

By the Committee on Education and Senator Kirkpatrick

304-2021-99

1 A bill to be entitled
2 An act relating to education accountability;
3 amending s. 229.58, F.S.; revising requirements
4 for the composition of school advisory
5 councils; requiring school boards to develop
6 procedures to ensure balanced school advisory
7 council membership; amending s. 230.23, F.S.;
8 revising provisions relating to the school
9 improvement plan approval process; requiring
10 the school board to hold public hearings
11 regarding assistance and intervention;
12 providing an effective date.

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

16 Section 1. Subsection (1) of section 229.58, Florida
17 Statutes, 1998 Supplement, is amended to read:

18 229.58 District and school advisory councils.--

19 (1) ESTABLISHMENT.--

20 (a) The school board shall establish an advisory
21 council for each school in the district, and shall develop
22 procedures for the election and appointment of advisory
23 council members. Each school advisory council shall include in
24 its name the words "school advisory council." The school
25 advisory council shall be the sole body responsible for final
26 decisionmaking at the school relating to implementation of the
27 provisions of ss. 229.591, 229.592, and 230.23(16). A majority
28 of the members of each school advisory council must be persons
29 who are not employed by the school. Each advisory council
30 shall be composed of the following:

31

1 1. The school principal ~~and an appropriately balanced~~
2 ~~number of~~

3 2. Teachers, education support employees, students,
4 parents, and other business and community citizens who are
5 representative of the ~~ethnic, racial, and economic~~ community
6 served by the school, giving consideration to the school's
7 ethnic, racial, and economic makeup.

8
9 School boards shall develop procedures to ensure balanced
10 school advisory council membership. Vocational-technical
11 center and high school advisory councils shall include
12 students, and middle and junior high school advisory councils
13 may include students. School advisory councils of
14 vocational-technical and adult education centers are not
15 required to include parents as members.

16 (b) Council members representing teachers, education
17 support employees, students, and parents shall be elected by
18 their respective peer groups at the school in a fair and
19 equitable manner as follows:

- 20 1. Teachers shall be elected by teachers.
- 21 2. Education support employees shall be elected by
22 education support employees.
- 23 3. Students shall be elected by students.
- 24 4. Parents shall be elected by parents.

25
26 The school board shall establish procedures for use by schools
27 in selecting business and community members. Such procedures
28 shall include means of ensuring wide notice of vacancies and
29 for taking input on possible members from local business,
30 chambers of commerce, community and civic organizations and
31 groups, and the public at large. The school board shall review

1 the membership composition of each advisory council. Should
2 the school board determine that the membership elected by the
3 school is not representative of the ethnic, racial, and
4 economic community served by the school, the board shall
5 appoint additional members to achieve proper representation.
6 The Florida Commission on Education Reform and Accountability
7 shall serve as a review body to determine if schools have
8 maximized their efforts to include on their advisory councils
9 minority persons and persons of lower socioeconomic status.
10 Although schools should be strongly encouraged to establish
11 school advisory councils, any school district that has a
12 student population of 10,000 or fewer may establish a district
13 advisory council which shall include at least one duly elected
14 teacher from each school in the district. For the purposes of
15 school advisory councils and district advisory councils, the
16 term "teacher" shall include classroom teachers, certified
17 student services personnel, and media specialists. For
18 purposes of this paragraph, "education support employee" means
19 any person employed by a school who is not defined as
20 instructional or administrative personnel pursuant to s.
21 228.041 and whose duties require 20 or more hours in each
22 normal working week.

23 (c)~~(b)~~ The school board may establish a district
24 advisory council representative of the district and composed
25 of teachers, students, parents, and other citizens or a
26 district advisory council which may be comprised of
27 representatives of each school advisory council. Recognized
28 schoolwide support groups which meet all criteria established
29 by law or rule may function as school advisory councils.

30
31

1 Section 2. Paragraphs (b) and (c) of subsection (16)
2 of section 230.23, Florida Statutes, 1998 Supplement, are
3 amended to read:

4 230.23 Powers and duties of school board.--The school
5 board, acting as a board, shall exercise all powers and
6 perform all duties listed below:

7 (16) IMPLEMENT SCHOOL IMPROVEMENT AND
8 ACCOUNTABILITY.--Maintain a system of school improvement and
9 education accountability as provided by statute and State
10 Board of Education rule. This system of school improvement and
11 education accountability shall be consistent with, and
12 implemented through, the district's continuing system of
13 planning and budgeting required by this section and ss.

14 229.555 and 237.041. This system of school improvement and
15 education accountability shall include, but not be limited to,
16 the following:

17 (b) Approval process.--Develop a process for approval
18 of a school improvement plan presented by an individual school
19 and its advisory council which shall include a review by the
20 school advisory council of any revisions made to the plan
21 prior to its submission to the school board for approval. The
22 school advisory council may, by majority vote, concur or
23 reject these revisions. The plan shall be amended accordingly
24 prior to submission to the school board for approval. In the
25 event a board does not approve a school improvement plan after
26 exhausting this process, the Florida Commission on Education
27 Reform and Accountability shall be notified of the need for
28 assistance.

29 (c) Assistance and intervention.--Develop a 2-year
30 ~~3-year~~ plan of increasing individualized assistance and
31 intervention for each school in danger of ~~that does~~ not

1 meeting state standards ~~meet~~ or making ~~make~~ adequate progress,
2 ~~based upon the recommendations of the commission,~~ as defined
3 pursuant to statute and State Board of Education rule, toward
4 meeting the goals and standards of its approved school
5 improvement plan. The school board must hold at least one
6 public hearing to present the provisions included in the
7 2-year plan, and must hold an annual public hearing to report
8 on the progress of schools receiving assistance and
9 intervention.

10 Section 3. This act shall take effect July 1, 1999.

11
12 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
13 COMMITTEE SUBSTITUTE FOR
14 sb1256

15 The committee substitute differs from SB 1256 in the following
16 ways:

- 17 1. The date for submission of the annual report of the Florida
18 Commission on Education Reform and Accountability is not
19 changed.
- 20 2. The 3-year plan of assistance and intervention for schools
21 that do not make adequate progress is changed to a 2-year
22 plan.