attaining national industry certifications identified in the CAPE Industry Certification Funding List pursuant to rules adopted by the State Board of Education.

In calculating Learning Gains for the components listed in sub-paragraphs d.-g. ~~e.-h.~~, the State Board of Education shall require that learning growth toward achievement levels 3, 4, and 5 is demonstrated by students who scored below or remained at achievement level 3, level 4, or level 5 ~~each of those levels~~ in the prior year. In calculating the components in sub-paragraphs a.-c. ~~a.-d.~~, the state board shall include the performance of English language learners only if they have been enrolled in a school in the United States for more than 2 years.

2. For a school consisting ~~comprised~~ of grades 9, 10, 11, and 12, or grades 10, 11, and 12, the school's grade shall also be based on the following components, each worth 100 points:



3-00195C-17

2017964

- 1335 a. The 4-year high school graduation rate of the school as  
 1336 defined by state board rule.
- 1337 b. The percentage of students who were eligible to earn  
 1338 college and career credit through College Board Advanced  
 1339 Placement examinations, International Baccalaureate  
 1340 examinations, dual enrollment courses, or Advanced International  
 1341 Certificate of Education examinations; or who, at any time  
 1342 during high school, earned national industry certification  
 1343 identified in the CAPE Industry Certification Funding List,  
 1344 pursuant to rules adopted by the state board.
- 1345 (4) SCHOOL REPORT CARD.—The Department of Education shall  
 1346 annually develop, in collaboration with the school districts, a  
 1347 school report card to be provided by the school district to  
 1348 parents within the district. The report card shall include the  
 1349 school's grade; student performance in English Language Arts,  
 1350 mathematics ~~and~~, science, ~~and social studies~~; information  
 1351 regarding school improvement; an explanation of school  
 1352 performance as evaluated by the federal Elementary and Secondary  
 1353 Education Act (ESEA), 20 U.S.C. ss. 6301 et seq.; and indicators  
 1354 of return on investment. The report card must incorporate the  
 1355 summary results of the analysis required in s. 1008.22(5). Each  
 1356 school's report card shall be published annually by the  
 1357 department on its website based upon the most recent data  
 1358 available.
- 1359 (6) 2018-2019 SCHOOL GRADE CALCULATION.—
- 1360 (a) Beginning with the 2018-2019 school year, the school's  
 1361 grade shall also be based on the following components:
- 1362 1. The extended-year adjusted cohort graduation rate for  
 1363 schools consisting of grades 9, 10, 11, and 12, or grades 10,

3-00195C-17

2017964

- 1364 11, and 12.
- 1365 2. At least one indicator of school quality or student  
 1366 access which is measurable and may include, but is not limited  
 1367 to, student engagement; educator engagement; student access to  
 1368 and completion of advanced coursework, postsecondary readiness,  
 1369 school climate and safety; student attendance; or student  
 1370 persistence, for at least 10 percent of the school grade.
- 1371 (b) Learning Gains shall be calculated in English Language  
 1372 Arts for students who take the statewide, standardized  
 1373 assessment or the approved nationally recognized high school  
 1374 assessment. The Learning Gains shall be calculated based on the  
 1375 performance on the English Language Arts assessments  
 1376 administered in grade 8 under s. 1008.22(3).
- 1377 (c) The commissioner shall develop models that may be used  
 1378 for differentiation and comparability between schools and  
 1379 districts that use an approved nationally recognized high school  
 1380 assessment pursuant to s. 1008.223.
- 1381 (7) RULES.—The State Board of Education shall adopt rules  
 1382 under ss. 120.536(1) and 120.54 to administer this section.
- 1383 ~~(7) TRANSITION.—School grades pursuant to this section and~~  
 1384 ~~school improvement ratings pursuant to s. 1008.341 for the 2013-~~  
 1385 ~~2014 school year shall be calculated based on statutes and rules~~  
 1386 ~~in effect on June 30, 2014. To assist in the transition to 2014-~~  
 1387 ~~2015 school grades and school improvement ratings, calculated~~  
 1388 ~~based on new statewide, standardized assessments administered~~  
 1389 ~~pursuant to s. 1008.22, the 2014-2015 school grades and school~~  
 1390 ~~improvement ratings shall serve as an informational baseline for~~  
 1391 ~~schools to work toward improved performance in future years.~~  
 1392 ~~Accordingly, notwithstanding any other provision of law:~~

3-00195C-17

2017964

~~(a) A school may not be required to select and implement a turnaround option pursuant to s. 1008.33 in the 2015-2016 school year based on the school's 2014-2015 grade or school improvement rating under s. 1008.341, as applicable. The benefits of s. 1008.33(4)(c), relating to a school being released from implementation of the turnaround option, and s. 1008.33(4)(d), relating to a school implementing strategies identified in its school improvement plan, apply to a school using turnaround options pursuant to s. 1008.33 which improves at least one letter grade during the 2014-2015 school year.~~

~~(b) 1. A school or approved provider under s. 1002.45 which receives the same or a lower school grade or school improvement rating for the 2014-2015 school year compared to the 2013-2014 school year is not subject to sanctions or penalties that would otherwise occur as a result of the 2014-2015 school grade or rating. A charter school system or a school district designated as high performing may not lose the designation based on the 2014-2015 school grades of any of the schools within the charter school system or school district, as applicable.~~

~~2. The Florida School Recognition Program established under s. 1008.36 shall continue to be implemented as otherwise provided in the General Appropriations Act.~~

~~(c) Until such time as an independent verification of the psychometric validity of the statewide, standardized assessments first implemented in 2014-2015 is provided, for purposes of grade 3 English Language Arts student performance and high school graduation requirements pursuant to s. 1003.4282, student performance on the 2014-2015 statewide, standardized assessments shall be linked to 2013-2014 student performance expectations.~~

3-00195C-17

2017964

~~Students who score in the bottom quintile on the 2014-2015 grade 3 English Language Arts assessment shall be identified as students at risk of retention. School districts must notify parents of such students, provide evidence as outlined in s. 1008.25(6)(b), and provide the appropriate intervention and support services for student success in grade 4.~~

~~This subsection is repealed July 1, 2017.~~

Section 9. Paragraph (d) is added to subsection (5) of section 1008.345, Florida Statutes, to read:

1008.345 Implementation of state system of school improvement and education accountability.—

(5) The commissioner shall report to the Legislature and recommend changes in state policy necessary to foster school improvement and education accountability. The report shall include:

(d) The results of the analysis required under s. 1008.22(5).

School reports shall be distributed pursuant to this subsection and s. 1001.42(18)(c) and according to rules adopted by the State Board of Education.

Section 10. Paragraphs (b) and (c) of subsection (1), paragraph (a) of subsection (3), and subsections (6) through (9) of section 1012.34, Florida Statutes, are amended to read:

1012.34 Personnel evaluation procedures and criteria.—

(1) EVALUATION SYSTEM APPROVAL AND REPORTING.—

~~(b) The department must approve each school district's instructional personnel and school administrator evaluation~~

3-00195C-17

2017964

~~systems.~~ The department shall monitor each district's implementation of its instructional personnel and school administrator evaluation systems for compliance with the requirements of this section.

(c) Annually, by February 1, the Commissioner of Education shall publish on the department's website the status of each school district's instructional personnel and school administrator evaluation systems. This information must include:

~~1. performance evaluation results for the prior school year for instructional personnel and school administrators using the four levels of performance specified in paragraph (2)(e). The performance evaluation results for instructional personnel shall be disaggregated by classroom teachers, as defined in s. 1012.01(2)(a), excluding substitute teachers, and all other instructional personnel, as defined in s. 1012.01(2)(b)-(d).~~

~~2. An analysis that compares performance evaluation results calculated by each school district to indicators of performance calculated by the department using the standards for performance levels adopted by the state board under subsection (8).~~

~~3. Data reported under s. 1012.341.~~

(3) EVALUATION PROCEDURES AND CRITERIA.—Instructional personnel and school administrator performance evaluations must be based upon the performance of students assigned to their classrooms or schools, as provided in this section. Pursuant to this section, a school district's performance evaluation system is not limited to basing unsatisfactory performance of instructional personnel and school administrators solely upon student performance, but may include other criteria to evaluate instructional personnel and school administrators' performance,

3-00195C-17

2017964

or any combination of student performance and other criteria. Evaluation procedures and criteria must comply with, but are not limited to, the following:

(a) A performance evaluation must be conducted for each employee at least once a year, except that a classroom teacher, as defined in s. 1012.01(2)(a), excluding substitute teachers, who is newly hired by the district school board must be observed and evaluated at least twice in the first year of teaching in the school district. The performance evaluation must be based upon sound educational principles and contemporary research in effective educational practices. The evaluation criteria must include:

1. Performance of students.—At least one-third of a performance evaluation must be based upon data and indicators of student performance ~~in accordance with subsection (7). This portion of the evaluation must include growth or achievement data of the teacher's students or, for a school administrator, the students attending the school over the course of at least 3 years. If less than 3 years of data are available, the years for which data are available must be used. The proportion of growth or achievement data may be determined by instructional assignment.~~

2. Instructional practice.—For instructional personnel, the remainder at least one-third of the performance evaluation must be based upon instructional practice and other indicators of performance. The performance evaluation must include, but is not limited to, practices and indicators that relate to the following:

a. Comprehensive knowledge of the subject taught;

3-00195C-17

2017964

b. Instruction in the applicable Next Generation Sunshine State Standards with rigor and fidelity;

c. The planning and delivery of instruction using technology in the classroom;

d. The application of data from assessments and measures to diagnose learning needs and to use applicable instructional strategies;

e. The ability to maintain appropriate classroom discipline;

f. The ability to establish and maintain a positive collaborative relationship with students' families to increase student achievement;

g. Adherence to the Code of Ethics and the Principles of Professional Conduct for the Education Profession in Florida; and

h. Adherence to the Florida Educator Accomplished Practices and other professional competencies, responsibilities, and requirements as established by rules of the State Board of Education and policies of the district school board.

Evaluation criteria used when annually observing classroom teachers, as defined in s. 1012.01(2)(a), excluding substitute teachers, must include indicators based upon each of the Florida Educator Accomplished Practices adopted by the State Board of Education. For instructional personnel who are not classroom teachers, evaluation criteria must be based upon indicators of the Florida Educator Accomplished Practices and may include specific job expectations related to student support.

3. Instructional leadership.-For school administrators, the

Page 53 of 59

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

3-00195C-17

2017964

~~remainder at least one-third~~ of the performance evaluation must be based on the Florida Principal Leadership Standards and other indicators of performance instructional leadership. Evaluation criteria for instructional leadership must include indicators based upon each of the leadership standards adopted by the State Board of Education under s. 1012.986, including performance measures related to the effectiveness of classroom teachers in the school, the administrator's appropriate use of evaluation criteria and procedures, recruitment and retention of effective and highly effective classroom teachers, improvement in the percentage of instructional personnel evaluated at the highly effective or effective level, and other leadership practices that result in student learning growth. The system may include a means to give parents and instructional personnel an opportunity to provide input into the administrator's performance evaluation.

~~4. Other indicators of performance.-For instructional personnel and school administrators, the remainder of a performance evaluation may include, but is not limited to, professional and job responsibilities as recommended by the State Board of Education or identified by the district school board and, for instructional personnel, peer reviews, objectively reliable survey information from students and parents based on teaching practices that are consistently associated with higher student achievement, and other valid and reliable measures of instructional practice.~~

(6) ANNUAL REVIEW OF AND REVISIONS TO THE SCHOOL DISTRICT EVALUATION SYSTEMS.-The district school board shall establish a procedure for annually reviewing instructional personnel and

Page 54 of 59

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

3-00195C-17

2017964

school administrator evaluation systems to determine compliance with this section. All substantial revisions to ~~the an approved~~ system must be reviewed and approved by the district school board before being used to evaluate instructional personnel or school administrators. Upon request by a school district, the department shall provide assistance in developing, improving, or reviewing an evaluation system.

~~(7) MEASUREMENT OF STUDENT PERFORMANCE.—~~

~~(a) The Commissioner of Education shall approve a formula to measure individual student learning growth on the statewide, standardized assessments in English Language Arts and mathematics administered under s. 1008.22. The formula must take into consideration each student's prior academic performance. The formula must not set different expectations for student learning growth based upon a student's gender, race, ethnicity, or socioeconomic status. In the development of the formula, the commissioner shall consider other factors such as a student's attendance record, disability status, or status as an English language learner. The commissioner may select additional formulas to measure student performance as appropriate for the remainder of the statewide, standardized assessments included under s. 1008.22 and continue to select formulas as new assessments are implemented in the state system. After the commissioner approves the formula to measure individual student learning growth, the State Board of Education shall adopt these formulas in rule.~~

~~(b) Each school district shall measure student learning growth using the formulas approved by the commissioner under paragraph (a) and the standards for performance levels adopted~~

3-00195C-17

2017964

~~by the state board under subsection (8) for courses associated with the statewide, standardized assessments administered under s. 1008.22 no later than the school year immediately following the year the formula is approved by the commissioner. For grades and subjects not assessed by statewide, standardized assessments, each school district shall measure student performance using a methodology determined by the district.~~

~~(7)(8) RULEMAKING. No later than August 1, 2015, The State Board of Education shall adopt rules pursuant to ss. 120.536(1) and 120.54 which establish uniform procedures and format for the monitoring submission, review, and approval of district evaluation systems and reporting requirements for the annual evaluation of instructional personnel and school administrators; specific, discrete standards for each performance level required under subsection (2), based on student learning growth models approved by the commissioner, to ensure clear and sufficient differentiation in the performance levels and to provide consistency in meaning across school districts; the measurement of student learning growth and associated implementation procedures required under subsection (7); and a process for monitoring school district implementation of evaluation systems in accordance with this section.~~

~~(9) TRANSITION TO NEW STATEWIDE, STANDARDIZED ASSESSMENTS.— Standards for each performance level required under subsection (2) shall be established by the State Board of Education beginning with the 2015-2016 school year.~~

Section 11. Paragraph (e) of subsection (2) of section 1002.331, Florida Statutes, is amended to read:

1002.331 High-performing charter schools.—

3-00195C-17

2017964\_\_

1625 (2) A high-performing charter school is authorized to:  
 1626 (e) Receive a modification of its charter to a term of 15  
 1627 years or a 15-year charter renewal. The charter may be modified  
 1628 or renewed for a shorter term at the option of the high-  
 1629 performing charter school. The charter must be consistent with  
 1630 s. 1002.33(7)(a)20. ~~s. 1002.33(7)(a)19.~~ and (10)(h) and (i), is  
 1631 subject to annual review by the sponsor, and may be terminated  
 1632 during its term pursuant to s. 1002.33(8).

1633  
 1634 A high-performing charter school shall notify its sponsor in  
 1635 writing by March 1 if it intends to increase enrollment or  
 1636 expand grade levels the following school year. The written  
 1637 notice shall specify the amount of the enrollment increase and  
 1638 the grade levels that will be added, as applicable. If a charter  
 1639 school notifies the sponsor of its intent to expand, the sponsor  
 1640 shall modify the charter within 90 days to include the new  
 1641 enrollment maximum and may not make any other changes. The  
 1642 sponsor may deny a request to increase the enrollment of a high-  
 1643 performing charter school if the commissioner has declassified  
 1644 the charter school as high-performing. If a high-performing  
 1645 charter school requests to consolidate multiple charters, the  
 1646 sponsor shall have 40 days after receipt of that request to  
 1647 provide an initial draft charter to the charter school. The  
 1648 sponsor and charter school shall have 50 days thereafter to  
 1649 negotiate and notice the charter contract for final approval by  
 1650 the sponsor.

1651 Section 12. Paragraph (b) of subsection (2) of section  
 1652 1012.341, Florida Statutes, is amended to read:  
 1653 1012.341 Exemption from performance evaluation system and

3-00195C-17

2017964\_\_

1654 compensation and salary schedule requirements.-

1655 (2) By October 1 annually, the superintendent of  
 1656 Hillsborough County School District shall attest, in writing, to  
 1657 the Commissioner of Education that:

1658 (b) The instructional personnel and school administrator  
 1659 evaluation systems adopt the ~~Commissioner of Education's~~ student  
 1660 learning growth formula for statewide assessments as provided  
 1661 under s. 1012.34 ~~s. 1012.34(7)~~.

1662  
 1663 This section is repealed August 1, 2017, unless reviewed and  
 1664 reenacted by the Legislature.

1665 Section 13. Paragraph (b) of subsection (2) of section  
 1666 1012.562, Florida Statutes, is amended to read:

1667 1012.562 Public accountability and state approval of school  
 1668 leader preparation programs.-The Department of Education shall  
 1669 establish a process for the approval of Level I and Level II  
 1670 school leader preparation programs that will enable aspiring  
 1671 school leaders to obtain their certificate in educational  
 1672 leadership under s. 1012.56. School leader preparation programs  
 1673 must be competency-based, aligned to the principal leadership  
 1674 standards adopted by the state board, and open to individuals  
 1675 employed by public schools, including charter schools and  
 1676 virtual schools. Level I programs may be offered by school  
 1677 districts or postsecondary institutions and lead to initial  
 1678 certification in educational leadership for the purpose of  
 1679 preparing individuals to serve as school administrators. Level  
 1680 II programs may be offered by school districts, build upon Level  
 1681 I training, and lead to renewal certification as a school  
 1682 principal.

3-00195C-17

2017964\_\_

(2) LEVEL I PROGRAMS.—

(b) Renewal of a Level I program's approval shall be for a period of 5 years and shall be based upon evidence of the program's continued ability to meet the requirements of paragraph (a). A postsecondary institution or school district must submit an institutional program evaluation plan in a format prescribed by the department for a Level I program to be considered for renewal. The plan must include:

1. The percentage of personnel who complete the program and are placed in school leadership positions in public schools within the state.

2. Results from the personnel evaluations required under s. 1012.34 for personnel who complete the program.

3. The passage rate of personnel who complete the program on the Florida Education Leadership Examination.

4. The impact personnel who complete the program have on student learning as measured by the formulas developed ~~by the commissioner~~ pursuant to s. 1012.34 ~~s. 1012.34(7)~~.

5. Strategies for continuous improvement of the program.

6. Strategies for involving personnel who complete the program, other school personnel, community agencies, business representatives, and other stakeholders in the program evaluation process.

7. Additional data included at the discretion of the postsecondary institution or school district.

Section 14. This act shall take effect July 1, 2017.

By Senator Bradley

5-01028-17

20171222\_\_

A bill to be entitled

An act relating to school grades; amending s. 1008.34, F.S.; providing that a school exhibits a feeder pattern for the purpose of designating school grades if at least a majority of its students are scheduled to be assigned to the graded school; providing an effective date.

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

Section 1. Paragraph (a) of subsection (3) of section 1008.34, Florida Statutes, is amended to read:

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

(3) DESIGNATION OF SCHOOL GRADES.—

(a) Each school must assess at least 95 percent of its eligible students, except as provided under s. 1008.341 for alternative schools. Each school shall receive a school grade based on the school's performance on the components listed in subparagraphs (b)1. and 2. If a school does not have at least 10 students with complete data for one or more of the components listed in subparagraphs (b)1. and 2., those components may not be used in calculating the school's grade.

1. An alternative school may choose to receive a school grade under this section or a school improvement rating under s. 1008.341. For charter schools that meet the definition of an alternative school pursuant to State Board of Education rule, the decision to receive a school grade is the decision of the charter school governing board.

Page 1 of 2

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

5-01028-17

20171222\_\_

2. A school that serves any combination of students in kindergarten through grade 3 that does not receive a school grade because its students are not tested and included in the school grading system shall receive the school grade designation of a K-3 feeder pattern school identified by the Department of Education and verified by the school district. A school feeder pattern exists if at least a majority ~~60 percent~~ of the students in the school serving a combination of students in kindergarten through grade 3 are scheduled to be assigned to the graded school.

3. If a collocated school does not earn a school grade or school improvement rating for the performance of its students, the student performance data of all schools operating at the same facility must be aggregated to develop a school grade that will be assigned to all schools at that location. A collocated school is a school that has its own unique master school identification number, provides for the education of each of its enrolled students, and operates at the same facility as another school that has its own unique master school identification number and provides for the education of each of its enrolled students.

Section 2. This act shall take effect July 1, 2017.

Page 2 of 2

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.



By Senator Rodriguez

37-01352-17

20171280\_\_

A bill to be entitled

An act relating to mandatory retention; amending s. 1008.25, F.S.; removing the requirement for mandatory retention of a third grade student based on his or her performance on the English Language Arts assessment; conforming provisions to changes made by the act; correcting a cross-reference; providing an effective date.

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

Section 1. Paragraphs (b) and (c) of subsection (5), paragraphs (b) and (c) of subsection (6), subsection (7), and paragraph (a) of subsection (8) of section 1008.25, Florida Statutes, are amended to read:

1008.25 Public school student progression; student support; reporting requirements.—

(5) READING DEFICIENCY AND PARENTAL NOTIFICATION.—

(b) To be promoted to grade 4, a student must score a Level 2 or higher on the statewide, standardized English Language Arts assessment required under s. 1008.22 for grade 3 or meet a good cause exemption pursuant to paragraph (6)(b). ~~If a student's reading deficiency is not remedied by the end of grade 3, as demonstrated by scoring Level 2 or higher on the statewide, standardized assessment required under s. 1008.22 for grade 3, the student must be retained.~~

(c) The parent of any student who exhibits a substantial deficiency in reading, as described in paragraph (a), must be notified in writing of the following:

Page 1 of 8

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

37-01352-17

20171280\_\_

1. That his or her child has been identified as having a substantial deficiency in reading.

2. A description of the current services that are provided to the child.

3. A description of the proposed supplemental instructional services and supports that will be provided to the child that are designed to remediate the identified area of reading deficiency.

~~4. That if the child's reading deficiency is not remediated by the end of grade 3, the child must be retained unless he or she is exempt from mandatory retention for good cause.~~

4.5- Strategies for parents to use in helping their child succeed in reading proficiency.

5.6- That the statewide, standardized English Language Arts assessment is not the sole determiner of promotion and that additional evaluations, portfolio reviews, and assessments are available to the child to assist parents and the school district in knowing when a child is reading at or above grade level and ready for grade promotion.

6.7- The district's specific criteria and policies for a portfolio as provided in subparagraph (6)(b)4. and the evidence required for a student to demonstrate mastery of Florida's academic standards for English Language Arts. A parent of a student in grade 3 who is identified anytime during the year as being at risk of retention may request that the school immediately begin collecting evidence for a portfolio.

7.8- The district's specific criteria and policies for midyear promotion. Midyear promotion means promotion of a retained student at any time during the year of retention once

Page 2 of 8

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

37-01352-17

20171280

the student has demonstrated ability to read at grade level.

(6) ELIMINATION OF SOCIAL PROMOTION.—

(b) ~~The district school board may only exempt students from mandatory retention, as provided in paragraph (5) (b), for good cause.~~ A student who is promoted to grade 4 with a good cause exemption shall be provided intensive reading instruction and intervention that include specialized diagnostic information and specific reading strategies to meet the needs of each student so promoted. The school district shall assist schools and teachers with the implementation of reading strategies for students promoted with a good cause exemption which research has shown to be successful in improving reading among students who have reading difficulties. Good cause exemptions are limited to the following:

1. Limited English proficient students who have had less than 2 years of instruction in an English for Speakers of Other Languages program based on the initial date of entry into a school in the United States.

2. Students with disabilities whose individual education plan indicates that participation in the statewide assessment program is not appropriate, consistent with the requirements of s. 1008.212.

3. Students who demonstrate an acceptable level of performance on an alternative standardized reading or English Language Arts assessment approved by the State Board of Education.

4. A student who demonstrates through a student portfolio that he or she is performing at least at Level 2 on the statewide, standardized English Language Arts assessment.

37-01352-17

20171280

5. Students with disabilities who take the statewide, standardized English Language Arts assessment and who have an individual education plan or a Section 504 plan that reflects that the student has received intensive instruction in reading or English Language Arts for more than 2 years but still demonstrates a deficiency and was previously retained in kindergarten, grade 1, grade 2, or grade 3.

6. Students who have received intensive reading intervention for 2 or more years but still demonstrate a deficiency in reading and who were previously retained in kindergarten, grade 1, grade 2, or grade 3 for a total of 2 years. A student may not be retained more than once in grade 3.

7. Students who have received intensive remediation in reading or English Language Arts for 2 or more years but still demonstrate a deficiency and who were previously retained in kindergarten, grade 1, grade 2, or grade 3 for a total of 2 years. Intensive instruction for students so promoted must include an altered instructional day that includes specialized diagnostic information and specific reading strategies for each student. The district school board shall assist schools and teachers to implement reading strategies that research has shown to be successful in improving reading among low-performing readers.

(c) Requests for good cause exemptions ~~for students from the mandatory retention requirement~~ as described in subparagraphs (b)3. and 4. shall be made consistent with the following:

1. Documentation shall be submitted from the student's teacher to the school principal that indicates that the

37-01352-17

20171280\_\_

promotion of the student is appropriate and is based upon the student's academic record. In order to minimize paperwork requirements, such documentation shall consist only of the existing progress monitoring plan, individual educational plan, if applicable, report card, or student portfolio.

2. The school principal shall review and discuss such recommendation with the teacher and make the determination as to whether the student should be promoted or retained. If the school principal determines that the student should be promoted, the school principal shall make such recommendation in writing to the district school superintendent. The district school superintendent shall accept or reject the school principal's recommendation in writing.

(7) SUCCESSFUL PROGRESSION FOR RETAINED THIRD GRADE STUDENTS.—

(a) A student ~~Students~~ retained for a reading deficiency ~~under the provisions of paragraph (5) (b)~~ must be provided intensive interventions in reading to ameliorate the student's specific reading deficiency, as identified by a valid and reliable diagnostic assessment. This intensive intervention must include effective instructional strategies, participation in the school district's summer reading camp, and appropriate teaching methodologies necessary to assist those students in becoming successful readers, able to read at or above grade level, and ready for promotion to the next grade.

(b) Each school district shall:

1. Provide third grade students who are retained for reading deficiencies ~~under the provisions of paragraph (5) (b)~~ with intensive instructional services and supports to remediate

37-01352-17

20171280\_\_

the identified areas of reading deficiency, including participation in the school district's summer reading camp as required under paragraph (a) and a minimum of 90 minutes of daily, uninterrupted, scientifically research-based reading instruction which includes phonemic awareness, phonics, fluency, vocabulary, and comprehension and other strategies prescribed by the school district, which may include, but are not limited to:

- a. Integration of science and social studies content within the 90-minute block.
- b. Small group instruction.
- c. Reduced teacher-student ratios.
- d. More frequent progress monitoring.
- e. Tutoring or mentoring.
- f. Transition classes containing 3rd and 4th grade students.
- g. Extended school day, week, or year.

2. Provide written notification to the parent of a student who is retained for a reading deficiency ~~under the provisions of paragraph (5) (b)~~ that his or her child has not met the proficiency level required for promotion and the reasons the child is not eligible for a good cause exemption as provided in paragraph (6) (b). The notification must comply with the provisions of s. 1002.20(15) and must include a description of proposed interventions and supports that will be provided to the child to remediate the identified areas of reading deficiency.

3. Implement a policy for the midyear promotion of a student retained for a reading deficiency ~~under the provisions of paragraph (5) (b)~~ who can demonstrate that he or she is a successful and independent reader and performing at or above

37-01352-17 20171280\_\_

grade level in reading or, upon implementation of English Language Arts assessments, performing at or above grade level in English Language Arts. Tools that school districts may use in reevaluating a student retained may include subsequent assessments, alternative assessments, and portfolio reviews, in accordance with rules of the State Board of Education. Students promoted during the school year after November 1 must demonstrate proficiency levels in reading equivalent to the level necessary for the beginning of grade 4. The rules adopted by the State Board of Education must include standards that provide a reasonable expectation that the student's progress is sufficient to master appropriate grade 4 level reading skills.

4. Provide students who are retained for reading deficiencies ~~under the provisions of paragraph (5)(b)~~ with a highly effective teacher as determined by the teacher's performance evaluation under s. 1012.34.

5. Establish at each school, when applicable, an Intensive Acceleration Class for retained grade 3 students who subsequently score Level 1 on the required statewide, standardized assessment identified in s. 1008.22. The focus of the Intensive Acceleration Class shall be to increase a child's reading and English Language Arts skill level at least two grade levels in 1 school year. The Intensive Acceleration Class shall:

- Be provided to a student in grade 3 who scores Level 1 on the statewide, standardized English Language Arts assessment and who was retained in grade 3 the prior year because of scoring Level 1.
- Have a reduced teacher-student ratio.
- Provide uninterrupted reading instruction for the

37-01352-17 20171280\_\_

majority of student contact time each day and incorporate opportunities to master the grade 4 Next Generation Sunshine State Standards in other core subject areas.

- Use a reading program that is scientifically research-based and has proven results in accelerating student reading achievement within the same school year.
- Provide intensive language and vocabulary instruction using a scientifically research-based program, including use of a speech-language therapist.

(8) ANNUAL REPORT.—

- In addition to the requirements in paragraph (5)(c) ~~(5)(b)~~, each district school board must annually report to the parent of each student the progress of the student toward achieving state and district expectations for proficiency in English Language Arts, science, social studies, and mathematics. The district school board must report to the parent the student's results on each statewide, standardized assessment. The evaluation of each student's progress must be based upon the student's classroom work, observations, tests, district and state assessments, and other relevant information. Progress reporting must be provided to the parent in writing in a format adopted by the district school board.

Section 2. This act shall take effect July 1, 2017.

3000

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Thomas Dortch, Jr.***

is duly appointed a member of the

**Board of Trustees,  
Florida Agricultural and Mechanical  
University**

for a term beginning on the Twenty-First day of January, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.



*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Eighth day of April, A.D., 2016*

*Ken Detzner*

Secretary of State

DSDE 99 (3/03)

The original document has a reflective line mark in paper. Hold at an angle to view when checking.



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA

Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:55

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
[www.flbog.edu](http://www.flbog.edu)

January 27, 2016

Mr. Thomas Dortch Jr.  
230 Peachtree Street, Suite 1601  
Atlanta, Georgia 30303

Dear Mr. Dortch:

On Thursday, January 21, 2016, the Florida Board of Governors approved the recommendation made by its Nomination and Governance Committee to appoint you as a member of the Florida A & M University. Please accept our congratulations.

The appointment acknowledges your record of public service and numerous career milestones. Your achievements are sure to provide expertise to the State University System of Florida and Florida A & M University as you serve in the capacity of a trustee. The appointment, subject to confirmation by the Florida Senate, and your attendance of a System orientation session conducted by the Board of Governors, is for a term that began January 21, 2016 and ends on January 6, 2021.

Your role as a trustee is vital to the governance and success of our System. Members of the Board of Governors rely on all the university trustees to exercise due diligence in connection with their oversight responsibilities for our universities.

Thank you for your willingness to serve. We look forward to working with you as a member of the Florida A & M University Board of Trustees.

Sincerely,

Marshall M. Criser III  
Chancellor

c: Tom Knutz, Chair, Board of Governors  
Mori Hosseini, Chair, Nomination and Governance Committee  
Cleve Warren, Chair, Board of Trustees  
Dr. Elmira Mangum, President, Florida A&M University  
Linda Barge-Miles, Board of Trustees Liaison  
Vikki Shirley, Corporate Secretary  
Paige Beles, University Trustees Coordinator



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2018 JAN 29 AM 11:55

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 29, 2016

MEMORANDUM

To: Ms. Inez Williams

From: Vikki Shirley *VKS*  
General Counsel and Corporate Secretary

Subject: Appointments to the University Boards of Trustees by the  
Board of Governors, January 21, 2016

This is to advise you that the Board of Governors made the following appointments to the University Boards of Trustees, on Thursday, January 21, 2016.

To the Florida A & M University Board of Trustees: Mr. Thomas Dortch Jr. was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Spurgeon McWilliams, and Mr. Craig Reed was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Karl White.

To the Florida Atlantic University Board of Trustees: Mr. Robert Stilley was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Shaun Davis was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Paul Tanner.

To the Florida International University Board of Trustees: Mr. Gerald Grant was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the Florida Polytechnic University Board of Trustees: Dr. Sandra Featherman was reappointed for a second term ending July 15, 2020, to the seat which she previously held, and Mr. Frank Martin was reappointed for a second term ending July 15, 2020, to the seat which he previously held.

Ms. Inez Williams  
January 29, 2016  
Page 2 of 3

To the Florida State University Board of Trustees: Mr. Edward Burr was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Craig Mateer was appointed for a term ending January 6, 2021, to the seat previously held by Dr. Joseph Camps.

To the New College of Florida Board of Trustees: Ms. Audrey Coleman was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. John Lilly was appointed for a term ending January 6, 2021, to the seat previously held by Ms. Mary Ruiz.

To the University of Central Florida Board of Trustees: Mr. Marcos Marchena was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Alexander Martins was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the University of Florida Board of Trustees: Ms. Marsha Powers was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Charles Edwards.

To the University of North Florida Board of Trustees: Ms. Sharon Wamble-King was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. Paul McElroy was appointed for a term ending January 6, 2021, to the seat previously held by Joan Newton.

To the University of South Florida Board of Trustees: Ms. Stephanie Goforth was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Ms. Nancy Watkins was reappointed for a second term ending January 6, 2021, to the seat which she previously held.

To the University of West Florida Board of Trustees: Mr. David Cleveland was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Richard Baker was appointed for a term ending January 6, 2021, to the seat previously held by Pamela Dana.



Ms. Inez Williams  
January 29, 2016  
Page 3 of 3

Attached are copies of the letters from Chancellor Marshall M. Criser III.

Thank you for your assistance in processing these appointments for their Senate confirmation. Please call me if you need additional information.

VS/pb  
Enclosures

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of \_\_\_\_\_

RECEIVED  
DEPARTMENT OF  
2016 MAR 17 AM 10:02

DIVISION OF ELECTIONS

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Member, Board of Trustees, Florida A&M University

\_\_\_\_\_  
(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Thomas W. Dortch, Jr.  
Signature

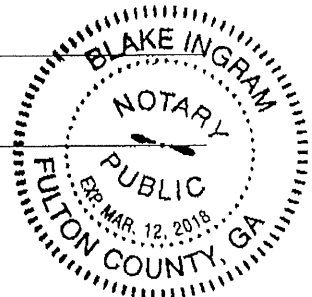
Sworn to and subscribed before me this 14 day of MARCH, 2016.

Blake Ingram  
Signature of Officer Administering Oath or of Notary Public

BLAKE INGRAM  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_



## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

230 Peachtree Street NW - Suite 1601

Street or Post Office Box

Atlanta, GA 30303

City, State, Zip Code

Thomas W. Dortch, Jr.

Print name as you desire commission issued

Thomas W. Dortch, Jr.  
Signature

5 (only)  
3000

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

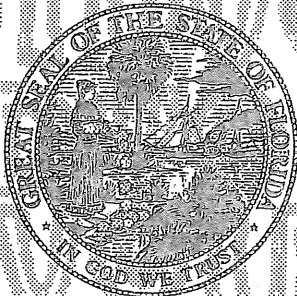
I, Ken Detzner, Secretary of State,  
do hereby certify that

***Craig Reed***

is duly appointed a member of the

**Board of Trustees,  
Florida Agricultural and Mechanical  
University**

for a term beginning on the Twenty-Second day of April, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.



*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the First day of June, A.D., 2016.*

*Ken Detzner*

Secretary of State



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 27 AM 9:17  
DIVISION OF ELECTIONS

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

April 25, 2016

MEMORANDUM

To: Ms. Inez Williams

From: Vikki Shirley \VRS  
General Counsel and Corporate Secretary

Subject: Reappointments to the University Boards of Trustees by the  
Board of Governors

This memo is to advise you that the Board of Governors approved the following reappointments to the university boards of trustees listed below on April 22, 2016. Both reappointments were made because the Senate took no action on the appointees during the 2016 Legislative Session. Section 114.05(1)(e), Florida Statutes, provides that a vacancy exists in the office when the Senate fails to take action on an appointee prior to adjournment sine die; however, an appointee may be reappointed.

To the Florida Agricultural and Mechanical University Board of Trustees: Mr. Craig Reed was reappointed for a term ending January 6, 2021, to the seat which he previously held.

To the Florida State University Board of Trustees: Mr. Craig Mateer was reappointed for a term ending January 6, 2021, to the seat which he previously held.

Attached are copies of the reappointment letters from Chancellor Marshall Criser III.

Thank you for your assistance in processing these appointments for their Senate confirmation. Please call me if you need additional information.

VS/pb

Enclosures



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

RECEIVED  
16 APR 27 AM 11:33  
DIVISION OF ELECTIONS  
SECRETARY OF STATE

April 25, 2016

Mr. Craig Reed  
Run Plaza 735/1355-8,  
974 Centre Road Chestnut  
Wilmington, Delaware 19805

Dear Mr. Reed:

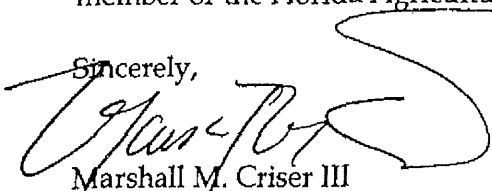
Some trustee appointments made by the Board of Governors to university boards of trustees were not acted upon by the Florida Senate during the 2016 legislative session. Pursuant to Florida law, an appointee in this position remains in his or her appointed seat for a period of forty-five days from sine die and is eligible for reappointment by the appointing authority. The Board of Governors met by conference call on April 22, 2016, to take up the reappointments and I am pleased to inform you of your reappointment to the Florida Agricultural and Mechanical University Board of Trustees.

The reappointment acknowledges your service to the university and numerous career milestones. Your achievements are sure to provide expertise to the State University System of Florida and Florida Agricultural and Mechanical University as you continue to serve in the capacity of a trustee. The reappointment, subject to confirmation by the Florida Senate during the regular 2017 legislative session, is for a term that began April 22, 2016 and ends on January 6, 2021. The Florida Department of State will be sending you a new application for Senate confirmation that you will need to complete and return to the Department. Please let us know if we can assist you in that regard.

Your role as a trustee is vital to the governance and success of our System. Members of the Board of Governors rely on all the university trustees to provide the appropriate level of due diligence in connection with their oversight responsibilities for our universities.

Thank you for your willingness to serve. We look forward to continuing to work with you as a member of the Florida Agricultural and Mechanical University Board of Trustees.

Sincerely,



Marshall M. Criser III  
Chancellor

- c: Tom Kuntz, Chair, Board of Governors  
Cleve Warren, Chair, Florida Agricultural and Mechanical University Board of Trustees  
Dr. Elmira Mangum, President, Florida Agricultural and Mechanical University  
Linda Barge-Miles, Board of Trustees Liaison

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

RECEIVED  
DEPARTMENT OF STATE  
2016 MAY 23 AM 10:20

DIVISION OF ELECTIONS

STATE OF ~~FLORIDA~~ DELAWARE

County of NEW CASTLE

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Board of Trustees, Florida Agricultural and Mechanical University

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Signature

Sworn to and subscribed before me this 13<sup>th</sup> day of May, 2016

April Harpster

Signature of Officer Administering Oath or of Notary Public

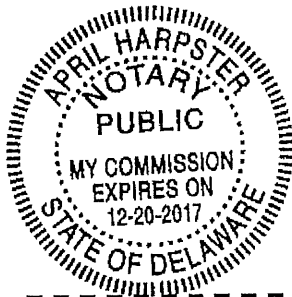
APRIL HARPSTER

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR

Produced Identification ☐

Type of Identification Produced



## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☒ Home ☐ Office

3904 White Stone Road

Street or Post Office Box

Newtown Square, PA, 19073

City, State, Zip Code

Craig Reed

Print name as you desire commission issued

Signature



3000

STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Belvin Perry, Jr.***

is duly appointed a member of the

**Board of Trustees,  
Florida Agricultural and Mechanical  
University**

for a term beginning on the Twenty-Fourth day of March, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.



Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Twenty-Ninth day of April, A.D., 2016.

*Ken Detzner*

Secretary of State

DSDE 99 (3/03)

The original document has a reflective line mark in paper. Hold at an angle to view when checking.



**RICK SCOTT**  
GOVERNOR

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 11 PM 2:29  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

April 5, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following appointment under the provisions of Section 1001.71, Florida Statutes:

Mr. Belvin Perry

as a member of the Board of Trustees, Florida A and M University, succeeding Belinda Shannon, subject to confirmation by the Senate. This appointment is effective March 24, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj



# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of ORANGE

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 25 PM 12:00

DEPARTMENT OF  
DIVISION OF ELECTIONS

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Board of Trustees, Florida A & M University

(Title of Office)

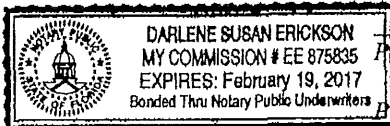
on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Belvin Perry, Jr.  
Signature

Sworn to and subscribed before me this 20th day of April, 2016.

Darlene Susan Erickson  
Signature of Officer Administering Oath or of Notary Public



Darlene Susan Erickson  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

P. O. Box 905

Street or Post Office Box

Orlando, FL 32802

City, State, Zip Code

Belvin Perry, Jr.

Print name as you desire commission issued

Belvin Perry, Jr.  
Signature

3000

STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections

I, Ken Detzner, Secretary of State,  
do hereby certify that

*Harold Mills*

is duly appointed a member of the

**Board of Trustees,  
Florida Agricultural and Mechanical  
University**

for a term beginning on the Twelfth day of May, A.D., 2016,  
until the Sixth day of January, A.D., 2021 and is subject to be  
confirmed by the Senate during the next regular session of the  
Legislature.



*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Fifth day of December, A.D., 2016.*

*Ken Detzner*

Secretary of State

DSDE 99 (3/03)

The original document has a reflective line mark in paper. Hold at an angle to view when checking.



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF  
2016 MAY 17 AM 9:43  
DIVISION OF ELECTIONS

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

May 16, 2016

MEMORANDUM

To: Ms. Inez Williams

From: Vikki Shirley  
General Counsel and Corporate Secretary

Subject: Appointment to the Florida Agricultural and Mechanical University  
Board of Trustees by the Board of Governors, May 12, 2016

This is to advise that the Board of Governors appointed Mr. Harold Mills to the Florida Agricultural and Mechanical University Board of Trustees on May 12, 2016. Mr. Mills was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Cleve Warren.

Attached is a copy of the letter from Chancellor Marshall Criser III to Mr. Mills.

Thank you for your assistance in processing this appointment for Senate confirmation. Please call me if you need additional information.

VS/pb  
Enclosure



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF  
2016 MAY 17 AM 9:43  
DIVISION OF ELECTIONS

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

May 16, 2016

Mr. Harold F. Mills  
11900 Lake Butler Boulevard  
Windermere, Florida 34786

Dear Mr. Mills:

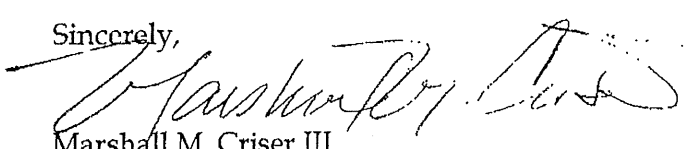
On Thursday, May 12, 2016, the Florida Board of Governors approved the recommendation made by its Nomination and Governance Committee to appoint you as a member of the Florida Agricultural and Mechanical University Board of Trustees. Please accept our congratulations.

The appointment acknowledges your record of public service and numerous career milestones. Your achievements are sure to provide expertise to the State University System of Florida and Florida Agricultural and Mechanical University as you serve in the capacity of a trustee. The appointment, subject to confirmation by the Florida Senate, and your attendance of a System orientation session conducted by the Board of Governors, is for a term that began May 12, 2016 and ends on January 6, 2021.

Your role as a trustee is vital to the governance and success of our System. Members of the Board of Governors rely on all the university trustees to exercise due diligence in connection with their oversight responsibilities for our universities.

Thank you for your willingness to serve. We look forward to working with you as a member of the Florida Agricultural and Mechanical University Board of Trustees.

Sincerely,

  
Marshall M. Criser III  
Chancellor

c: Tom Kuntz, Chair, Board of Governors and  
Nomination and Governance Committee  
Kelvin Lawson, Chair, Board of Trustees  
Dr. Elmira Mangum, President, Florida A&M University  
Linda Barge-Miles, Board of Trustees Liaison  
Vikki Shirley, Corporate Secretary  
Paige Beles, University Trustees Coordinator

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Orange

RECEIVED  
2016 NOV 22 PM 3:25

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

BOARD OF TRUSTEES, FLORIDA AGRICULTURAL AND MECHANICAL UNIVERSITY

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Signature

Sworn to and subscribed before me this 17 day of November, 2016.

Signature of Officer Administering Oath or of Notary Public

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced



MINDY S. WOODTHORP  
NOTARY PUBLIC  
STATE OF FLORIDA  
Comm# EE864707  
Expires 1/13/2017

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☒ Home ☐ Office

11900 Lake Butler Blvd  
Street or Post Office Box

Wintermere, FL 34786  
City, State, Zip Code

Harold F. Mills  
Print name as you desire commission issued  
[Signature]  
Signature

3005

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

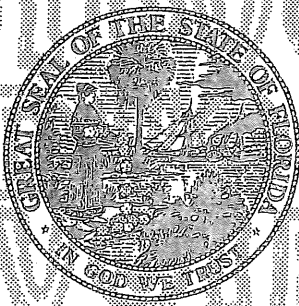
I, Ken Detzner, Secretary of State,  
do hereby certify that

***Malcolm Joel Dorman***

is duly appointed a member of the

**Board of Trustees,  
Florida Atlantic University**

for a term beginning on the Twenty-Fourth day of March, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.



*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Twenty-Seventh day of June, A.D., 2016.*

*Ken Detzner*

Secretary of State

DSDE 99 (3/03)

The original document has a reflective line mark in paper. Hold at an angle to view when checking.

If photocopied or chemically altered, the word "VOID" will appear.

"State of Florida" appears in small letters across the face of this 8 1/2 x 11" document





**RICK SCOTT**  
GOVERNOR

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 11 PM 2:28  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

April 5, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following appointment under the provisions of Section 1001.71, Florida Statutes:

Dr. Malcolm J. Dorman  
3111 South Dixie Highway  
Suite 101  
West Palm Beach, Florida 33473

as a member of the Board of Trustees, Florida Atlantic University, succeeding Julius Teske, subject to confirmation by the Senate. This appointment is effective March 24, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

RECEIVED  
DEPT. OF STATE

STATE OF FLORIDA

2016 JUN 20 AM 10:22

County of

Palm Beach

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Board of Trustees, Florida Atlantic University  
(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Malcolm J. Dormax M.D.  
Signature

Sworn to and subscribed before me this 1<sup>st</sup> day of June, 2016.

Lillian Dukate  
Signature of Officer Administering Oath or of Notary Public



Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR

Produced Identification ☐

Type of Identification Produced \_\_\_\_\_

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☒ Home ☐ Office

8642 Yellow Rose Court

Street or Post Office Box

Boynton Beach FL 33473

City, State, Zip Code

Malcolm Joel Dormax M.D.

Print name as you desire commission issued

Malcolm J. Dormax M.D.  
Signature



3005

STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Robert J. Stilley***

is duly appointed a member of the

**Board of Trustees,  
Florida Atlantic University**

for a term beginning on the Twenty-First day of January, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Twentieth day of May, A.D., 2016.*



*Ken Detzner*  
Secretary of State



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:56

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 27, 2016

Mr. Robert Stilley  
760 North US 1  
Tequesta, Florida 33469

Dear Mr. Stilley:

On Thursday, January 21, 2016, the Florida Board of Governors approved the recommendation made by its Nomination and Governance Committee to reappoint you as a member of the Florida Atlantic University Board of Trustees. Please accept our congratulations.

The reappointment acknowledges your record of public service and numerous career milestones. Your achievements are sure to provide expertise to the State University System of Florida and Florida Atlantic University as you continue to serve in the capacity of a trustee. The reappointment, subject to confirmation by the Florida Senate, and your attendance of a System orientation session conducted by the Board of Governors, is for a term that began January 21, 2016 and ends on January 6, 2021.

Your role as a trustee is vital to the governance and success of our System. Members of the Board of Governors rely on all the university trustees to exercise due diligence in connection with their oversight responsibilities for our universities.

Thank you for your willingness to serve. We look forward to continuing to work with you as a member of the Florida Atlantic University Board of Trustees.

Sincerely,

A handwritten signature in black ink, appearing to read "Marshall M. Criser III", is written over a horizontal line.

Marshall M. Criser III  
Chancellor

c: Tom Knutz, Chair, Board of Governors  
Mori Hosseini, Chair, Nomination and Governance Committee  
Anthony Barbar, Chair, Board of Trustees  
John Kelly, President, Florida Atlantic University  
Andrew LaPlant, Board of Trustees Liaison  
Vikki Shirley, Corporate Secretary  
Paige Beles, University Trustee Coordinator



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:55

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 29, 2016

MEMORANDUM

To: Ms. Inez Williams

From: Vikki Shirley *VKS*  
General Counsel and Corporate Secretary

Subject: Appointments to the University Boards of Trustees by the  
Board of Governors, January 21, 2016

This is to advise you that the Board of Governors made the following appointments to the University Boards of Trustees, on Thursday, January 21, 2016.

To the Florida A & M University Board of Trustees: Mr. Thomas Dortch Jr. was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Spurgeon McWilliams, and Mr. Craig Reed was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Karl White.

To the Florida Atlantic University Board of Trustees: Mr. Robert Stilley was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Shaun Davis was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Paul Tanner.

To the Florida International University Board of Trustees: Mr. Gerald Grant was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the Florida Polytechnic University Board of Trustees: Dr. Sandra Featherman was reappointed for a second term ending July 15, 2020, to the seat which she previously held, and Mr. Frank Martin was reappointed for a second term ending July 15, 2020, to the seat which he previously held.

Ms. Inez Williams

January 29, 2016

Page 2 of 3

To the Florida State University Board of Trustees: Mr. Edward Burr was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Craig Mateer was appointed for a term ending January 6, 2021, to the seat previously held by Dr. Joseph Camps.

To the New College of Florida Board of Trustees: Ms. Audrey Coleman was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. John Lilly was appointed for a term ending January 6, 2021, to the seat previously held by Ms. Mary Ruiz.

To the University of Central Florida Board of Trustees: Mr. Marcos Marchena was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Alexander Martins was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the University of Florida Board of Trustees: Ms. Marsha Powers was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Charles Edwards.

To the University of North Florida Board of Trustees: Ms. Sharon Wamble-King was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. Paul McElroy was appointed for a term ending January 6, 2021, to the seat previously held by Joan Newton.

To the University of South Florida Board of Trustees: Ms. Stephanie Goforth was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Ms. Nancy Watkins was reappointed for a second term ending January 6, 2021, to the seat which she previously held.

To the University of West Florida Board of Trustees: Mr. David Cleveland was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Richard Baker was appointed for a term ending January 6, 2021, to the seat previously held by Pamela Dana.

Ms. Inez Williams

January 29, 2016

Page 3 of 3

Attached are copies of the letters from Chancellor Marshall M. Criser III.

Thank you for your assistance in processing these appointments for their Senate confirmation. Please call me if you need additional information.

VS/pb

Enclosures

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

RECEIVED  
DEPARTMENT OF STATE

STATE OF FLORIDA

County of Palm Beach

2016 MAY 19 AM 9:15

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Florida Atlantic University

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Robert J. Stilley  
Signature

Sworn to and subscribed before me this 18<sup>th</sup> day of May, 2016.

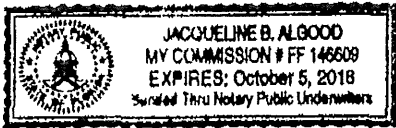
Jacqueline B. Algood  
Signature of Officer Administering Oath or of Notary Public

Jacqueline B. Algood  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR

Produced Identification ☐

Type of Identification Produced \_\_\_\_\_



## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

760 North US Highway One

Street or Post Office Box

Tequesta, FL 33469

City, State, Zip Code

Robert J. Stilley

Print name as you desire commission issued

Robert J. Stilley  
Signature



3005

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

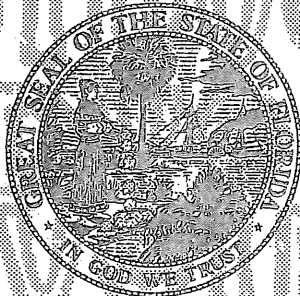
I, Ken Detzner, Secretary of State,  
do hereby certify that

***Abdol Moabery***

is duly appointed a member of the

**Board of Trustees,  
Florida Atlantic University**

for a term beginning on the Twenty-Fourth day of March, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.



*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the First day of June, A.D., 2016.*

*Ken Detzner*

Secretary of State



**RICK SCOTT**  
GOVERNOR

*Amended*  
RECEIVED  
DEPARTMENT OF STATE

2016 MAY -6 PM 2:52

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

April 29, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have amended the following reappointment under the provisions of Section 1001.71, Florida Statutes:

Mr. Abdol Moabery  
9294 Hawk Shadow Lane  
Delray Beach, Florida 33446

as a member of the Board of Trustees, Florida Atlantic University, subject to confirmation by the Senate. This appointment is effective March 24, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj



# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of

Palm Beach

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 22 AM 10:26  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

TRUSTEE - FLORIDA ATLANTIC UNIV.  
(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

[Signature]  
Signature

Sworn to and subscribed before me this 19<sup>th</sup> day of APRIL, 2016.

[Signature]  
Signature of Officer Administering Oath or of Notary Public

CARLA PADRON  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_



Carla Padron  
COMMISSION #EE870821  
EXPIRES: FEB. 03, 2017  
WWW.AARONNOTARY.COM

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

1850 NW 49<sup>th</sup> Street A B DOL Mosberg  
Street or Post Office Box

FT. LAUDERDALE, FL 33309  
City, State, Zip Code

Print name as you desire commission issued

[Signature]  
Signature

3005

STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Shaun M. Davis***

is duly appointed a member of the

**Board of Trustees,  
Florida Atlantic University**

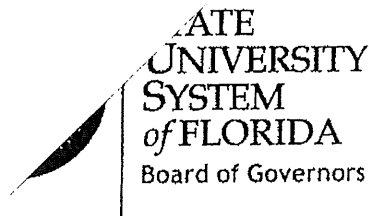
for a term beginning on the Twenty-First day of January, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.



Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Tenth day of May, A.D., 2016.

*Ken Detzner*

Secretary of State



RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:55

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 29, 2016

MEMORANDUM

To: Ms. Inez Williams

From: Vikki Shirley *VKS*  
General Counsel and Corporate Secretary

Subject: Appointments to the University Boards of Trustees by the  
Board of Governors, January 21, 2016

This is to advise you that the Board of Governors made the following appointments to the University Boards of Trustees, on Thursday, January 21, 2016.

To the Florida A & M University Board of Trustees: Mr. Thomas Dortch Jr. was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Spurgeon McWilliams, and Mr. Craig Reed was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Karl White.

To the Florida Atlantic University Board of Trustees: Mr. Robert Stilley was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Shaun Davis was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Paul Tanner.

To the Florida International University Board of Trustees: Mr. Gerald Grant was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the Florida Polytechnic University Board of Trustees: Dr. Sandra Featherman was reappointed for a second term ending July 15, 2020, to the seat which she previously held, and Mr. Frank Martin was reappointed for a second term ending July 15, 2020, to the seat which he previously held.



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:56

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 27, 2016

Mr. Shaun Davis  
2521 Hollywood Boulevard  
Hollywood, Florida 33020

Dear Mr. Davis:

On Thursday, January 21, 2016, the Florida Board of Governors approved the recommendation made by its Nomination and Governance Committee to appoint you as a member of the Florida Atlantic University. Please accept our congratulations.

The appointment acknowledges your record of public service and numerous career milestones. Your achievements are sure to provide expertise to the State University System of Florida and Florida Atlantic University as you serve in the capacity of a trustee. The appointment, subject to confirmation by the Florida Senate, and your attendance of a System orientation session conducted by the Board of Governors, is for a term that began January 21, 2016 and ends on January 6, 2021.

Your role as a trustee is vital to the governance and success of our System. Members of the Board of Governors rely on all the university trustees to exercise due diligence in connection with their oversight responsibilities for our universities.

Thank you for your willingness to serve. We look forward to working with you as a member of the Florida Atlantic University Board of Trustees.

Sincerely,

A handwritten signature in black ink, appearing to read "Marshall M. Criser III".

Marshall M. Criser III  
Chancellor

c: Tom Knutz, Chair, Board of Governors  
Mori Hosseini, Chair, Nomination and Governance Committee  
Anthony Barbar, Chair, Board of Trustees  
John Kelly, President, Florida Atlantic University  
Andrew LaPlant, Board of Trustees Liaison  
Vikki Shirley, Corporate Secretary  
Paige Beles, University Trustee Coordinator

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Broward

RECEIVED  
DEPARTMENT OF STATE  
2016 MAY -9 AM 9:42  
DIVISION OF ELECTIONS

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

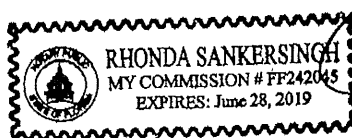
Board of Trustees, Florida Atlantic University

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

[Signature]  
Signature



Sworn to and subscribed before me this 8 day of February, 2016.

[Signature]  
Signature of Officer Administering Oath or of Notary Public

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

2521 Hollywood Boulevard

Street or Post Office Box

Hollywood, Florida 33020

City, State, Zip Code

Shaun M. Davis

Print name as you desire commission issued

[Signature]  
Signature

3010

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Kenneth W. Bradley***

is duly appointed a member of the

**Board of Trustees,  
University of Central Florida**

for a term beginning on the Eighth day of February, A.D., 2016,  
until the Sixth day of January, A.D., 2021 and is subject to be  
confirmed by the Senate during the next regular session of the  
Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Eighth day of June, A.D., 2016.*



*Ken Detzner*

Secretary of State

DSDE.99 (3/03)

The original document has a reflective line mark in paper. Hold at an angle to view when checking.

If photocopied or chemically altered, the word "VOID" will appear.

"State of Florida" appears in small letters across the face of this 8 1/2 x 11" document.





**RICK SCOTT**  
GOVERNOR

RECEIVED  
DEPARTMENT OF STATE

2016 APR 11 PM 2:29

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

April 7, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following appointment under the provisions of Section 1001.71, Florida Statutes:

The Honorable Kenneth W. Bradley  
1612 Elizabeths Walk  
Winter Park, Florida 32789

as a member of the Board of Trustees, University of Central Florida, succeeding Olga Calvet, subject to confirmation by the Senate. This appointment is effective February 8, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Orange

RECEIVED  
DEPARTMENT OF  
2016 JUN -7 AM 9:21

DIVISION OF ELECTIONS

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Board of Trustees, University of Central Florida

(Title of Office)

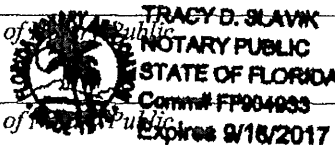
on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Kenneth W. Bradley  
Signature

Sworn to and subscribed before me this 11 day of May, 2016.

Tracy D. Slavik  
Signature of Officer Administering Oath or of Notary Public



Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☐ OR Produced Identification ☒

Type of Identification Produced FL Driver's License

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☒ Home ☐ Office

1612 Elizabeth's Walk  
Street or Post Office Box  
Winter Park, Florida 32789  
City, State, Zip Code

Kenneth W. Bradley  
Print name as you desire commission issued  
Kenneth W. Bradley  
Signature



3010

STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections

I, Ken Detzner, Secretary of State,  
do hereby certify that

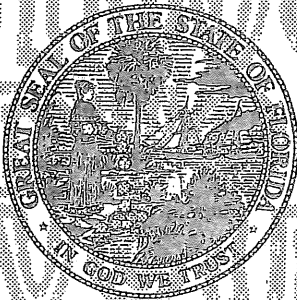
***David M. Walsh***

is duly appointed a member of the

**Board of Trustees,  
University of Central Florida**

for a term beginning on the Eighth day of February, A.D., 2016,  
until the Sixth day of January, A.D., 2021 and is subject to be  
confirmed by the Senate during the next regular session of the  
Legislature

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the First day of July, A.D., 2016.*



*Ken Detzner*

Secretary of State

DSDE 99 (3/03)

The original document has a reflective line mark in paper. Hold at an angle to view when checking.

If photocopied or chemically altered, the word "VOID" will appear.

"State of Florida" appears in small letters across the face of this 8 1/2 x 11" document



**RICK SCOTT**  
GOVERNOR

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 11 PM 2:29  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

April 7, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following appointment under the provisions of Section 1001.71, Florida Statutes:

Mr. David M. Walsh  
370 Twelve Oaks Drive  
Winter Springs, Florida 32708

as a member of the Board of Trustees, University of Central Florida, succeeding Alan Florez, subject to confirmation by the Senate. This appointment is effective February 8, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

RECEIVED  
DEPARTMENT OF STATE

2016 MAY -3 AM 11:19

STATE OF FLORIDA

County of

Seminole

DEPARTMENT OF STATE

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Board of Trustees, University of Central Florida  
(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Signature

David M. Walsh

Sworn to and subscribed before me this 23 day of April, 2016.



Cynthia C. El Drissi

Signature of Officer Administering Oath or of Notary Public

CYNTHIA C. EL DRISSI

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR

Produced Identification ☐

Type of Identification Produced

personally known

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address:



Home



Office

370 Twelve Oaks Dr.

Street or Post Office Box

Winter Springs, FL 32708

City, State, Zip Code

David M. Walsh

Print name as you desire commission issued

Signature

David M. Walsh

3010

**STATE OF FLORIDA**  
**DEPARTMENT OF STATE**  
**Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

***John R. Sprouls***

is duly appointed a member of the

**Board of Trustees,  
University of Central Florida**

for a term beginning on the Eighth day of February, A.D., 2016,  
until the Sixth day of January, A.D., 2021 and is subject to be  
confirmed by the Senate during the next regular session of the  
Legislature.



*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Eighteenth day of May, A.D. 2016.*

*Ken Detzner*

Secretary of State



**RICK SCOTT**  
GOVERNOR

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 11 PM 2:29  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

April 7, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following reappointment under the provisions of Section 1001.71, Florida Statutes:

Mr. John R. Sprouls  
6228 Blakeford Drive  
Windermere, Florida 34786

as a member of the Board of Trustees, University of Central Florida, subject to confirmation by the Senate. This appointment is effective February 8, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Orange

RECEIVED  
DEPARTMENT OF STATE  
2016 MAY 17 AM 9:08  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

member of the Board of Trustees, University of Central Florida

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Signature

Sworn to and subscribed before me this 25th day of April, 2016.

Denise Brock

Signature of Officer Administering Oath or of Notary Public

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR

Produced Identification ☐



DENISE D BROCK  
MY COMMISSION # EE 11  
EXPIRES: May 16, 2017  
Bonded thru Budget Notary S

Type of Identification Produced \_\_\_\_\_

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

1000 Universal Studios Plaza

Street or Post Office Box

Orlando, FL 32819

City, State, Zip Code

John R. Sprouls

Print name as you desire commission issued

Signature



3010

STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections

I, Ken Detzner, Secretary of State,  
do hereby certify that

*Alex Martins*

is duly appointed a member of the

Board of Trustees,  
University of Central Florida

for a term beginning on the Twenty-First day of January, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.

Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Eighth day of April, A.D., 2016.



*Ken Detzner*

Secretary of State



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:56

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 27, 2016

Mr. Alexander Martins  
8701 Maitland Summit Boulevard  
Orlando, Florida 32810

Dear Mr. Martins:

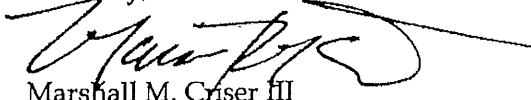
On Thursday, January 21, 2016, the Florida Board of Governors approved the recommendation made by its Nomination and Governance Committee to reappoint you as a member of the University of Central Florida Board of Trustees. Please accept our congratulations.

The reappointment acknowledges your record of public service and numerous career milestones. Your achievements are sure to provide expertise to the State University System of Florida and the University of Central Florida as you continue to serve in the capacity of a trustee. The reappointment, subject to confirmation by the Florida Senate, and your attendance of a System orientation session conducted by the Board of Governors, is for a term that began January 21, 2016 and ends on January 6, 2021.

Your role as a trustee is vital to the governance and success of our System. Members of the Board of Governors rely on all the university trustees to exercise due diligence in connection with their oversight responsibilities for our universities.

Thank you for your willingness to serve. We look forward to continuing to work with you as a member of the University of Central Florida Board of Trustees.

Sincerely,



Marshall M. Criser III  
Chancellor

c: Tom Knutz, Chair, Board of Governors  
Mori Hosseini, Chair, Nomination and Governance Committee  
Marcos Marchena, Chair, Board of Trustees  
John Hitt, President, University of Central Florida  
Rick Schell, Board of Trustees Liaison  
Vikki Shirley, Corporate Secretary  
Paige Beles, University Trustees Coordinator





STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:55

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 29, 2016

MEMORANDUM

To: Ms. Inez Williams

From: Vikki Shirley *VKS*  
General Counsel and Corporate Secretary

Subject: Appointments to the University Boards of Trustees by the  
Board of Governors, January 21, 2016

This is to advise you that the Board of Governors made the following appointments to the University Boards of Trustees, on Thursday, January 21, 2016.

To the Florida A & M University Board of Trustees: Mr. Thomas Dortch Jr. was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Spurgeon McWilliams, and Mr. Craig Reed was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Karl White.

To the Florida Atlantic University Board of Trustees: Mr. Robert Stilley was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Shaun Davis was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Paul Tanner.

To the Florida International University Board of Trustees: Mr. Gerald Grant was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the Florida Polytechnic University Board of Trustees: Dr. Sandra Featherman was reappointed for a second term ending July 15, 2020, to the seat which she previously held, and Mr. Frank Martin was reappointed for a second term ending July 15, 2020, to the seat which he previously held.

To the Florida State University Board of Trustees: Mr. Edward Burr was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Craig Mateer was appointed for a term ending January 6, 2021, to the seat previously held by Dr. Joseph Camps.

To the New College of Florida Board of Trustees: Ms. Audrey Coleman was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. John Lilly was appointed for a term ending January 6, 2021, to the seat previously held by Ms. Mary Ruiz.

To the University of Central Florida Board of Trustees: Mr. Marcos Marchena was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Alexander Martins was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the University of Florida Board of Trustees: Ms. Marsha Powers was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Charles Edwards.

To the University of North Florida Board of Trustees: Ms. Sharon Wamble-King was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. Paul McElroy was appointed for a term ending January 6, 2021, to the seat previously held by Joan Newton.

To the University of South Florida Board of Trustees: Ms. Stephanie Goforth was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Ms. Nancy Watkins was reappointed for a second term ending January 6, 2021, to the seat which she previously held.

To the University of West Florida Board of Trustees: Mr. David Cleveland was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Richard Baker was appointed for a term ending January 6, 2021, to the seat previously held by Pamela Dana.

Ms. Inez Williams

January 29, 2016

Page 3 of 3

Attached are copies of the letters from Chancellor Marshall M. Criser III.

Thank you for your assistance in processing these appointments for their Senate confirmation. Please call me if you need additional information.

VS/pb

Enclosures

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

RECEIVED  
DEPARTMENT OF STATE

2016 MAR 15 AM 9:29

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

STATE OF FLORIDA

County of ORANGE

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

BOARD OF TRUSTEES, UNIVERSITY OF CENTRAL FLORIDA

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Signature

Sworn to and subscribed before me this 18<sup>th</sup> day of February, 2016

Signature of Officer Administering Oath of Notary Public

Print Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

400 W. CHURCH STREET, STE. 250

Street or Post Office Box

ORLANDO, FL 32801

City, State, Zip Code

ALEX MARTINS

Print name as you desire commission issued

Signature

3010

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Marcos R. Marchena***

is duly appointed a member of the

**Board of Trustees,  
University of Central Florida**

for a term beginning on the  
Twenty-First day of January, A.D., 2016,  
until the Sixth day of January, A.D., 2021  
and is subject to be confirmed by the Senate  
during the next regular session of the Legislature.



*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Sixteenth day of March, A.D., 2016.*

*Ken Detzner*

Secretary of State

DSDE 99 (3/03)

The original document has a reflective line mark in paper. Hold at an angle to view when checking.



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA

Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:56

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 27, 2016

Mr. Marcos Marchena  
20976 Lake Baldwin Lane, Suite 101  
Orlando, Florida 32814

Dear Mr. Marchena:

On Thursday, January 21, 2016, the Florida Board of Governors approved the recommendation made by its Nomination and Governance Committee to reappoint you as a member of the University of Central Florida Board of Trustees. Please accept our congratulations.

The reappointment acknowledges your record of public service and numerous career milestones. Your achievements are sure to provide expertise to the State University System of Florida and the University of Central Florida as you continue to serve in the capacity of a trustee. The reappointment, subject to confirmation by the Florida Senate, and your attendance of a System orientation session conducted by the Board of Governors, is for a term that began January 21, 2016 and ends on January 6, 2021.

Your role as a trustee is vital to the governance and success of our System. Members of the Board of Governors rely on all the university trustees to exercise due diligence in connection with their oversight responsibilities for our universities.

Thank you for your willingness to serve. We look forward to continuing to work with you as a member of the University of Central Florida Board of Trustees.

Sincerely,

Marshall M. Criser III  
Chancellor

c: Tom Knutz, Chair, Board of Governors  
Mori Hosseini, Chair, Nomination and Governance Committee  
John Hitt, President, University of Central Florida  
Rick Schell, Board of Trustees Liaison  
Vikki Shirley, Corporate Secretary  
Paige Beles, University Trustees Coordinator



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:55

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 29, 2016

MEMORANDUM

To: Ms. Inez Williams

From: Vikki Shirley *VKS*  
General Counsel and Corporate Secretary

Subject: Appointments to the University Boards of Trustees by the  
Board of Governors, January 21, 2016

This is to advise you that the Board of Governors made the following appointments to the University Boards of Trustees, on Thursday, January 21, 2016.

To the Florida A & M University Board of Trustees: Mr. Thomas Dortch Jr. was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Spurgeon McWilliams, and Mr. Craig Reed was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Karl White.

To the Florida Atlantic University Board of Trustees: Mr. Robert Stilley was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Shaun Davis was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Paul Tanner.

To the Florida International University Board of Trustees: Mr. Gerald Grant was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the Florida Polytechnic University Board of Trustees: Dr. Sandra Featherman was reappointed for a second term ending July 15, 2020, to the seat which she previously held, and Mr. Frank Martin was reappointed for a second term ending July 15, 2020, to the seat which he previously held.

Ms. Inez Williams  
January 29, 2016  
Page 2 of 3

To the Florida State University Board of Trustees: Mr. Edward Burr was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Craig Mateer was appointed for a term ending January 6, 2021, to the seat previously held by Dr. Joseph Camps.

To the New College of Florida Board of Trustees: Ms. Audrey Coleman was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. John Lilly was appointed for a term ending January 6, 2021, to the seat previously held by Ms. Mary Ruiz.

To the University of Central Florida Board of Trustees: Mr. Marcos Marchena was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Alexander Martins was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the University of Florida Board of Trustees: Ms. Marsha Powers was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Charles Edwards.

To the University of North Florida Board of Trustees: Ms. Sharon Wamble-King was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. Paul McElroy was appointed for a term ending January 6, 2021, to the seat previously held by Joan Newton.

To the University of South Florida Board of Trustees: Ms. Stephanie Goforth was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Ms. Nancy Watkins was reappointed for a second term ending January 6, 2021, to the seat which she previously held.

To the University of West Florida Board of Trustees: Mr. David Cleveland was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Richard Baker was appointed for a term ending January 6, 2021, to the seat previously held by Pamela Dana.



Ms. Inez Williams  
January 29, 2016  
Page 3 of 3

Attached are copies of the letters from Chancellor Marshall M. Criser III.

Thank you for your assistance in processing these appointments for their Senate confirmation. Please call me if you need additional information.

VS/pb  
Enclosures

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Orange

RECEIVED  
DEPARTMENT OF STATE

2016 MAR 16 AM 9:52

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Member University of Central Florida Board of Trustees

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Signature

Sworn to and subscribed before me this 14<sup>th</sup> day of March, 2016.

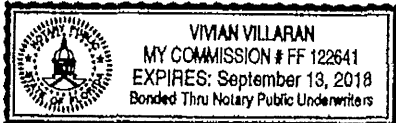
Signature of Officer Administering Oath or of Notary Public

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR

Produced Identification ☐

Type of Identification Produced \_\_\_\_\_



## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

976 Lake Baldwin Lane, Ste. 101

Street or Post Office Box

Orlando, Florida 32814

City, State, Zip Code

Marcos R. Marchena

Print name as you desire commission issued

Signature

3015

STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Craig C. Mateer***

is duly appointed a member of the

**Board of Trustees,  
Florida State University**

for a term beginning on the Twenty-Second day of April, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the First day of June, A.D., 2016.*



*Ken Detzner*  
Secretary of State



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 27 AM 9:17  
DIVISION OF ELECTIONS

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

April 25, 2016

MEMORANDUM

To: Ms. Inez Williams

From: Vikki Shirley *VS*  
General Counsel and Corporate Secretary

Subject: Reappointments to the University Boards of Trustees by the  
Board of Governors

This memo is to advise you that the Board of Governors approved the following reappointments to the university boards of trustees listed below on April 22, 2016. Both reappointments were made because the Senate took no action on the appointees during the 2016 Legislative Session. Section 114.05(1)(e), Florida Statutes, provides that a vacancy exists in the office when the Senate fails to take action on an appointee prior to adjournment sine die; however, an appointee may be reappointed.

To the Florida Agricultural and Mechanical University Board of Trustees: Mr. Craig Reed was reappointed for a term ending January 6, 2021, to the seat which he previously held.

To the Florida State University Board of Trustees: Mr. Craig Mateer was reappointed for a term ending January 6, 2021, to the seat which he previously held. /

Attached are copies of the reappointment letters from Chancellor Marshall Criser III.

Thank you for your assistance in processing these appointments for their Senate confirmation. Please call me if you need additional information.

VS/pb

Enclosures



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
[www.flbog.edu](http://www.flbog.edu)

April 25, 2016

Mr. Craig Mateer  
6751 Forum Drive, Suite 200  
Orlando, Florida 32821

Dear Mr. Mateer:

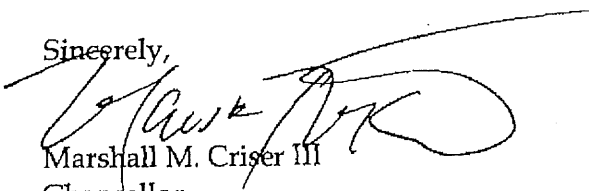
Some trustee appointments made by the Board of Governors to university boards of trustees were not acted upon by the Florida Senate during the 2016 legislative session. Pursuant to Florida law, an appointee in this position remains in his or her appointed seat for a period of forty-five days from sine die and is eligible for reappointment by the appointing authority. The Board of Governors met by conference call on April 22, 2016, to take up the reappointments and I am pleased to inform you of your reappointment to the Florida State University Board of Trustees.

The reappointment acknowledges your service to the university and numerous career milestones. Your achievements are sure to provide expertise to the State University System of Florida and Florida State University as you continue to serve in the capacity of a trustee. The reappointment, subject to confirmation by the Florida Senate during the regular 2017 legislative session, is for a term that began April 22, 2016 and ends on January 6, 2021. The Florida Department of State will be sending you a new application for Senate confirmation that you will need to complete and return to the Department. Please let us know if we can assist you in that regard.

Your role as a trustee is vital to the governance and success of our System. Members of the Board of Governors rely on all the university trustees to provide the appropriate level of due diligence in connection with their oversight responsibilities for our universities.

Thank you for your willingness to serve. We look forward to continuing to work with you as a member of the Florida State University Board of Trustees.

Sincerely,



Marshall M. Criser III  
Chancellor

c: Tom Kuntz, Chair, Board of Governors  
Ed Burr, Chair, Florida State University Board of Trustees  
John Thrasher, President, Florida State University  
Liz Hirst, Board of Trustees Liaison

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

RECEIVED  
DEPARTMENT OF STATE

2016 MAY 25 AM 9:26

STATE OF FLORIDA

County of ORANGE

FLORIDA STATE  
DIVISION OF ELECTIONS

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Florida State University Board of Trustees

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

[Signature]  
Signature

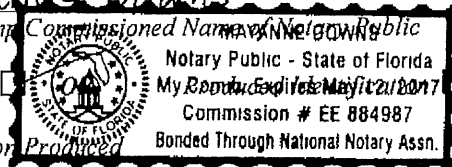
Sworn to and subscribed before me this 23 day of May, 2016.

[Signature]  
Signature of Officer Administering Oath or of Notary Public

Mayauna Downs  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☐

Type of Identification Produced



## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

6751 Forum Drive, Suite 200

Street or Post Office Box

Orlando, Florida 32821

City, State, Zip Code

Craig C. Mateer

Print name as you desire commission issued

[Signature]  
Signature



3020

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

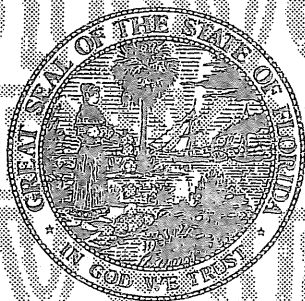
I, Ken Detzner, Secretary of State,  
do hereby certify that

***Darleen Cors***

is duly appointed a member of the

**Board of Trustees,  
Florida Gulf Coast University**

for a term beginning on the Twenty-Fourth day of March, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.



*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Eighteenth day of May, A.D., 2016.*

*Ken Detzner*

Secretary of State

DSDE 99 (3/03)

The original document has a reflective line mark in paper. Hold at an angle to view when checking.



**RICK SCOTT**  
GOVERNOR

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 11 PM 2:28  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

April 5, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following appointment under the provisions of Section 1001.71, Florida Statutes:

Mrs. Darleen W. Cors  
4151 Gulf Shore Boulevard North 1602  
Naples, Florida 34103

as a member of the Board of Trustees, Florida Gulf Coast University, succeeding Thomas Grady, subject to confirmation by the Senate. This appointment is effective March 24, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj



RECEIVED  
DEPARTMENT OF  
2016 MAY 17 AM 9:39

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Collier

DIVISION OF ELECTIONS

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Trustee - F.G. Collins  
(Title of Office)

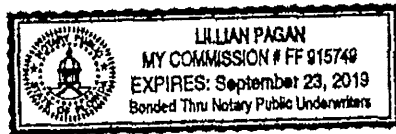
on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Signature

Darleen Cors

Sworn to and subscribed before me this 9<sup>th</sup> day of May, 2016



Lillian Pagan  
Signature of Officer Administering Oath or of Notary Public

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced Fla License

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☒ Home ☐ Office

4151 Gulf Shore Blvd. N  
Street or Post Office Box #1602  
Maples, FL 34103  
City, State, Zip Code

Darleen Cors  
Print name as you desire commission issued  
Darleen Cors  
Signature

3020

STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections

I, Ken Detzner, Secretary of State,  
do hereby certify that

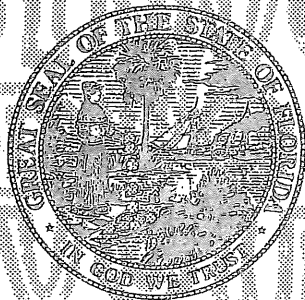
*J. Leo Montgomery*

is duly appointed a member of the

**Board of Trustees,  
Florida Gulf Coast University**

for a term beginning on the Twenty-Second day of September,  
A.D., 2016, until the Sixth day of January, A.D., 2021 and is  
subject to be confirmed by the Senate during the next regular  
session of the Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Twenty-Sixth day of October, A.D., 2016.*



*Ken Detzner*

Secretary of State



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF

2016 SEP 28 AM 10:43

FLORIDA STATE  
DIVISION OF ELECTIONS

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
[www.flbog.edu](http://www.flbog.edu)

September 27, 2016

Mr. J. Leo Montgomery  
8805 Tamiami Trail North  
Naples, Florida 34108

Dear Mr. Montgomery:

On Thursday, September 22, 2016, the Florida Board of Governors approved the recommendation made by its Nomination and Governance Committee to appoint you as a member of the Florida Gulf Coast University. Please accept our congratulations.

The appointment acknowledges your record of public service and numerous career milestones. Your achievements are sure to provide expertise to the State University System of Florida and Florida Gulf Coast University as you serve in the capacity of a trustee. The appointment, subject to confirmation by the Florida Senate, and your attendance at a System orientation session conducted by the Board of Governors, is for a term that began September 22, 2016 and ends on January 6, 2021.

Your role as a trustee is vital to the governance and success of our System. Members of the Board of Governors rely on all the university trustees to exercise due diligence in connection with their oversight responsibilities for our universities.

Thank you for your willingness to serve. We look forward to working with you as a member of the Florida Gulf Coast University Board of Trustees.

Sincerely,

Marshall M. Criser III  
Chancellor

c: Tom Kuntz, Chair, Board of Governors and  
Nomination and Governance Committee  
J. Dudley Goodlette, Chair, Board of Trustees  
Dr. Wilson Bradshaw, President  
Susan Evans, Board of Trustees Liaison  
Vikki Shirley, Corporate Secretary  
Paige Beles, University Trustee Coordinator



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF

2016 SEP 28 AM 10:43

DEPARTMENT OF

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

September 27, 2016

MEMORANDUM

To: Ms. Inez Williams

From: Vikki Shirley  
General Counsel and Corporate Secretary

Subject: Appointment to the Florida Gulf Coast University Board of Trustees by  
the Board of Governors, September 22, 2016

This is to advise you that the Board of Governors made the following appointment to the Florida Gulf Coast University Board of Trustees, on Thursday, September 22, 2016.

Mr. J. Leo Montgomery was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Joseph Catti.

Attached is the copy of the letter from Chancellor Marshall M. Criser III.

Thank you for your assistance in processing this appointment for their Senate confirmation. Please call me if you need additional information.

VS/pb  
Enclosures

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF ~~FLORIDA~~ NORTH Carolina

County of MACON

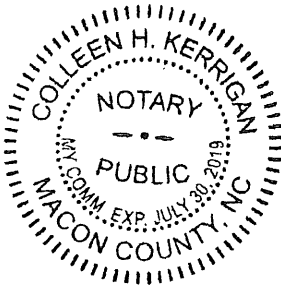
RECEIVED  
16 OCT 24 AM 11:04  
DIVISION OF ELECTIONS  
SECRETARY OF STATE

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

FLORIDA GULF COAST UNIVERSITY BOARD OF TRUSTEES  
(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]



Johanna Lee Montgomery  
Signature

Sworn to and subscribed before me this 17<sup>th</sup> day of October, 2016

Colleen H. Kerrigan  
Signature of Officer Administering Oath or of Notary Public

Colleen H. Kerrigan  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR

Produced Identification ☐

Type of Identification Produced \_\_\_\_\_

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

8805 TAMIRAL TRAIL N  
Street or Post Office Box

Naples FL 34108  
City, State, Zip Code

J. Lee Montgomery  
Print name as you desire commission issued

J. Lee Montgomery  
Signature

3020

STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections

I, Ken Detzner, Secretary of State,  
do hereby certify that

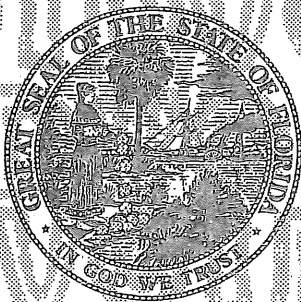
***Joseph G. Fogg, III***

is duly appointed a member of the

**Board of Trustees,  
Florida Gulf Coast University**

for a term beginning on the Seventeenth day of March, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Eighth day of April, A.D., 2016.*



*Ken Detzner*

Secretary of State





STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 MAR 23 AM 9:33

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

March 21, 2016

MEMORANDUM

To: Ms. Inez Williams

From: Vikki Shirley  
General Counsel and Corporate Secretary

Subject: Appointments to the University Boards of Trustees by the  
Board of Governors, March 17, 2016

This is to advise you that the Board of Governors made the following appointments to the University Boards of Trustees, on Thursday, March 17, 2016.

To the Florida Gulf Coast University Board of Trustees: Mr. Joseph Fogg III was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Robert Wells.

To the University of Florida Board of Trustees: Mr. Leonard Johnson was appointed for a term ending January 6, 2021, to the seat previously held by Ms. Susan Cameron.

Attached are copies of the letters from Chancellor Marshall M. Criser III.

Thank you for your assistance in processing these appointments for their Senate confirmation. Please call me if you need additional information.

VS/pb  
Enclosures



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 MAR 23 AM 9:33

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

March 21, 2016

Mr. Joseph G. Fogg III  
1932 Galleon Drive  
Naples, Florida 34102

Dear Mr. Fogg:

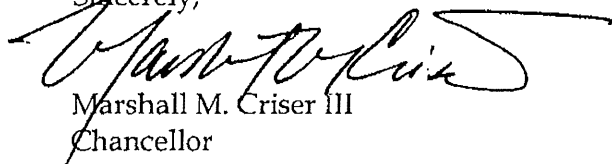
On Thursday, March 17, 2016, the Florida Board of Governors approved the recommendation made by its Nomination and Governance Committee to appoint you as a member of the Florida Gulf Coast University. Please accept our congratulations.

The appointment acknowledges your record of public service and numerous career milestones. Your achievements are sure to provide expertise to the State University System of Florida and Florida Gulf Coast University as you serve in the capacity of a trustee. The appointment, subject to confirmation by the Florida Senate, and your attendance of a System orientation session conducted by the Board of Governors, is for a term that began March 17, 2016 and ends on January 6, 2021.

Your role as a trustee is vital to the governance and success of our System. Members of the Board of Governors rely on all the university trustees to exercise due diligence in connection with their oversight responsibilities for our universities.

Thank you for your willingness to serve. We look forward to working with you as a member of the Florida Gulf Coast University Board of Trustees.

Sincerely,



Marshall M. Criser III  
Chancellor

c: Tom Kuntz, Chair, Board of Governors and  
Nomination and Governance Committee  
J. Dudley Goodlette, Chair, Board of Trustees  
Dr. Wilson Bradshaw, President  
Susan Evans, Board of Trustees Liaison  
Vikki Shirley, Corporate Secretary  
Paige Beles, University Trustee Coordinator



# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Collier

RECEIVED  
DEPARTMENT OF STATE  
2016 APR -6 AM 10:09

DEPARTMENT OF STATE  
DIVISION OF ELECTIONS

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Trustee of Florida Gulf Coast University  
(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Joseph G. Fagg, III  
Signature

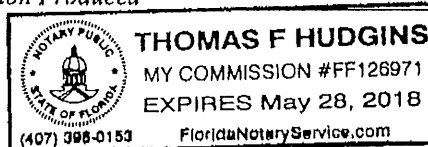
Sworn to and subscribed before me this 29 day of March, 2016.

T. Hudgins  
Signature of Officer Administering Oath or of Notary Public

THOMAS F HUDGINS  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced



## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☒ Home ☐ Office

1932 Gallean Drive  
Street or Post Office Box

Naples FL  
City, State, Zip Code

Joseph G. Fagg, III  
Print name as you desire commission issued

Joseph G. Fagg, III  
Signature

3025

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

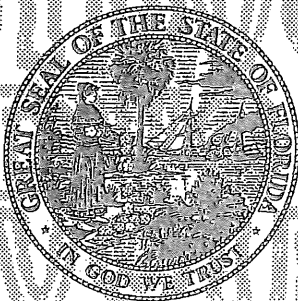
***Jose J. Armas***

is duly appointed a member of the

**Board of Trustees,  
Florida International University**

for a term beginning on the Eighth day of February, A.D., 2016,  
until the Sixth day of January, A.D., 2021 and is subject to be  
confirmed by the Senate during the next regular session of the  
Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Twentieth day of September, A.D., 2016.*



*Ken Detzner*

Secretary of State

DSDE 99 (3/03)

The original document has a reflective line mark in paper. Hold at an angle to view when checking.



**RICK SCOTT**  
GOVERNOR

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 11 PM 2:29  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

April 7, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following reappointment under the provisions of Section 1001.71, Florida Statutes:

Dr. Jose J. Armas  
225 Arvida Parkway  
Coral Gables, Florida 33156

as a member of the Board of Trustees, Florida International University, subject to confirmation by the Senate. This appointment is effective February 8, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

RECEIVED

16 SEP 19 AM 10:29

STATE OF FLORIDA

County of DADE

DIVISION OF ELECTIONS  
SECRETARY OF STATE

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

BOARD OF TRUSTEES FLORIDA INTERNATIONAL UNIVERSITY

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

[Signature]  
Signature

Sworn to and subscribed before me this 15 day of September, 2016.

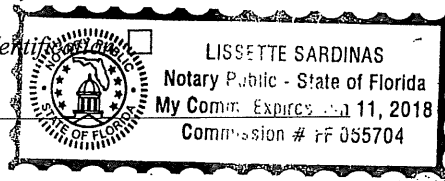
[Signature]  
Signature of Officer Administering Oath or of Notary Public

Lissette Sardinas  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR

Produced Identification ☐

Type of Identification Produced \_\_\_\_\_



## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

4960 SW 72ND AVE, #406

Street or Post Office Box

MIAMI, FL 33155

City, State, Zip Code

JOSE J. ARMAS, MD

Print name as you desire commission issued

[Signature]  
Signature

3025

STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Marc David Sarnoff***

is duly appointed a member of the

**Board of Trustees,  
Florida International University**

for a term beginning on the Twenty-Fourth day of March, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Twenty-Ninth day of April, A.D., 2016.*



*Ken Detzner*

Secretary of State



**RICK SCOTT**  
GOVERNOR

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 11 PM 2:28  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

April 7, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following appointment under the provisions of Section 1001.71, Florida Statutes:

Mr. Marc D. Sarnoff  
3100 Virginia Street  
Miami, Florida 33131

as a member of the Board of Trustees, Florida International University, succeeding Mayi de la Vega, subject to confirmation by the Senate. This appointment is effective March 24, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj

32723

**OATH OF OFFICE**

(Art. II, § 5(b), Fla. Const.)

RECEIVED  
DEPARTMENT OF STATE

2016 APR 21 PM 12: 23

STATE OF FLORIDA

County of MIAMI-DADEDIVISION OF ELECTIONS  
TALLAHASSEE, FL

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

The Board of Trustees to Florida International University  
(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Marc David Sarnoff  
Signature

Sworn to and subscribed before me this 14<sup>th</sup> day of April, 2016.

Marta Gutierrez  
Signature of Officer Administering Oath or of Notary Public

MARTA GUTIERREZ  
MY COMMISSION # FF 139746  
EXPIRES: September 15, 2018  
Bonded Thru Budget Notary Services

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR

Produced Identification ☐

Type of Identification Produced \_\_\_\_\_

**ACCEPTANCE**

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

200 S. Biscayne Blvd. 41<sup>st</sup> Floor  
Street or Post Office Box

Miami, FL 33131  
City, State, Zip Code

MARC DAVID SARNOFF  
Print name as you desire commission issued

Marc David Sarnoff  
Signature



3025

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Claudia Puig***

is duly appointed a member of the

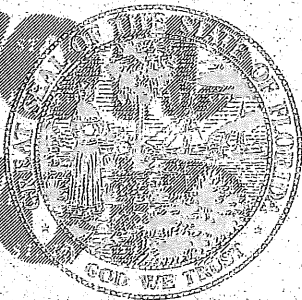
**Board of Trustees,  
Florida International University**

for a term beginning on the Eighth day of February, A.D., 2016,  
until the Sixth day of January, A.D., 2021 and is subject to be  
confirmed by the Senate during the next regular session of the  
Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Twenty-Second day of November, A.D., 2016.*

*Ken Detzner*

Secretary of State







**RICK SCOTT**  
GOVERNOR

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 11 PM 2:29  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

April 7, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following reappointment under the provisions of Section 1001.71, Florida Statutes:

Ms. Claudia Puig  
1125 North Greenway Drive  
Coral Gables, Florida 33134

as a member of the Board of Trustees, Florida International University, subject to confirmation by the Senate. This appointment is effective February 8, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Dade

RECEIVED  
DEPARTMENT OF  
2016 NOV 21 PM 2:27

STATE OF FLORIDA  
DEPARTMENT OF  
JULIAN OF ELECTIONS

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Board of Trustee FIU  
(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Claudia Ruiz  
Signature

Sworn to and subscribed before me this 18 day of November, 2016.

[Signature]  
Signature of Officer Administering Oath or of Notary Public

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_



## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☒ Home ☐ Office

1125 N. Greenway Dr.  
Street or Post Office Box

Carol Galt, FL 33134  
City, State, Zip Code

CLAUDIA RUIZ  
Print name as you desire commission issued

[Signature]  
Signature

3025

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Gerald C. Grant, Jr.***

is duly appointed a member of the

**Board of Trustees,  
Florida International University**

for a term beginning on the Twenty-First day of January, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.



*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Twenty-Ninth day of April, A.D., 2016.*

*Ken Detzner*

Secretary of State

"State of Florida" appears in small letters across the face of this 8 1/2 x 11" document.

If photocopied or chemically altered, the word "VOID" will appear.



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA

Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:56

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 27, 2016

Mr. Gerald Grant Jr.  
9130 South Dadeland Blvd., Suite 1400  
Miami, Florida 33156

Dear Mr. Grant:

On Thursday, January 21, 2016, the Florida Board of Governors approved the recommendation made by its Nomination and Governance Committee to reappoint you as a member of the Florida International University Board of Trustees. Please accept our congratulations.

The reappointment acknowledges your record of public service and numerous career milestones. Your achievements are sure to provide expertise to the State University System of Florida and Florida International University as you continue to serve in the capacity of a trustee. The reappointment, subject to confirmation by the Florida Senate, and your attendance of a System orientation session conducted by the Board of Governors, is for a term that began January 21, 2016 and ends on January 6, 2021.

Your role as a trustee is vital to the governance and success of our System. Members of the Board of Governors rely on all the university trustees to exercise due diligence in connection with their oversight responsibilities for our universities.

Thank you for your willingness to serve. We look forward to continuing to work with you as a member of the Florida International University Board of Trustees.

Sincerely,

Marshall M. Criser III  
Chancellor

c: Tom Knutz, Chair, Board of Governors  
Mori Hosseini, Chair, Nomination and Governance Committee  
Claudia Puig, Chair, Board of Trustees  
Mark Rosenberg, President, Florida International University  
Milly Bello, Board of Trustees Liaison  
Vikki Shirley, Corporate Secretary  
Paige Beles, University Trustee Coordinator



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:55

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 29, 2016

MEMORANDUM

To: Ms. Inez Williams

From: Vikki Shirley *VKS*  
General Counsel and Corporate Secretary

Subject: Appointments to the University Boards of Trustees by the  
Board of Governors, January 21, 2016

This is to advise you that the Board of Governors made the following appointments to the University Boards of Trustees, on Thursday, January 21, 2016.

To the Florida A & M University Board of Trustees: Mr. Thomas Dortch Jr. was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Spurgeon McWilliams, and Mr. Craig Reed was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Karl White.

To the Florida Atlantic University Board of Trustees: Mr. Robert Stilley was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Shaun Davis was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Paul Tanner.

To the Florida International University Board of Trustees: Mr. Gerald Grant was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the Florida Polytechnic University Board of Trustees: Dr. Sandra Featherman was reappointed for a second term ending July 15, 2020, to the seat which she previously held, and Mr. Frank Martin was reappointed for a second term ending July 15, 2020, to the seat which he previously held.

Ms. Inez Williams  
January 29, 2016  
Page 2 of 3

To the Florida State University Board of Trustees: Mr. Edward Burr was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Craig Mateer was appointed for a term ending January 6, 2021, to the seat previously held by Dr. Joseph Camps.

To the New College of Florida Board of Trustees: Ms. Audrey Coleman was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. John Lilly was appointed for a term ending January 6, 2021, to the seat previously held by Ms. Mary Ruiz.

To the University of Central Florida Board of Trustees: Mr. Marcos Marchena was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Alexander Martins was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the University of Florida Board of Trustees: Ms. Marsha Powers was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Charles Edwards.

To the University of North Florida Board of Trustees: Ms. Sharon Wamble-King was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. Paul McElroy was appointed for a term ending January 6, 2021, to the seat previously held by Joan Newton.

To the University of South Florida Board of Trustees: Ms. Stephanie Goforth was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Ms. Nancy Watkins was reappointed for a second term ending January 6, 2021, to the seat which she previously held.

To the University of West Florida Board of Trustees: Mr. David Cleveland was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Richard Baker was appointed for a term ending January 6, 2021, to the seat previously held by Pamela Dana.

Ms. Inez Williams  
January 29, 2016  
Page 3 of 3

Attached are copies of the letters from Chancellor Marshall M. Criser III.

Thank you for your assistance in processing these appointments for their Senate confirmation. Please call me if you need additional information.

VS/pb  
Enclosures

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

RECEIVED  
DEPARTMENT OF  
2016 APR 21 AM 9:45

DIVISION OF ELECTIONS

STATE OF FLORIDA

County of DARE

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Board of Trustees, Florida International University

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Signature

Sworn to and subscribed before me this 18th day of April, 2016

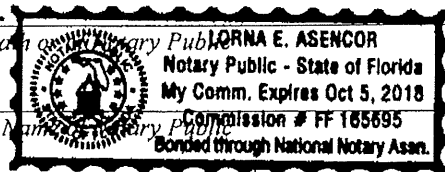
Signature of Officer Administering Oath

Print, Type, or Stamp Commissioned Notary Public

Personally Known ☒ OR

Produced Identification ☐

Type of Identification Produced



## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☒ Home ☐ Office

8560 SW 166 ST  
Street or Post Office Box

PALM BEACH, FL 33411  
City, State, Zip Code

GERALD C. GRANT JR  
Print name as you desire commission issued

Signature



(5 only)  
3030

STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Audrey R. Coleman***

is duly appointed a member of the

**Board of Trustees,  
New College of Florida**

for a term beginning on the Twenty-First day of January, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.



*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Twenty-Ninth day of April, A.D., 2016.*

*Ken Detzner*

Secretary of State



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA

Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:56

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
[www.flbog.edu](http://www.flbog.edu)

January 27, 2016

Ms. Audrey Coleman  
7133 Dornough Lane  
Lakewood Ranch, Florida 34202

Dear Ms. Coleman:

On Thursday, January 21, 2016, the Florida Board of Governors approved the recommendation made by its Nomination and Governance Committee to reappoint you as a member of the New College of Florida Board of Trustees. Please accept our congratulations.

The reappointment acknowledges your record of public service and numerous career milestones. Your achievements are sure to provide expertise to the State University System of Florida and New College of Florida as you continue to serve in the capacity of a trustee. The reappointment, subject to confirmation by the Florida Senate, and your attendance of a System orientation session conducted by the Board of Governors, is for a term that began January 21, 2016 and ends on January 6, 2021.

Your role as a trustee is vital to the governance and success of our System. Members of the Board of Governors rely on all the university trustees to exercise due diligence in connection with their oversight responsibilities for our universities.

Thank you for your willingness to serve. We look forward to continuing to work with you as a member of the New College of Florida Board of Trustees.

Sincerely,

Marshall M. Criser III  
Chancellor

c: Tom Knutz, Chair, Board of Governors  
Mori Hosseini, Chair, Nomination and Governance Committee  
Keith Monda, Chair, Board of Trustees  
Donal O'Shea, President, New College of Florida  
Suzanne Janney, Board of Trustees Liaison  
Vikki Shirley, Corporate Secretary  
Paige Beles, University Trustee Coordinator



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:55

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 29, 2016

MEMORANDUM

To: Ms. Inez Williams

From: Vikki Shirley *VKS*  
General Counsel and Corporate Secretary

Subject: Appointments to the University Boards of Trustees by the  
Board of Governors, January 21, 2016

This is to advise you that the Board of Governors made the following appointments to the University Boards of Trustees, on Thursday, January 21, 2016.

To the Florida A & M University Board of Trustees: Mr. Thomas Dortch Jr. was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Spurgeon McWilliams, and Mr. Craig Reed was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Karl White.

To the Florida Atlantic University Board of Trustees: Mr. Robert Stilley was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Shaun Davis was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Paul Tanner.

To the Florida International University Board of Trustees: Mr. Gerald Grant was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the Florida Polytechnic University Board of Trustees: Dr. Sandra Featherman was reappointed for a second term ending July 15, 2020, to the seat which she previously held, and Mr. Frank Martin was reappointed for a second term ending July 15, 2020, to the seat which he previously held.

Ms. Inez Williams  
January 29, 2016  
Page 2 of 3

To the Florida State University Board of Trustees: Mr. Edward Burr was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Craig Mateer was appointed for a term ending January 6, 2021, to the seat previously held by Dr. Joseph Camps.

To the New College of Florida Board of Trustees: Ms. Audrey Coleman was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. John Lilly was appointed for a term ending January 6, 2021, to the seat previously held by Ms. Mary Ruiz.

To the University of Central Florida Board of Trustees: Mr. Marcos Marchena was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Alexander Martins was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the University of Florida Board of Trustees: Ms. Marsha Powers was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Charles Edwards.

To the University of North Florida Board of Trustees: Ms. Sharon Wamble-King was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. Paul McElroy was appointed for a term ending January 6, 2021, to the seat previously held by Joan Newton.

To the University of South Florida Board of Trustees: Ms. Stephanie Goforth was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Ms. Nancy Watkins was reappointed for a second term ending January 6, 2021, to the seat which she previously held.

To the University of West Florida Board of Trustees: Mr. David Cleveland was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Richard Baker was appointed for a term ending January 6, 2021, to the seat previously held by Pamela Dana.

Ms. Inez Williams  
January 29, 2016  
Page 3 of 3

Attached are copies of the letters from Chancellor Marshall M. Criser III.

Thank you for your assistance in processing these appointments for their Senate confirmation. Please call me if you need additional information.

VS/pb  
Enclosures

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of

Sarasota

RECEIVED  
2016 MAR 24 AM 10:52

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Board of Trustee New College of Florida  
(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Audrey R. Coleman  
Signature

Sworn to and subscribed before me this 19 day of March, 2016

M. L. Wilbur  
Signature of Officer Administering Oath or of Notary Public

M. L. Wilbur  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_



## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☒ Home ☐ Office

7133 Dornough Lane

Street or Post Office Box

Bradenton, FL 34202

City, State, Zip Code

Audrey R. Coleman  
Print name as you desire commission issued

Audrey R. Coleman  
Signature



3033

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Mark Bostick***

is duly appointed a member of the

**Board of Trustees,  
Florida Polytechnic University**

for a term beginning on the Twenty-Fourth day of March, A.D.,  
2016, until the Thirtieth day of June, A.D., 2020 and is subject  
to be confirmed by the Senate during the next regular session of  
the Legislature.



*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Eighteenth day of May, A.D. 2016.*

*Ken Detzner*

Secretary of State



**RICK SCOTT**  
GOVERNOR

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 11 PM 2:28  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

April 7, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following reappointment under the provisions of Section 1001.71, Florida Statutes:

Mr. R Mark Bostick  
502 East Bridgers Avenue  
Auburndale, Florida 33823

as a member of the Board of Trustees, Florida Polytechnic University, subject to confirmation by the Senate. This appointment is effective March 24, 2016, for a term ending June 30, 2020.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj



# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of POLK

RECEIVED  
DEPARTMENT OF  
2016 MAY 11 AM 9:33

DIVISION OF ELECTIONS

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Member, Board of Trustees, Florida Polytechnic University  
(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Mark Bostick  
Signature

Sworn to and subscribed before me this 5th day of May, 2016.

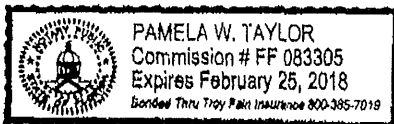
Pamela W. Taylor  
Signature of Officer Administering Oath or of Notary Public

Pamela W. Taylor

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_



## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

P. O. Drawer 67  
Street or Post Office Box

Auburndale, FL 33823-0067  
City, State, Zip Code

Mark Bostick  
Print name as you desire commission issued

Mark Bostick  
Signature

3033

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Clifford K. Otto***

is duly appointed a member of the

**Board of Trustees,  
Florida Polytechnic University**

for a term beginning on the Twenty-Fourth day of March, A.D.,  
2016, until the Thirtieth day of June, A.D., 2019 and is subject  
to be confirmed by the Senate during the next regular session of  
the Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Twenty-Ninth day of April, A.D., 2016.*



*Ken Detzner*

Secretary of State



**RICK SCOTT**  
GOVERNOR

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 11 PM 2:28  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

April 7, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following appointment under the provisions of Section 1001.71, Florida Statutes:

Mr. Clifford K. Otto  
3133 Winged Foot Drive  
Lakeland, Florida 33803

as a member of the Board of Trustees, Florida Polytechnic University, succeeding Joseph Caruncho, subject to confirmation by the Senate. This appointment is effective March 24, 2016, for a term ending June 30, 2019.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Polk

RECEIVED  
DEPARTMENT OF  
2016 APR 21 AM 10:01  
DIVISION OF ELECTIONS

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Board of Trustees, Florida Polytechnic University

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Clifford K. Otto  
Signature

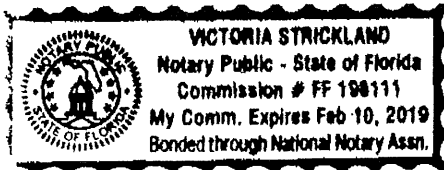
Sworn to and subscribed before me this 18 day of April, 2016.

Victoria Strickland  
Signature of Officer Administering Oath or of Notary Public

Victoria Strickland  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_



## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☒ Home ☐ Office

3133 Winged Foot Drive

Street or Post Office Box

Lakeland, FL 33803

City, State, Zip Code

Clifford K. Otto

Print name as you desire commission issued

Clifford K. Otto  
Signature

Amended

A black and white copy of this document is not official

3033 Set #2

STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections

I, Ken Detzner, Secretary of State,  
do hereby certify that

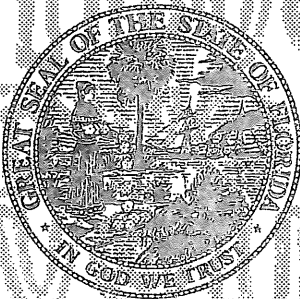
**Henry F. McCance**

is duly appointed a member of the

**Board of Trustees,  
Florida Polytechnic University**

for a term beginning on the Twenty-Fourth day of March, A.D.,  
2016, until the Thirtieth day of June, A.D., 2020 and is subject  
to be confirmed by the Senate during the next regular session of  
the Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Seventeenth day of February, A.D., 2017.*



*Ken Detzner*

Secretary of State

DSDE 99 (3/03)

The original document has a reflective line mark in paper. Hold at an angle to view when checking.

If photocopied or chemically altered, the word "VOID" will appear.

"State of Florida" appears in small letters across the face of this 8 1/2 x 11" document

*Amended*



**RICK SCOTT**  
GOVERNOR

RECEIVED

17 FEB 17 AM 9:39

DIVISION OF ELECTIONS  
SECRETARY OF STATE

February 15, 2017

Secretary Kenneth W. Detzner  
Secretary of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have amended the following appointment under the provisions of Section 1001.71, Florida Statutes:

Mr. Henry Ferguson McCance  
2300 North Scenic Highway  
Lake Wales, Florida 33898

as a member of the Board of Trustees, Florida Polytechnic University, succeeding Scott Hammack, subject to confirmation by the Senate. This appointment is effective March 24, 2016, for a term ending June 30, 2020.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/aa

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Polk

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 26 AM 9:24  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

TRUSTEE FLORIDA POLYTECHNIC UNIVERSITY  
(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Henry F. McCance  
Signature

Sworn to and subscribed before me this 25<sup>th</sup> day of April, 2016.

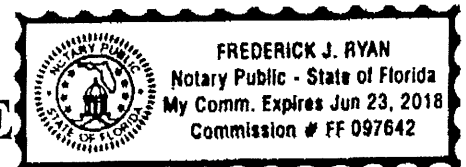
Frederick J. Ryan  
Signature of Officer Administering Oath or of Notary Public

FREDERICK J. RYAN  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_

## ACCEPTANCE



I accept the office listed in the above Oath of Office.

Mailing Address: ☒ Home ☐ Office

2300 NORTH SCENIC HIGHWAY  
Street or Post Office Box

LAKE WALES, FL 33898  
City, State, Zip Code

HENRY F. MCCANCE  
Print name as you desire commission issued

Henry F. McCance  
Signature



3033

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Frank T. Martin***

is duly appointed a member of the

**Board of Trustees,  
Florida Polytechnic University**

for a term beginning on the Twenty-First day of January, A.D.,  
2016, until the Fifteenth day of July, A.D., 2020 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Thirteenth day of December, A.D., 2016.*

*Ken Detzner*

Secretary of State





STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA

Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:56

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
[www.flbog.edu](http://www.flbog.edu)

January 27, 2016

Mr. Frank Martin  
11006 Lake Minneola Shores  
Clermont, Florida 34711

Dear Mr. Martin:

On Thursday, January 21, 2016, the Florida Board of Governors approved the recommendation made by its Nomination and Governance Committee to reappoint you as a member of the Florida Polytechnic University Board of Trustees. Please accept our congratulations.

The reappointment acknowledges your record of public service and numerous career milestones. Your achievements are sure to provide expertise to the State University System of Florida and Florida Polytechnic University as you continue to serve in the capacity of a trustee. The reappointment, subject to confirmation by the Florida Senate, and your attendance of a System orientation session conducted by the Board of Governors, is for a term that began January 21, 2016 and ends on July 15, 2020.

Your role as a trustee is vital to the governance and success of our System. Members of the Board of Governors rely on all the university trustees to exercise due diligence in connection with their oversight responsibilities for our universities.

Thank you for your willingness to serve. We look forward to continuing to work with you as a member of the Florida Polytechnic University Board of Trustees.

Sincerely,

Marshall M. Criser III  
Chancellor

c: Tom Knutz, Chair, Board of Governors  
Mori Hosseini, Chair, Nomination and Governance Committee  
Mark Bostick, Chair, Board of Trustees  
Randy Avent, President, Florida Polytechnic University  
Gina DeJulio, Board of Trustees Liaison  
Vikki Shirley, Corporate Secretary  
Paige Beles, University Trustees Coordinator



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:55

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 29, 2016

MEMORANDUM

To: Ms. Inez Williams

From: Vikki Shirley *VKS*  
General Counsel and Corporate Secretary

Subject: Appointments to the University Boards of Trustees by the  
Board of Governors, January 21, 2016

This is to advise you that the Board of Governors made the following appointments to the University Boards of Trustees, on Thursday, January 21, 2016.

To the Florida A & M University Board of Trustees: Mr. Thomas Dortch Jr. was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Spurgeon McWilliams, and Mr. Craig Reed was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Karl White.

To the Florida Atlantic University Board of Trustees: Mr. Robert Stilley was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Shaun Davis was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Paul Tanner.

To the Florida International University Board of Trustees: Mr. Gerald Grant was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the Florida Polytechnic University Board of Trustees: Dr. Sandra Featherman was reappointed for a second term ending July 15, 2020, to the seat which she previously held, and Mr. Frank Martin was reappointed for a second term ending July 15, 2020, to the seat which he previously held.

Ms. Inez Williams  
January 29, 2016  
Page 2 of 3

To the Florida State University Board of Trustees: Mr. Edward Burr was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Craig Mateer was appointed for a term ending January 6, 2021, to the seat previously held by Dr. Joseph Camps.

To the New College of Florida Board of Trustees: Ms. Audrey Coleman was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. John Lilly was appointed for a term ending January 6, 2021, to the seat previously held by Ms. Mary Ruiz.

To the University of Central Florida Board of Trustees: Mr. Marcos Marchena was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Alexander Martins was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the University of Florida Board of Trustees: Ms. Marsha Powers was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Charles Edwards.

To the University of North Florida Board of Trustees: Ms. Sharon Wamble-King was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. Paul McElroy was appointed for a term ending January 6, 2021, to the seat previously held by Joan Newton.

To the University of South Florida Board of Trustees: Ms. Stephanie Goforth was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Ms. Nancy Watkins was reappointed for a second term ending January 6, 2021, to the seat which she previously held.

To the University of West Florida Board of Trustees: Mr. David Cleveland was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Richard Baker was appointed for a term ending January 6, 2021, to the seat previously held by Pamela Dana.

Ms. Inez Williams

January 29, 2016

Page 3 of 3

Attached are copies of the letters from Chancellor Marshall M. Criser III.

Thank you for your assistance in processing these appointments for their Senate confirmation. Please call me if you need additional information.

VS/pb

Enclosures

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Lake

RECEIVED  
DEPARTMENT OF STATE  
2016 MAR 15 AM 9:25  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

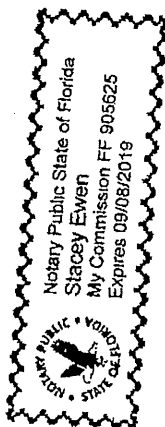
I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Board of Trustees, Florida Polytechnic University

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]



Frank T. Martin  
Signature

Sworn to and subscribed before me this 9 day of March, 2016

Stacey Ewen  
Signature of Officer Administering Oath or of Notary Public

Stacey Ewen  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☐ OR Produced Identification ☒

Type of Identification Produced

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☒ Home ☐ Office

11006 Lake Minneola Shrs.

Street or Post Office Box

Clermont, FL 34711-9415

City, State, Zip Code

Frank T. Martin

Print name as you desire commission issued

Frank T. Martin  
Signature

3033

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Sandra Featherman***

is duly appointed a member of the

**Board of Trustees,  
Florida Polytechnic University**

for a term beginning on the Twenty-First day of January, A.D.,  
2016, until the Fifteenth day of July, A.D., 2020 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.



*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Twenty-Ninth day of April, A.D., 2016.*

*Ken Detzner*

Secretary of State



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:56

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 27, 2016

Dr. Sandra Featherman  
3210 South Ocean Boulevard  
Highland Beach, Florida 33487

Dear Dr. Featherman:


On Thursday, January 21, 2016, the Florida Board of Governors approved the recommendation made by its Nomination and Governance Committee to reappoint you as a member of the Florida Polytechnic University Board of Trustees. Please accept our congratulations.

The reappointment acknowledges your record of public service and numerous career milestones. Your achievements are sure to provide expertise to the State University System of Florida and Florida Polytechnic University as you continue to serve in the capacity of a trustee. The reappointment, subject to confirmation by the Florida Senate, and your attendance of a System orientation session conducted by the Board of Governors, is for a term that began January 21, 2016 and ends on July 15, 2020.

Your role as a trustee is vital to the governance and success of our System. Members of the Board of Governors rely on all the university trustees to exercise due diligence in connection with their oversight responsibilities for our universities.

Thank you for your willingness to serve. We look forward to continuing to work with you as a member of the Florida Polytechnic University Board of Trustees.

Sincerely,



Marshall M. Criser III  
Chancellor

c: Tom Knutz, Chair, Board of Governors  
Mori Hosseini, Chair, Nomination and Governance Committee  
Mark Bostick, Chair, Board of Trustees  
Randy Avent, President, Florida Polytechnic University  
Gina DeJulio, Board of Trustees Liaison  
Vikki Shirley, Corporate Secretary  
Paige Beles, University Trustees Coordinator



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:55

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 29, 2016

MEMORANDUM

To: Ms. Inez Williams

From: Vikki Shirley *VKS*  
General Counsel and Corporate Secretary

Subject: Appointments to the University Boards of Trustees by the  
Board of Governors, January 21, 2016

This is to advise you that the Board of Governors made the following appointments to the University Boards of Trustees, on Thursday, January 21, 2016.

To the Florida A & M University Board of Trustees: Mr. Thomas Dortch Jr. was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Spurgeon McWilliams, and Mr. Craig Reed was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Karl White.

To the Florida Atlantic University Board of Trustees: Mr. Robert Stilley was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Shaun Davis was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Paul Tanner.

To the Florida International University Board of Trustees: Mr. Gerald Grant was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the Florida Polytechnic University Board of Trustees: Dr. Sandra Featherman was reappointed for a second term ending July 15, 2020, to the seat which she previously held, and Mr. Frank Martin was reappointed for a second term ending July 15, 2020, to the seat which he previously held.



Ms. Inez Williams  
January 29, 2016  
Page 2 of 3

To the Florida State University Board of Trustees: Mr. Edward Burr was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Craig Mateer was appointed for a term ending January 6, 2021, to the seat previously held by Dr. Joseph Camps.

To the New College of Florida Board of Trustees: Ms. Audrey Coleman was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. John Lilly was appointed for a term ending January 6, 2021, to the seat previously held by Ms. Mary Ruiz.

To the University of Central Florida Board of Trustees: Mr. Marcos Marchena was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Alexander Martins was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the University of Florida Board of Trustees: Ms. Marsha Powers was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Charles Edwards.

To the University of North Florida Board of Trustees: Ms. Sharon Wamble-King was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. Paul McElroy was appointed for a term ending January 6, 2021, to the seat previously held by Joan Newton.

To the University of South Florida Board of Trustees: Ms. Stephanie Goforth was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Ms. Nancy Watkins was reappointed for a second term ending January 6, 2021, to the seat which she previously held.

To the University of West Florida Board of Trustees: Mr. David Cleveland was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Richard Baker was appointed for a term ending January 6, 2021, to the seat previously held by Pamela Dana.

Ms. Inez Williams  
January 29, 2016  
Page 3 of 3

Attached are copies of the letters from Chancellor Marshall M. Criser III.

Thank you for your assistance in processing these appointments for their Senate confirmation. Please call me if you need additional information.

VS/pb  
Enclosures

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of

Palm Beach

RECEIVED  
DEPARTMENT OF STATE

2016 APR -7 AM 9:12

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Trustee, Florida Polytechnic University  
(Title of Office)

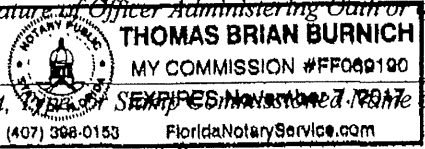
on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Sandra Featherman  
Signature

Sworn to and subscribed before me this 28 day of March, 2016.

Thomas Brian Burnich  
Signature of Officer Administering Oath or of Notary Public

  
Print, Type, or Stamp Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☒ Home ☐ Office

3210 S. Ocean Blvd. #504  
Street or Post Office Box

Highland Beach, FL 33487  
City, State, Zip Code

Sandra Featherman  
Print name as you desire commission issued

Sandra Featherman  
Signature

Amended  
Set #4  
3033

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

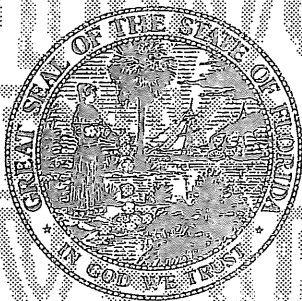
***Philip A. Dur***

is duly appointed a member of the

**Board of Trustees,  
Florida Polytechnic University**

for a term beginning on the Twenty-Fourth day of March, A.D.,  
2016, until the Thirtieth day of June, A.D., 2020 and is subject  
to be confirmed by the Senate during the next regular session of  
the Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Seventeenth day of February, A.D., 2017.*



*Ken Detzner*

Secretary of State



**RICK SCOTT**  
GOVERNOR

17 FEB 17 AM 9:39

DIVISION OF ELECTIONS  
SECRETARY OF STATE

February 15, 2017

Secretary Kenneth W. Detzner  
Secretary of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have amended the following appointment under the provisions of  
Section 1001.71, Florida Statutes:

Admiral Philip A. Dur  
126 Indian Bayou Drive  
Destin, Florida 32541

as a member of the Board of Trustees, Florida Polytechnic University, succeeding Kevin  
Hyman, subject to confirmation by the Senate. This appointment is effective March 24,  
2016, for a term ending June 30, 2020.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/aa

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of PALM BEACH

RECEIVED  
DEPARTMENT OF  
STATE

2016 MAY -4 AM 9:18

DEPARTMENT OF STATE  
DIVISION OF ELECTIONS

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

TRUSTEE OF FLORIDA POLYTECHNIC UNIVERSITY  
(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

[Signature]  
Signature

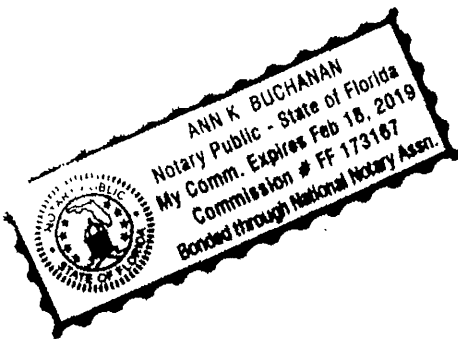
Sworn to and subscribed before me this 29<sup>th</sup> day of April, 2016

Ann K Buchanan  
Signature of Officer Administering Oath or of Notary Public

Ann K. Buchanan  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_



## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☒ Home ☐ Office

126 INDIAN BAYOU DRIVE

Street or Post Office Box

DESTIN, FL 32541

City, State, Zip Code

REAR ADMIRAL PHILIP A. JURE

Print name as you desire commission issued

[Signature]  
Signature

3035

STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections

I, Ken Detzner, Secretary of State,  
do hereby certify that

*Morteza (Mori) Hosseini*

is duly appointed a member of the

Board of Trustees,  
University of Florida

for a term beginning on the Thirtieth day of March, A.D., 2016,  
until the Sixth day of January, A.D., 2021 and is subject to be  
confirmed by the Senate during the next regular session of the  
Legislature.

Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Twenty-Ninth day of April, A.D., 2016.



*Ken Detzner*

Secretary of State

DSDE 99 (3/03)

The original document has a reflective line mark in paper. Hold at an angle to view when checking.





**RICK SCOTT**  
GOVERNOR

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 11 PM 2:29  
DIVISION OF ELECTIONS  
TALLAHASSEE, FLA. FL

April 4, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following appointment under the provisions of Section 1001.71, Florida Statutes:

Mr. Mori Hosseini  
2379 Beville Road  
Daytona Beach, Florida 32119

as a member of the Board of Trustees, University of Florida, succeeding Christopher Corr, subject to confirmation by the Senate. This appointment is effective March 30, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj



# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Volusia

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 28 AM 10:06  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

University of Florida, Board of Trustees

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

[Signature]  
Signature

Sworn to and subscribed before me this 27<sup>th</sup> day of April, 2016.

[Signature]  
Signature of Officer Administering Oath or of Notary Public

NICOLE KEELEY

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

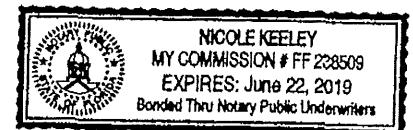
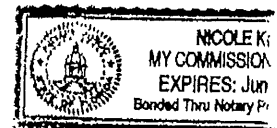
Mailing Address: ☐ Home ☒ Office

2379 Beville Road  
Street or Post Office Box  
Daytona Beach, FL 32119  
City, State, Zip Code

Mori Hosseini

Print name as you desire commission issued

[Signature]  
Signature



3035

STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections

I, Ken Detzner, Secretary of State,  
do hereby certify that

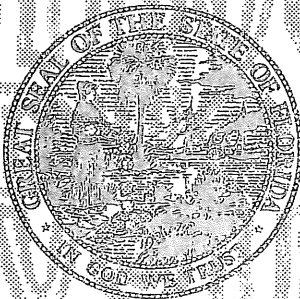
***Jason J. Rosenberg***

is duly appointed a member of the

**Board of Trustees,  
University of Florida**

for a term beginning on the Twenty-First day of December,  
A.D., 2016, until the Sixth day of January, A.D., 2021 and is  
subject to be confirmed by the Senate during the next regular  
session of the Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Twentieth day of January, A.D., 2017.*



*Ken Detzner*

Secretary of State



**RICK SCOTT**  
GOVERNOR

16 DEC 23 PM 1:56

D. WIS. TIONS  
SECRETARY OF STATE

December 21, 2016

Secretary Kenneth W. Detzner  
Secretary of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following reappointment under the provisions of Section 1001.71, Florida Statutes:

Dr. Jason J Rosenberg  
7117 Northwest 20th Place  
Gainesville, Florida 32605

as a member of the Board of Trustees, University of Florida, subject to confirmation by the Senate. This appointment is effective December 21, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/aa

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

RECEIVED  
DEPARTMENT OF STATE  
2017 JAN 17 AM 10:58  
DIVISION OF ELECTIONS

STATE OF FLORIDA

County of Alachua

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

TRUSTEE,

UNIVERSITY of FLORIDA BOARD of TRUSTEES

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Jason J. Rosenberg  
Signature

Sworn to and subscribed before me this 5 day of Jan, 2017

Cheryl Ann Carver  
Signature of Officer Administering Oath or of Notary Public

Cheryl Ann Carver  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_



## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: Home Office

7117 NORTHWEST 21TH PLACE

Street or Post Office Box

GAINESVILLE, FL 32605

City, State, Zip Code

JASON J ROSENBERG, MD

Print name as you desire commission issued

Jason J Rosenberg  
Signature

3035

STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections

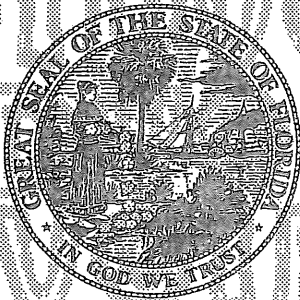
I, Ken Detzner, Secretary of State,  
do hereby certify that

***Leonard H. Johnson***

is duly appointed a member of the

**Board of Trustees,  
University of Florida**

for a term beginning on the Seventeenth day of March, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.



*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Twenty-Ninth day of April, A.D., 2016.*

*Ken Detzner*

Secretary of State



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 MAR 23 AM 9:33

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

March 21, 2016

MEMORANDUM

To: Ms. Inez Williams

From: Vikki Shirley  
General Counsel and Corporate Secretary

Subject: Appointments to the University Boards of Trustees by the  
Board of Governors, March-17, 2016

This is to advise you that the Board of Governors made the following appointments to the University Boards of Trustees, on Thursday, March 17, 2016.

To the Florida Gulf Coast University Board of Trustees: Mr. Joseph Fogg III was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Robert Wells.

To the University of Florida Board of Trustees: Mr. Leonard Johnson was appointed for a term ending January 6, 2021, to the seat previously held by Ms. Susan Cameron.

Attached are copies of the letters from Chancellor Marshall M. Criser III.

Thank you for your assistance in processing these appointments for their Senate confirmation. Please call me if you need additional information.

VS/pb  
Enclosures





STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 MAR 23 AM 9:33

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

March 21, 2016

Mr. Leonard Johnson  
601 Bayshore Boulevard, Suite 700  
Tampa, Florida 33606

Dear Mr. Johnson:

On Thursday, March 17, 2016, the Florida Board of Governors approved the recommendation made by its Nomination and Governance Committee to appoint you as a member of the University of Florida Board of Trustees. Please accept our congratulations.

The appointment acknowledges your record of public service and numerous career milestones. Your achievements are sure to provide expertise to the State University System of Florida and the University of Florida as you serve in the capacity of a trustee. The appointment, subject to confirmation by the Florida Senate, and your attendance of a System orientation session conducted by the Board of Governors, is for a term that began March 17, 2016 and ends on January 6, 2021.

Your role as a trustee is vital to the governance and success of our System. Members of the Board of Governors rely on all the university trustees to exercise due diligence in connection with their oversight responsibilities for our universities.

Thank you for your willingness to serve. We look forward to working with you as a member of the University of Florida Board of Trustees.

Sincerely,

A handwritten signature in dark ink, appearing to read "Marshall M. Criser III".

Marshall M. Criser III  
Chancellor

c: Tom Kuntz, Chair, Board of Governors and  
Nomination and Governance Committee  
Steven Scott, Chair, Board of Trustees  
Kent Fuchs, President, University of Florida  
Jamie Keith, Board of Trustees Secretary  
Vikki Shirley, Corporate Secretary  
Paige Beles, University Trustees Coordinator

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Pasco

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 22 AM 9:40  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Trustee, University of Florida

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Leonard H. Johnson  
Signature

Sworn to and subscribed before me this 19<sup>TH</sup> day of APRIL, 2016.

Amy L. Howland  
Signature of Officer Administering Oath or of Notary Public

Amy L. Howland  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_



AMY L. HOWLAND  
MY COMMISSION #  
EXPIRES: January  
Bonded To: Budget No.

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

601 Bayshore Blvd, Suite 700

Street or Post Office Box

Tampa, FL 33606

City, State, Zip Code

Leonard H. Johnson

Print name as you desire commission issued

Leonard H. Johnson  
Signature



3035

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

***James W. Heavener***

is duly appointed a member of the

**Board of Trustees,  
University of Florida**

for a term beginning on the Twenty-First day of December,  
A.D., 2016, until the Sixth day of January, A.D., 2021 and is  
subject to be confirmed by the Senate during the next regular  
session of the Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Eleventh day of January, A.D., 2017.*



*Ken Detzner*

Secretary of State



**RICK SCOTT**  
GOVERNOR

16 DEC 23 PM 1:56

LETTERS OF CREDENCE  
SECRETARY OF STATE

December 21, 2016

Secretary Kenneth W. Detzner  
Secretary of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following reappointment under the provisions of Section 1001.71, Florida Statutes:

Mr. James Williams Heavener  
3300 University Blvd  
Suite 218  
Winter Park, Florida 32792

as a member of the Board of Trustees, University of Florida, subject to confirmation by the Senate. This appointment is effective December 21, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/aa

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Orange

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Trustee, Board of Trustees, University of Florida

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Signature [Signature]

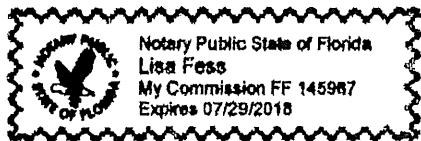
Sworn to and subscribed before me this 2nd day of January, 2017.

Signature of Officer Administering Oath or of Notary Public [Signature]

Print, Type, or Stamp Commissioned Name of Notary Public Lisa Fess

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced N/A



## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

3300 University Blvd, Suite 218

Street or Post Office Box

Winter Park, FL 32792

City, State, Zip Code

James W. Heavener

Print name as you desire commission issued

Signature [Signature]

3040

STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections

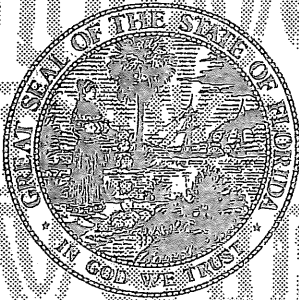
I, Ken Detzner, Secretary of State,  
do hereby certify that

***Wilfredo J. Gonzalez***

is duly appointed a member of the

**Board of Trustees,  
University of North Florida**

for a term beginning on the Twenty-Fourth day of March, A.D.,  
2016, until the Sixth day of January, A.D., 2020 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.



*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Tenth day of May, A.D., 2016.*

*Ken Detzner*

Secretary of State



**RICK SCOTT**  
GOVERNOR

RECEIVED  
DEPARTMENT OF STATE

2016 APR 11 PM 2:29

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

April 4, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following appointment under the provisions of Section 1001.71, Florida Statutes:

Mr. Wilfredo J. Gonzalez  
8666 Heather Run Drive South  
Jacksonville, Florida 32256

as a member of the Board of Trustees, University of North Florida, succeeding Margaret Pappas, subject to confirmation by the Senate. This appointment is effective March 24, 2016, for a term ending January 6, 2020.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of DUVAL

RECEIVED  
DEPARTMENT OF STATE  
2016 MAY -6 AM 9:14

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

TRUSTEE - UNIVERSITY OF NORTH FLORIDA  
(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Signature

Sworn to and subscribed before me this 18 day of APRIL, 2016

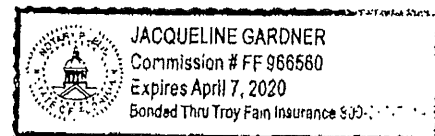
Signature of Officer Administering Oath or of Notary Public

Jacqueline Gardner  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_

## ACCEPTANCE



I accept the office listed in the above Oath of Office.

Mailing Address: ☒ Home ☐ Office

8666 HEATHER RUN DR.S.  
Street or Post Office Box

WILFREDO J. GONZALEZ  
Print name as you desire commission issued

JACKSONVILLE, FL 32256  
City, State, Zip Code

Signature



3040

STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Sharon L. Wamble-King***

is duly appointed a member of the

**Board of Trustees,  
University of North Florida**

for a term beginning on the Twenty-First day of January, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.



*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Eighth day of April, A.D., 2016.*

*Ken Detzner*

Secretary of State



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:55

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 29, 2016

MEMORANDUM

To: Ms. Inez Williams

From: Vikki Shirley *VKS*  
General Counsel and Corporate Secretary

Subject: Appointments to the University Boards of Trustees by the  
Board of Governors, January 21, 2016

This is to advise you that the Board of Governors made the following appointments to the University Boards of Trustees, on Thursday, January 21, 2016.

To the Florida A & M University Board of Trustees: Mr. Thomas Dortch Jr. was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Spurgeon McWilliams, and Mr. Craig Reed was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Karl White.

To the Florida Atlantic University Board of Trustees: Mr. Robert Stilley was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Shaun Davis was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Paul Tanner.

To the Florida International University Board of Trustees: Mr. Gerald Grant was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the Florida Polytechnic University Board of Trustees: Dr. Sandra Featherman was reappointed for a second term ending July 15, 2020, to the seat which she previously held, and Mr. Frank Martin was reappointed for a second term ending July 15, 2020, to the seat which he previously held.



Ms. Inez Williams  
January 29, 2016  
Page 2 of 3

To the Florida State University Board of Trustees: Mr. Edward Burr was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Craig Mateer was appointed for a term ending January 6, 2021, to the seat previously held by Dr. Joseph Camps.

To the New College of Florida Board of Trustees: Ms. Audrey Coleman was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. John Lilly was appointed for a term ending January 6, 2021, to the seat previously held by Ms. Mary Ruiz.

To the University of Central Florida Board of Trustees: Mr. Marcos Marchena was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Alexander Martins was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the University of Florida Board of Trustees: Ms. Marsha Powers was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Charles Edwards.

To the University of North Florida Board of Trustees: Ms. Sharon Wamble-King was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. Paul McElroy was appointed for a term ending January 6, 2021, to the seat previously held by Joan Newton.

To the University of South Florida Board of Trustees: Ms. Stephanie Goforth was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Ms. Nancy Watkins was reappointed for a second term ending January 6, 2021, to the seat which she previously held.

To the University of West Florida Board of Trustees: Mr. David Cleveland was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Richard Baker was appointed for a term ending January 6, 2021, to the seat previously held by Pamela Dana.

Ms. Inez Williams  
January 29, 2016  
Page 3 of 3

Attached are copies of the letters from Chancellor Marshall M. Criser III.

Thank you for your assistance in processing these appointments for their Senate confirmation. Please call me if you need additional information.

VS/pb  
Enclosures



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA

Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:56

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 27, 2016

Ms. Sharon Wamble-King  
1185 Queens Harbor Boulevard  
Jacksonville, Florida 32225

Dear Ms. Wamble-King:

On Thursday, January 21, 2016, the Florida Board of Governors approved the recommendation made by its Nomination and Governance Committee to reappoint you as a member of the University of North Florida Board of Trustees. Please accept our congratulations.

The reappointment acknowledges your record of public service and numerous career milestones. Your achievements are sure to provide expertise to the State University System of Florida and the University of North Florida as you continue to serve in the capacity of a trustee. The reappointment, subject to confirmation by the Florida Senate, and your attendance of a System orientation session conducted by the Board of Governors, is for a term that began January 21, 2016 and ends on January 6, 2021.

Your role as a trustee is vital to the governance and success of our System. Members of the Board of Governors rely on all the university trustees to exercise due diligence in connection with their oversight responsibilities for our universities.

Thank you for your willingness to serve. We look forward to continuing to work with you as a member of the University of North Florida Board of Trustees.

Sincerely,

Marshall M. Criser III  
Chancellor

c: Tom Knutz, Chair, Board of Governors  
Mori Hosseini, Chair, Nomination and Governance Committee  
Joy Korman, Chair, Board of Trustees  
John Delaney, President, University of North Florida  
Tom Serwatka, Board of Trustees Liaison  
Vikki Shirley, Corporate Secretary  
Paige Beles, University Trustees Coordinator

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

RECEIVED  
DEPARTMENT OF STATE  
2016 APR -5 AM 10:47

STATE OF FLORIDA

County of Duval

DEPARTMENT OF STATE  
DIVISION OF ELECTIONS

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Board of Trustees, University of North Florida

(Title of Office)

on which I am now about to enter, so help me God.

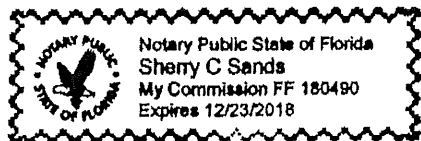
[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Sharon L. Wamble-King  
Signature

Sworn to and subscribed before me this 31 day of March, 2016

Sherry C. Sands  
Signature of Officer Administering Oath or of Notary Public

Sherry C. Sands  
Print, Type, or Stamp Commissioned Name of Notary Public



Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☒ Home ☐ Office

1185 Queens Harbor Boulevard

Street or Post Office Box

Jacksonville, Florida 32225

City, State, Zip Code

Sharon L. Wamble-King

Print name as you desire commission issued

Sharon L. Wamble-King  
Signature

3040

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Paul E. McElroy***

is duly appointed a member of the

**Board of Trustees,  
University of North Florida**

for a term beginning on the  
Twenty-First day of January, A.D., 2016,  
until the Sixth day of January, A.D., 2021  
and is subject to be confirmed by the Senate  
during the next regular session of the Legislature.



*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Sixteenth day of March, A.D., 2016.*

*Ken Detzner*

Secretary of State



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:56

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 27, 2016

Mr. Paul McElroy  
21 West Church Street  
Jacksonville, Florida 32224

Dear Mr. McElroy:


On Thursday, January 21, 2016, the Florida Board of Governors approved the recommendation made by its Nomination and Governance Committee to appoint you as a member of the University of North Florida Board of Trustees. Please accept our congratulations.

The appointment acknowledges your record of public service and numerous career milestones. Your achievements are sure to provide expertise to the State University System of Florida and the University of North Florida as you serve in the capacity of a trustee. The appointment, subject to confirmation by the Florida Senate, and your attendance of a System orientation session conducted by the Board of Governors, is for a term that began January 21, 2016 and ends on January 6, 2021.

Your role as a trustee is vital to the governance and success of our System. Members of the Board of Governors rely on all the university trustees to exercise due diligence in connection with their oversight responsibilities for our universities.

Thank you for your willingness to serve. We look forward to working with you as a member of the University of North Florida Board of Trustees.

Sincerely,



Marshall M. Criser III  
Chancellor

c: Tom Knutz, Chair, Board of Governors  
Mori Hosseini, Chair, Nomination and Governance Committee  
Joy Korman, Chair, Board of Trustees  
John Delaney, President, University of North Florida  
Tom Serwatka, Board of Trustees Liaison  
Vikki Shirley, Corporate Secretary  
Paige Beles, University Trustees Coordinator



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:55

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 29, 2016

MEMORANDUM

To: Ms. Inez Williams

From: Vikki Shirley *VKS*  
General Counsel and Corporate Secretary

Subject: Appointments to the University Boards of Trustees by the  
Board of Governors, January 21, 2016

This is to advise you that the Board of Governors made the following appointments to the University Boards of Trustees, on Thursday, January 21, 2016.

To the Florida A & M University Board of Trustees: Mr. Thomas Dortch Jr. was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Spurgeon McWilliams, and Mr. Craig Reed was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Karl White.

To the Florida Atlantic University Board of Trustees: Mr. Robert Stilley was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Shaun Davis was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Paul Tanner.

To the Florida International University Board of Trustees: Mr. Gerald Grant was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the Florida Polytechnic University Board of Trustees: Dr. Sandra Featherman was reappointed for a second term ending July 15, 2020, to the seat which she previously held, and Mr. Frank Martin was reappointed for a second term ending July 15, 2020, to the seat which he previously held.

Ms. Inez Williams  
January 29, 2016  
Page 2 of 3

To the Florida State University Board of Trustees: Mr. Edward Burr was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Craig Mateer was appointed for a term ending January 6, 2021, to the seat previously held by Dr. Joseph Camps.

To the New College of Florida Board of Trustees: Ms. Audrey Coleman was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. John Lilly was appointed for a term ending January 6, 2021, to the seat previously held by Ms. Mary Ruiz.

To the University of Central Florida Board of Trustees: Mr. Marcos Marchena was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Alexander Martins was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the University of Florida Board of Trustees: Ms. Marsha Powers was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Charles Edwards.

To the University of North Florida Board of Trustees: Ms. Sharon Wamble-King was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. Paul McElroy was appointed for a term ending January 6, 2021, to the seat previously held by Joan Newton.

To the University of South Florida Board of Trustees: Ms. Stephanie Goforth was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Ms. Nancy Watkins was reappointed for a second term ending January 6, 2021, to the seat which she previously held.

To the University of West Florida Board of Trustees: Mr. David Cleveland was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Richard Baker was appointed for a term ending January 6, 2021, to the seat previously held by Pamela Dana.



Ms. Inez Williams  
January 29, 2016  
Page 3 of 3

Attached are copies of the letters from Chancellor Marshall M. Criser III.

Thank you for your assistance in processing these appointments for their Senate confirmation. Please call me if you need additional information.

VS/pb  
Enclosures

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Duval

RECEIVED  
DEPARTMENT OF STATE  
2016 MAR 16 AM 9:53  
DEPARTMENT OF STATE  
DIVISION OF ELECTIONS

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Board of Trustees, University of North Florida  
(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Paul E. McElroy  
Signature

Sworn to and subscribed before me this 12 day of February, 2016.

Melissa M. Charleroy  
Signature of Officer Administering Oath of Notary Public

Melissa M. Charleroy  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☒ Home ☐ Office

13065 Weyford Hollow Rd N  
Street or Post Office Box

Jacksonville, FL 32224  
City, State, Zip Code

PAUL E MCELROY  
Print name as you desire commission issued  
Paul E. McElroy  
Signature

3040

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Stephen C. Joost***

is duly appointed a member of the  
**Board of Trustees,  
University of North Florida**

for a term beginning on the Twenty-Fourth day of March, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the First day of November, A.D., 2016.*

*Ken Detzner*

Secretary of State





**RICK SCOTT**  
GOVERNOR

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 11 PM 2:29  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

April 4, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following appointment under the provisions of Section 1001.71, Florida Statutes:

Mr. Stephen Joost  
10743 Waverly Bluff Way  
Jacksonville, Florida 32223

as a member of the Board of Trustees, University of North Florida, succeeding William Lovett, subject to confirmation by the Senate. This appointment is effective March 24, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Duval

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Board of Trustees, University of North Florida  
(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]



Signature

Sworn to and subscribed before me this 26<sup>th</sup> day of October 2014.

Signature of Officer Administering Oath or of Notary Public

Fawn A. Radwanski

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR

Produced Identification ☐

Type of Identification Produced \_\_\_\_\_

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☐ Office

10743 Waverly Bluff Way  
Street or Post Office Box

Jacksonville, FL 32223  
City, State, Zip Code

Stephen C. Joost  
Print name as you desire commission issued

Signature



3040

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Kevin E. Hyde***

is duly appointed a member of the

**Board of Trustees,  
University of North Florida**

for a term beginning on the Twenty-Fourth day of March, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the First day of June, A.D., 2016.*



*Ken Detzner*

Secretary of State





**RICK SCOTT**  
GOVERNOR

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 11 PM 2:29  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

April 4, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following appointment under the provisions of Section 1001.71, Florida Statutes:

Mr. Kevin E. Hyde  
One Independent Drive  
Suite 1300  
Jacksonville, Florida 32205

as a member of the Board of Trustees, University of North Florida, succeeding Myron Pincomb, subject to confirmation by the Senate. This appointment is effective March 24, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

RECEIVED  
DEPARTMENT OF  
2016 MAY 25 AM 9:26

DIVISION OF ELECTIONS

STATE OF FLORIDA

County of Duval

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Board of Trustees, University of North Florida

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

[Signature]  
Signature



Sworn to and subscribed before me this 23<sup>rd</sup> day of May, 2016

[Signature]  
Signature of Officer Administering Oath or of Notary Public

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

One Independent Drive, Suite 1300

Street or Post Office Box

Jacksonville, FL 32202

City, State, Zip Code

Kevin E. Hyde

Print name as you desire commission issued

[Signature]  
Signature



3045

STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections

I, Ken Detzner, Secretary of State,  
do hereby certify that

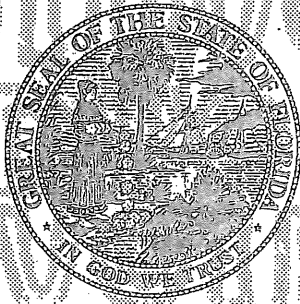
***Michael L. Carrere***

is duly appointed a member of the

**Board of Trustees,  
University of South Florida**

for a term beginning on the Twenty-Fourth day of March, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Eighth day of June, A.D., 2016.*



*Ken Detzner*

Secretary of State

DSDE 99 (3/03)

The original document has a reflective line mark in paper. Hold at an angle to view when checking.



**RICK SCOTT**  
GOVERNOR

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 11 PM 2:28  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

April 5, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following appointment under the provisions of Section 1001.71, Florida Statutes:

Mr. Michael Carrere  
5415 Lykes Lane  
Tampa, Florida 33611

as a member of the Board of Trustees, University of South Florida, succeeding Debbie Sembler, subject to confirmation by the Senate. This appointment is effective March 24, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Hillsborough

RECEIVED

16 JUN -7 AM 9:17

DIVISION OF ELECTIONS  
SECRETARY OF STATE

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

USF Board of Trustees  
(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Michael L. Carr  
Signature

Sworn to and subscribed before me this 1<sup>st</sup> day of June, 2016.



Katherine L. Firth  
Signature of Officer Administering Oath or of Notary Public

Katherine L. Firth  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

Carrve Capital LLC  
614 W Bay St.  
Street or Post Office Box

Tampa, FL 33606  
City, State, Zip Code

Michael L. Carrve  
Print name as you desire commission issued  
Michael L. Carrve  
Signature

5(only)

A black and white copy of this document is not official

3045

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Nancy Hemmingway Watkins***

is duly appointed a member of the

**Board of Trustees,  
University of South Florida**

for a term beginning on the Twenty-First day of January, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Twenty-Fifth day of March, A.D., 2016.*



*Ken Detzner*

Secretary of State

DSDE 99 (3/03)

The original document has a reflective line mark in paper. Hold at an angle to view when checking.

If photocopied or chemically altered, the word "VOID" will appear.

"State of Florida" appears in small letters across the face of this 8 1/2 x 11" document



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA

BOARD OF GOVERNORS

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:57

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 27, 2016

Ms. Nancy Watkins  
610 South Boulevard  
Tampa, Florida 33606

Dear Ms. Watkins:


On Thursday, January 21, 2016, the Florida Board of Governors approved the recommendation made by its Nomination and Governance Committee to reappoint you as a member of the University of South Florida Board of Trustees. Please accept our congratulations.

The reappointment acknowledges your record of public service and numerous career milestones. Your achievements are sure to provide expertise to the State University System of Florida and the University of South Florida as you continue to serve in the capacity of a trustee. The reappointment, subject to confirmation by the Florida Senate, and your attendance of a System orientation session conducted by the Board of Governors, is for a term that began January 21, 2016 and ends on January 6, 2021.

Your role as a trustee is vital to the governance and success of our System. Members of the Board of Governors rely on all the university trustees to exercise due diligence in connection with their oversight responsibilities for our universities.

Thank you for your willingness to serve. We look forward to continuing to work with you as a member of the University of South Florida Board of Trustees.

Sincerely,



Marshall M. Criser III  
Chancellor

c: Tom Knutz, Chair, Board of Governors  
Mori Hosseini, Chair, Nomination and Governance Committee  
Judy Genshaft, President, University of South Florida  
Harold Mullis, Chair, Board of Trustees  
Cynthia Visot, Board of Trustees Liaison  
Vikki Shirley, Corporate Secretary  
Paige Beles, University Trustees Coordinator



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:55

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 29, 2016

MEMORANDUM

To: Ms. Inez Williams

From: Vikki Shirley *VKS*  
General Counsel and Corporate Secretary

Subject: Appointments to the University Boards of Trustees by the  
Board of Governors, January 21, 2016

This is to advise you that the Board of Governors made the following appointments to the University Boards of Trustees, on Thursday, January 21, 2016.

To the Florida A & M University Board of Trustees: Mr. Thomas Dortch Jr. was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Spurgeon McWilliams, and Mr. Craig Reed was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Karl White.

To the Florida Atlantic University Board of Trustees: Mr. Robert Stilley was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Shaun Davis was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Paul Tanner.

To the Florida International University Board of Trustees: Mr. Gerald Grant was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the Florida Polytechnic University Board of Trustees: Dr. Sandra Featherman was reappointed for a second term ending July 15, 2020, to the seat which she previously held, and Mr. Frank Martin was reappointed for a second term ending July 15, 2020, to the seat which he previously held.



Ms. Inez Williams  
January 29, 2016  
Page 2 of 3

To the Florida State University Board of Trustees: Mr. Edward Burr was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Craig Mateer was appointed for a term ending January 6, 2021, to the seat previously held by Dr. Joseph Camps.

To the New College of Florida Board of Trustees: Ms. Audrey Coleman was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. John Lilly was appointed for a term ending January 6, 2021, to the seat previously held by Ms. Mary Ruiz.

To the University of Central Florida Board of Trustees: Mr. Marcos Marchena was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Alexander Martins was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the University of Florida Board of Trustees: Ms. Marsha Powers was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Charles Edwards.

To the University of North Florida Board of Trustees: Ms. Sharon Wamble-King was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. Paul McElroy was appointed for a term ending January 6, 2021, to the seat previously held by Joan Newton.

To the University of South Florida Board of Trustees: Ms. Stephanie Goforth was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Ms. Nancy Watkins was reappointed for a second term ending January 6, 2021, to the seat which she previously held.

To the University of West Florida Board of Trustees: Mr. David Cleveland was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Richard Baker was appointed for a term ending January 6, 2021, to the seat previously held by Pamela Dana.

Ms. Inez Williams  
January 29, 2016  
Page 3 of 3

Attached are copies of the letters from Chancellor Marshall M. Criser III.

Thank you for your assistance in processing these appointments for their Senate confirmation. Please call me if you need additional information.

VS/pb  
Enclosures



# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Hillsborough

RECEIVED  
DEPARTMENT OF STATE  
2016 MAR 24 AM 9:45  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Board of Trustees, University of South Florida

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Nancy Hemmingway Watkins  
Signature

Sworn to and subscribed before me this 22 day of MARCH, 2016.

Katharine K. Wooten  
Signature of Officer Administering Oath or of Notary Public

Print, Type, or Stamp Commissioned Name of Notary Public  
KATHARINE K. WOOTEN  
MY COMMISSION # FF211694  
EXPIRES March 18, 2019

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

610 S. Boulevard

Street or Post Office Box

Tampa, FL 33606

City, State, Zip Code

Nancy Hemmingway Watkins

Print name as you desire commission issued

Nancy Hemmingway Watkins  
Signature

3045

STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections

I, Ken Detzner, Secretary of State,  
do hereby certify that

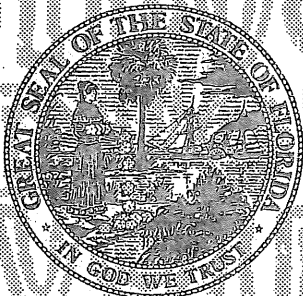
***James Stikeleather***

is duly appointed a member of the

**Board of Trustees,  
University of South Florida**

for a term beginning on the Twenty-Fourth day of March, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Second day of May, A.D., 2016.*



*Ken Detzner*

Secretary of State



**rick scott**  
GOVERNOR

RECEIVED  
DEPARTMENT OF STATE

2016 APR 11 PM 2:28

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

April 5, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250]

Dear Secretary Detzner:

Please be advised I have made the following appointment under the provisions of Section 1001.71, Florida Statutes:

Mr. James Stikeleather  
10805 Carrollwood Drive  
Tampa, Florida 33618

as a member of the Board of Trustees, University of South Florida, succeeding Stephen Mitchell, subject to confirmation by the Senate. This appointment is effective March 24, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Hillsborough

RECEIVED  
DEPARTMENT OF STATE

2016 APR 29 AM 9:55

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Member of Board of Trustees, University of South Florida

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

[Signature]  
Signature

Sworn to and subscribed before me this 28<sup>th</sup> day of APRIL, 2016.

[Signature]  
Signature of Officer Administering Oath or of Notary Public

KIRK A. CHARLTON  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☐ OR

Produced Identification ☒

Type of Identification Produced \_\_\_\_\_



KIRK A. CHARLTON  
NOTARY PUBLIC  
STATE OF FLORIDA  
Comm# FF91549  
Expires 3/7/2018

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☒ Home ☐ Office

10805 Carrollwood Drive

Street or Post Office Box

Tampa, FL 33618

City, State, Zip Code

James A. Stikeleather

Print name as you desire commission issued

[Signature]  
Signature

3045

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

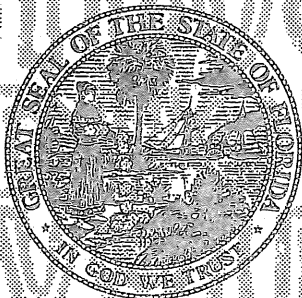
***John B. Ramil***

is duly appointed a member of the

**Board of Trustees,  
University of South Florida**

for a term beginning on the Twenty-Fourth day of March, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Tenth day of May, A.D., 2016.*



*Ken Detzner*  
Secretary of State

*Amended*

RECEIVED  
DEPARTMENT OF STATE  
2016 MAY -6 PM 2:52  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL



**RICK SCOTT**  
GOVERNOR

April 29, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have amended the following reappointment under the provisions of Section 1001.71, Florida Statutes:

Mr. John B. Ramil  
702 North Franklin Street  
Post Office Box 111  
Tampa, Florida 33601

as a member of the Board of Trustees, University of South Florida, subject to confirmation by the Senate. This appointment is effective March 24, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott", written over a large, stylized flourish.

Rick Scott  
Governor

RS/bj

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

RECEIVED  
DEPARTMENT OF STATE  
2016 MAY -2 AM 9:36

DIVISION OF ELECTIONS

STATE OF FLORIDA

County of Hillsborough

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Member of the Board of Trustees, University of South Florida  
(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Signature

Sworn to and subscribed before me this 20th day of April, 2016.

Signature of Officer Administering Oath or of Notary Public

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR

Produced Identification ☐

Type of Identification Produced

himself



TRACIE D. WEICH  
NOTARY PUBLIC  
STATE OF FLORIDA  
Comm# FF119688  
Expires 5/6/2018

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

P.O. Box 111

Street or Post Office Box

Tampa, FL 33601

City, State, Zip Code

John B. Ramil

Print name as you desire commission issued

Signature



3045

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Stephanie Goforth***

is duly appointed a member of the

**Board of Trustees,  
University of South Florida**

for a term beginning on the Twenty-First day of January, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Twenty-Fourth day of March, A.D., 2016.*



*Ken Detzner*

Secretary of State





STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:55

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 29, 2016

MEMORANDUM

To: Ms. Inez Williams

From: Vikki Shirley *VKS*  
General Counsel and Corporate Secretary

Subject: Appointments to the University Boards of Trustees by the  
Board of Governors, January 21, 2016

This is to advise you that the Board of Governors made the following appointments to the University Boards of Trustees, on Thursday, January 21, 2016.

To the Florida A & M University Board of Trustees: Mr. Thomas Dortch Jr. was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Spurgeon McWilliams, and Mr. Craig Reed was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Karl White.

To the Florida Atlantic University Board of Trustees: Mr. Robert Stilley was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Shaun Davis was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Paul Tanner.

To the Florida International University Board of Trustees: Mr. Gerald Grant was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the Florida Polytechnic University Board of Trustees: Dr. Sandra Featherman was reappointed for a second term ending July 15, 2020, to the seat which she previously held, and Mr. Frank Martin was reappointed for a second term ending July 15, 2020, to the seat which he previously held.

To the Florida State University Board of Trustees: Mr. Edward Burr was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Craig Mateer was appointed for a term ending January 6, 2021, to the seat previously held by Dr. Joseph Camps.

To the New College of Florida Board of Trustees: Ms. Audrey Coleman was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. John Lilly was appointed for a term ending January 6, 2021, to the seat previously held by Ms. Mary Ruiz.

To the University of Central Florida Board of Trustees: Mr. Marcos Marchena was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Alexander Martins was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the University of Florida Board of Trustees: Ms. Marsha Powers was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Charles Edwards.

To the University of North Florida Board of Trustees: Ms. Sharon Wamble-King was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. Paul McElroy was appointed for a term ending January 6, 2021, to the seat previously held by Joan Newton.

To the University of South Florida Board of Trustees: Ms. Stephanie Goforth was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Ms. Nancy Watkins was reappointed for a second term ending January 6, 2021, to the seat which she previously held.

To the University of West Florida Board of Trustees: Mr. David Cleveland was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Richard Baker was appointed for a term ending January 6, 2021, to the seat previously held by Pamela Dana.

Ms. Inez Williams  
January 29, 2016  
Page 3 of 3

Attached are copies of the letters from Chancellor Marshall M. Criser III.

Thank you for your assistance in processing these appointments for their Senate confirmation. Please call me if you need additional information.

VS/pb  
Enclosures



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA

Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:56

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 27, 2016

Ms. Stephanie Goforth  
6222 Fairway Bay Boulevard South  
Gulfport, Florida 33707

Dear Ms. Goforth:

On Thursday, January 21, 2016, the Florida Board of Governors approved the recommendation made by its Nomination and Governance Committee to reappoint you as a member of the University of South Florida Board of Trustees. Please accept our congratulations.

The reappointment acknowledges your record of public service and numerous career milestones. Your achievements are sure to provide expertise to the State University System of Florida and the University of South Florida as you continue to serve in the capacity of a trustee. The reappointment, subject to confirmation by the Florida Senate, and your attendance of a System orientation session conducted by the Board of Governors, is for a term that began January 21, 2016 and ends on January 6, 2021.

Your role as a trustee is vital to the governance and success of our System. Members of the Board of Governors rely on all the university trustees to exercise due diligence in connection with their oversight responsibilities for our universities.

Thank you for your willingness to serve. We look forward to continuing to work with you as a member of the University of South Florida Board of Trustees.

Sincerely,

A handwritten signature in black ink, appearing to read "Marshall M. Criser III", is written over a horizontal line.

Marshall M. Criser III  
Chancellor

c: Tom Knutz, Chair, Board of Governors  
Mori Hosseini, Chair, Nomination and Governance Committee  
Judy Genshaft, President, University of South Florida  
Harold Mullis, Chair, Board of Trustees  
Cynthia Visot, Board of Trustees Liaison  
Vikki Shirley, Corporate Secretary  
Paige Beles, University Trustees Coordinator

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Pinellas

RECEIVED  
DEPARTMENT OF STATE  
2016 MAR -9 PM 3:34  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Board of Trustees, University of South Florida  
(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Stephanie Goforth  
Signature

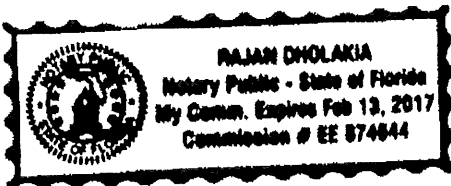
Sworn to and subscribed before me this 8 day of March, 2016.

Rajan Dholakia  
Signature of Officer Administering Oath or of Notary Public

Rajan Dholakia  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_



## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☒ Home ☐ Office

6222 Fairway Bay Blvd S.  
Street or Post Office Box

Gulfport, FL 33707  
City, State, Zip Code

Stephanie Goforth  
Print name as you desire commission issued  
Stephanie Goforth  
Signature

3050

STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Greg S. Britton***

is duly appointed a member of the

**Board of Trustees,  
University of West Florida**

for a term beginning on the Twenty-Fourth day of March, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Eighteenth day of May, A.D. 2016.*



*Ken Detzner*

Secretary of State



**RICK SCOTT**  
GOVERNOR

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 11 PM 2:28  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

April 5, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following appointment under the provisions of Section 1001.71, Florida Statutes:

Mr. Greg S. Britton  
13 Calle Rio  
Mary Esther, Florida 32569

as a member of the Board of Trustees, University of West Florida, succeeding Susan O'Connor, subject to confirmation by the Senate. This appointment is effective March 24, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Okaloosa

RECEIVED  
DEPARTMENT OF STATE  
2016 MAY 12 AM 11:01  
DIVISION OF ELECTIONS

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Board of Trustee, University of West Florida

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

[Signature]  
Signature

Sworn to and subscribed before me this 9<sup>th</sup> day of May, 2016.

Denise Regina Paulk  
Signature of Officer Administering Oath or of Notary Public

Denise Regina Paulk  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_



## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

43 Jet Drive NW

Street or Post Office Box

Fort Walton Beach, FL 32548

City, State, Zip Code

Greg Britton

Print name as you desire commission issued

[Signature]  
Signature



3050

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Robert D. Sires***

is duly appointed a member of the

**Board of Trustees,  
University of West Florida**

for a term beginning on the Twenty-Fourth day of March, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.



*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the First day of June, A.D., 2016.*

*Ken Detzner*

Secretary of State



**RICK SCOTT**  
GOVERNOR

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 11 PM 2:28  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

April 7, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following appointment under the provisions of Section 1001.71, Florida Statutes:

Mr. Robert D. Sires  
1000 Patriots Way  
Crestview, Florida 32539

as a member of the Board of Trustees, University of West Florida, succeeding Garrett Walton, subject to confirmation by the Senate. This appointment is effective March 24, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Okaloosa

RECEIVED  
DEPARTMENT OF  
2016 MAY -2 AM 9:38  
DIVISION OF ELECTIONS

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Member of Board of Trustees, University of West Florida

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

[Signature]  
Signature

Sworn to and subscribed before me this 25 day of April, 2016.

[Signature]  
Signature of Officer Administering Oath or of Notary Public

Kaycee J. Lee  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_



Kaycee Jayne Lee  
NOTARY PUBLIC  
STATE OF FLORIDA  
Comm# FF244825  
Expires 8/29/2019

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

5680 JOHN GIVENS ROAD

Street or Post Office Box

CRESTVIEW FL 32532

City, State, Zip Code

ROBERT SINES

Print name as you desire commission issued

[Signature]  
Signature

3050

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

***Jay S. Patel***

is duly appointed a member of the

**Board of Trustees,  
University of West Florida**

for a term beginning on the Twenty-Fourth day of March, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Twenty-Sixth day of September, A.D., 2016.*



*Ken Detzner*

Secretary of State

DSDE 99 (3/03)

The original document has a reflective line mark in paper. Hold at an angle to view when checking.

If photocopied or chemically altered, the word "VOID" will appear.

"State of Florida" appears in small letters across the face of this 8 1/2 x 11" document



**RICK SCOTT**  
GOVERNOR

RECEIVED  
DEPARTMENT OF STATE  
2016 APR 11 PM 2:28  
DIVISION OF ELECTIONS  
TALLAHASSEE, FL

April 7, 2016

Secretary Kenneth W. Detzner  
Department of State  
State of Florida  
R. A. Gray Building, Room 316  
500 South Bronough Street  
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following reappointment under the provisions of Section 1001.71, Florida Statutes:

Mr. Jay S. Patel  
3020 Knotty Pine Drive  
Pensacola, Florida 32505

as a member of the Board of Trustees, University of West Florida, subject to confirmation by the Senate. This appointment is effective March 24, 2016, for a term ending January 6, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott  
Governor

RS/bj

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of ESCAMBIA

RECEIVED  
DEPARTMENT OF  
2016 MAY 25 AM 9:27

DIVISION OF ELECTIONS

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

UNIVERSITY OF WEST FLORIDA - BOARD OF TRUSTEE

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

[Signature]  
Signature

Sworn to and subscribed before me this 23 day of MAY, 2016.

[Signature]  
Signature of Officer Administering Oath or of Notary Public

C. THOMAS PRICE, JR.  
Print, Type, or Stamp Commissioned Name of Notary Public

C. THOMAS PRICE, JR.  
Notary Public-State of FL  
Comm. Exp. Aug. 28, 2016  
Comm. No. EE 207772

Personally Known ☒ OR

Produced Identification ☐

Type of Identification Produced \_\_\_\_\_

C. THOMAS PRICE, JR.  
Notary Public-State of FL  
Comm. Exp. Aug. 28, 2016  
Comm. No. EE 207772

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☒ Home ☐ Office

3020 Knotty Pine Drive

Street or Post Office Box

Pensacola, Florida 32505

City, State, Zip Code

Jay S. Patel

Print name as you desire commission issued

[Signature]  
Signature



3050

**STATE OF FLORIDA  
DEPARTMENT OF STATE  
Division of Elections**

I, Ken Detzner, Secretary of State,  
do hereby certify that

***David E. Cleveland***

is duly appointed a member of the

**Board of Trustees,  
University of West Florida**

for a term beginning on the Twenty-First day of January, A.D.,  
2016, until the Sixth day of January, A.D., 2021 and is subject to  
be confirmed by the Senate during the next regular session of the  
Legislature.

*Given under my hand and the Great Seal of the  
State of Florida, at Tallahassee, the Capital, this  
the Second day of May, A.D., 2016.*



*Ken Detzner*  
Secretary of State



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:55

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 29, 2016

MEMORANDUM

To: Ms. Inez Williams

From: Vikki Shirley *VKS*  
General Counsel and Corporate Secretary

Subject: Appointments to the University Boards of Trustees by the  
Board of Governors, January 21, 2016

This is to advise you that the Board of Governors made the following appointments to the University Boards of Trustees, on Thursday, January 21, 2016.

To the Florida A & M University Board of Trustees: Mr. Thomas Dortch Jr. was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Spurgeon McWilliams, and Mr. Craig Reed was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Karl White.

To the Florida Atlantic University Board of Trustees: Mr. Robert Stilley was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Shaun Davis was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Paul Tanner.

To the Florida International University Board of Trustees: Mr. Gerald Grant was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the Florida Polytechnic University Board of Trustees: Dr. Sandra Featherman was reappointed for a second term ending July 15, 2020, to the seat which she previously held, and Mr. Frank Martin was reappointed for a second term ending July 15, 2020, to the seat which he previously held.



Ms. Inez Williams  
January 29, 2016  
Page 2 of 3

To the Florida State University Board of Trustees: Mr. Edward Burr was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Craig Mateer was appointed for a term ending January 6, 2021, to the seat previously held by Dr. Joseph Camps.

To the New College of Florida Board of Trustees: Ms. Audrey Coleman was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. John Lilly was appointed for a term ending January 6, 2021, to the seat previously held by Ms. Mary Ruiz.

To the University of Central Florida Board of Trustees: Mr. Marcos Marchena was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Alexander Martins was reappointed for a second term ending January 6, 2021, to the seat which he previously held.

To the University of Florida Board of Trustees: Ms. Marsha Powers was appointed for a term ending January 6, 2021, to the seat previously held by Mr. Charles Edwards.

To the University of North Florida Board of Trustees: Ms. Sharon Wamble-King was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Mr. Paul McElroy was appointed for a term ending January 6, 2021, to the seat previously held by Joan Newton.

To the University of South Florida Board of Trustees: Ms. Stephanie Goforth was reappointed for a second term ending January 6, 2021, to the seat which she previously held, and Ms. Nancy Watkins was reappointed for a second term ending January 6, 2021, to the seat which she previously held.

To the University of West Florida Board of Trustees: Mr. David Cleveland was reappointed for a second term ending January 6, 2021, to the seat which he previously held, and Mr. Richard Baker was appointed for a term ending January 6, 2021, to the seat previously held by Pamela Dana.

Ms. Inez Williams  
January 29, 2016  
Page 3 of 3

Attached are copies of the letters from Chancellor Marshall M. Criser III.

Thank you for your assistance in processing these appointments for their Senate confirmation. Please call me if you need additional information.

VS/pb  
Enclosures



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

RECEIVED  
DEPARTMENT OF STATE

2016 JAN 29 AM 11:57

DIVISION OF ELECTIONS  
TALLAHASSEE, FL

Office of the Chancellor  
325 West Gaines Street, Suite 1614  
Tallahassee, FL 32399  
Phone 850.245.0466  
Fax 850.245.9685  
www.flbog.edu

January 27, 2016

Mr. David Cleveland  
311 Gulf Breeze Parkway  
Gulf Breeze, Florida 32561

Dear Mr. Cleveland:

On Thursday, January 21, 2016, the Florida Board of Governors approved the recommendation made by its Nomination and Governance Committee to reappoint you as a member of the University of West Florida Board of Trustees. Please accept our congratulations.

The reappointment acknowledges your record of public service and numerous career milestones. Your achievements are sure to provide expertise to the State University System of Florida and the University of West Florida as you continue to serve in the capacity of a trustee. The reappointment, subject to confirmation by the Florida Senate, and your attendance of a System orientation session conducted by the Board of Governors, is for a term that began January 21, 2016 and ends on January 6, 2021.

Your role as a trustee is vital to the governance and success of our System. Members of the Board of Governors rely on all the university trustees to exercise due diligence in connection with their oversight responsibilities for our universities.

Thank you for your willingness to serve. We look forward to continuing to work with you as a member of the University of West Florida Board of Trustees.

Sincerely,

Marshall M. Criser III  
Chancellor

c: Tom Knutz, Chair, Board of Governors  
Mori Hosseini, Chair, Nomination and Governance Committee  
Lewis Bear, Jr., Chair, Board of Trustees  
Judy Bense, President, University of West Florida  
Andrew Romer, Board of Trustees Liaison  
Vikki Shirley, Corporate Secretary  
Paige Beles, University Trustees Coordinator

# OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

STATE OF FLORIDA

County of Santa Rosa

RECEIVED  
DEPARTMENT OF TALL  
2016 APR 13 AM 11:12

FLORIDA STATE  
DIVISION OF ELECTIONS

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

University of West Florida Board of Trustees

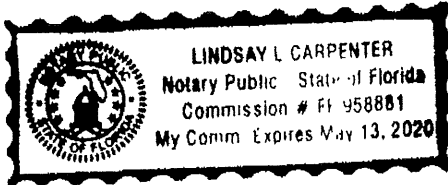
(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

[Signature]  
Signature

Sworn to and subscribed before me this 16th day of April, 2016.



Lindsay L. Carpenter  
Signature of Officer Administering Oath or of Notary Public

Lindsay L. Carpenter  
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known ☒ OR Produced Identification ☐

Type of Identification Produced \_\_\_\_\_

## ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: ☐ Home ☒ Office

311 Gulf Breeze Parkway

Street or Post Office Box

Gulf Breeze, FL 32561

City, State, Zip Code

David Cleveland

Print name as you desire commission issued

[Signature]  
Signature



## THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

### COMMITTEES:

Education, *Chair*  
Regulated Industries, *Vice Chair*  
Appropriations Subcommittee on the Environment  
and Natural Resources  
Health Policy  
Transportation

### JOINT COMMITTEE:

Joint Committee on Public Counsel Oversight

**SENATOR DOROTHY L. HUKILL**  
14th District

March 20, 2017

The Honorable Joe Negron  
President  
The Florida Senate  
Suite 409 Capitol  
404 South Monroe Street  
Tallahassee, FL 32399-1100

Dear President Negron:

This letter will serve as my formal request to be excused from the Senate Committee on Education meeting scheduled for Tuesday, March 21, 2017. I am making this request due to a medical condition that restricts my ability to travel.

As chair of the committee and pursuant to Rule 2.25, I am designating Senator Wilton Simpson as acting chair for this meeting. I will continue to work with committee staff on all other matters related to my role as chair of this committee.

Sincerely,

Dorothy L. Hukill  
Chair, Senate Committee on Education

cc: The Honorable Wilton Simpson, State Senator, District 10  
The Honorable Debbie Mayfield, Vice Chair, Senate Committee on Education  
The Honorable Lizbeth Benacquisto, Chair, Senate Committee on Rules  
Shruti Graf, Staff Director, Senate Committee on Education  
John Phelps, Staff Director, Senate Committee on Rules

### REPLY TO:

- ☐ 209 Dunlawton Avenue, Unit 17, Port Orange, Florida 32127 (386) 304-7630 FAX: (888) 263-3818
- ☐ 406 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5014

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

**JOE NEGRON**  
President of the Senate

**ANITERE FLORES**  
President Pro Tempore

# CourtSmart Tag Report

**Room:** KN 412  
**Caption:** Senate Education Committee

**Case No.:**  
**Judge:**

**Type:**

**Started:** 3/21/2017 4:04:32 PM

**Ends:** 3/21/2017 5:59:55 PM

**Length:** 01:55:24

4:04:32 PM	Committee will come to order
4:04:40 PM	Roll Call
4:04:43 PM	Quorum present
4:04:48 PM	Senator Hukill excused
4:05:34 PM	Appointees
4:05:52 PM	Motion to recommend confirmation of appointees
4:06:16 PM	Roll call vote to confirm
4:06:25 PM	All appointees recommended favorably
4:06:41 PM	SB 110
4:06:45 PM	Sen Brandes explains bill
4:07:28 PM	Amendment
4:07:40 PM	Questions?
4:07:43 PM	Appearance forms or debate?
4:07:52 PM	Waive close on amendment
4:07:56 PM	Amendment is adopted
4:08:08 PM	Matthew Holliday from FL Southwestern State College in support
4:08:20 PM	Brian Logan from FL Board of Governors waives in support
4:08:26 PM	Sen Brandes closes
4:08:31 PM	Roll on SB 110
4:08:35 PM	Bill reported favorable
4:09:16 PM	SB 642
4:09:19 PM	Senator Artiles introduces bill
4:10:17 PM	Iraida mendez-Cortaya of Miami-Dade County Public Schools waives in support
4:10:28 PM	Sen Artiles waives close
4:10:31 PM	Vote on bill
4:10:35 PM	SB 642 reported favorable
4:11:00 PM	SB 808
4:11:51 PM	Sen Mayfield explains bill
4:12:32 PM	Mark Gotz, FL Association of Independt Public Schools, recognized to speak
4:14:02 PM	Shawn Frost waives in support
4:14:12 PM	Waive close
4:14:16 PM	Roll call on bill
4:14:21 PM	SB 808 reported favorably
4:14:54 PM	SB 896
4:14:56 PM	Sen Simmons explains bill
4:15:30 PM	Amendment 283786 explained
4:16:15 PM	Sen Simmons waives close
4:16:18 PM	Amendment is adopted
4:16:23 PM	Back on bill as amended
4:16:29 PM	No appearance forms
4:16:46 PM	Roll call vote
4:16:49 PM	SB 896 reported favorably
4:17:27 PM	SB 772
4:17:29 PM	Sen Rouson recognized to explain bill
4:19:02 PM	Questions?
4:19:40 PM	Amendment 438250
4:19:53 PM	Sen Rouson explains amendment
4:20:02 PM	Questions ?
4:20:06 PM	Sen Thurston questions
4:20:52 PM	Sen Farmer
4:21:18 PM	Sen Rouson waives close
4:21:23 PM	Voice vote on amendment

4:21:25 PM Amendment adopted  
4:21:30 PM Questions on bill?  
4:21:36 PM Victoria Zepp waives in support  
4:21:53 PM Jennifer Perry Breen from FAAST recognized in support  
4:24:49 PM Michael Phillips from Individuals with Disabilities recognized in support  
4:26:31 PM Michael Daniels, Director of FAAST, waives in support  
4:27:37 PM Sen Rouson closes  
4:27:42 PM Roll call on SB 772  
4:27:48 PM SB 772 reported favorably  
4:28:05 PM SB 780  
4:28:26 PM Sen Stargel recognized  
4:28:48 PM Amendment 649144  
4:28:58 PM Sen Stargel explains  
4:29:07 PM Questions on amendment  
4:29:13 PM Sen Stargel waives close  
4:29:17 PM Amendment adopted  
4:29:19 PM Back on bill as amended  
4:29:27 PM Victoria Zepp from FL Coalition of Children waives in support  
4:29:42 PM Wendy Dodge from Polk County Schools waives in support  
4:30:06 PM Roll call on 780  
4:30:10 PM SB 780 reported favorably  
4:30:36 PM SB 1458  
4:30:50 PM Sen Simmons recognized  
4:31:29 PM Amendment 405170  
4:32:08 PM Amendment is adopted  
4:32:19 PM Back on bill as amended  
4:32:22 PM Questions?  
4:32:32 PM No appearance forms  
4:32:37 PM Roll on SB 1458  
4:33:20 PM SB 1252  
4:33:31 PM Sen Galvano recognized  
4:33:35 PM Waives close  
4:33:40 PM Roll call on SB 1252  
4:33:45 PM SB 1252 reported favorably  
4:34:08 PM Back to Tab 2, SB 642  
4:34:36 PM waives in support  
4:34:48 PM Spencer Pylant waives in support  
4:34:56 PM Vern Crawford waives in support  
4:35:03 PM Tam Cerra waives in support  
4:35:24 PM Mary Jane Tappen from FL Dept of Education recognized  
4:36:59 PM Presentation on Education Accountability  
4:42:19 PM Juan Copa from FL DOE continues presentation  
4:51:06 PM SB 890  
4:51:15 PM Sen Bean explains bill  
4:51:33 PM Amendment 789530  
4:52:02 PM Questions?  
4:52:12 PM Sen Bean waives close  
4:52:14 PM Amendment adopted  
4:52:22 PM Susanne Homant and Frances Perez from ABLE Trust speak in support  
4:56:40 PM Roll call on bill  
4:56:43 PM SB 890 reported favorably  
4:57:12 PM Questions on presentation?  
4:57:18 PM Workshop  
4:57:21 PM SB 584  
4:57:31 PM Committee Staff presents summary of bills  
4:59:10 PM SB 584 Sen Montford recognized  
5:03:29 PM Sen Montford explains SB 964  
5:11:06 PM Sen Mayfield explains SB 782  
5:11:53 PM SB 906 Sen Steube recognized  
5:12:59 PM Sen Bradley SB 1222 recognized  
5:14:43 PM SB 1280 Sen Rodriguez recognized  
5:17:05 PM SB 926 Sen Flores recognized

**5:20:01 PM** Waives in support  
**5:20:13 PM** Shawn Frost from FL Coalition of School Board Members speaks in support  
**5:24:22 PM** Amber Kelly recognized, waives in support of 906  
**5:24:25 PM** Shan Goff from Foundation for Florida's Future speaks against 1280 and in support of 926  
**5:28:21 PM** Marie-Claire Lemon speaks in support of SB 964 and against SB 926  
**5:31:07 PM** Beth Overholt from Opt Out Leon in support of 964 and against 926  
**5:32:57 PM** Catherine Baer from the Tea Party Network in support of 964 and against 926  
**5:35:23 PM** Alli Liby-Schoonorer from Seminole County Public Schools is recognized  
**5:37:58 PM** Spencer Pylant from Pasco County Schools recognized  
**5:40:11 PM** Steve Swartzel from Pinellas School Board recognized on SB 964 and 926  
**5:41:30 PM** Codeye Woody from Orange County Public Schools waives in support of SB 1280  
**5:41:48 PM** Grace Frances speaks in support of SB 1280  
**5:43:35 PM** Angela Gallo recognized  
**5:43:45 PM** Holly Newnam, director of SHAPE Florida, speaks against SB 782  
**5:47:56 PM** Tom Cerra from Greater FL Consortium of School Boards waives in support of 964  
**5:48:24 PM** Vern Crawford representing Charlotte, Collier, Sarasota, Treasure Coast Workgroup, in support of SB 964  
**5:48:28 PM** Luke Flynt from Florida Education Association in support of SB 964  
**5:51:10 PM** Peggy Dominguez in support of SB 964  
**5:57:10 PM** Kelly Quintero recognized  
**5:57:30 PM** Connor Darken recognized  
**5:59:35 PM** Robert Doyle waives in support of SB 1458  
**5:59:38 PM** Tanya Cooper waives in support of SB 1458  
**5:59:45 PM** Meeting Adjourned