

1                                   A bill to be entitled  
2           An act relating to rulemaking authority with  
3           respect to education (RAB); amending s.  
4           229.555, F.S.; authorizing the State Board of  
5           Education to adopt rules to administer the  
6           educational planning and information system of  
7           the Department of Education; amending s.  
8           229.565, F.S.; authorizing the State Board of  
9           Education to establish course requirements for  
10          specified courses; amending s. 232.0225, F.S.;  
11          requiring that a school board's policy  
12          authorizing absences for religious instruction  
13          or holidays be in accordance with rules of the  
14          State Board of Education; amending s. 236.081,  
15          F.S.; authorizing the State Board of Education  
16          to adopt rules for certain programs and  
17          courses; amending s. 240.1201, F.S.; requiring  
18          the State Board of Education to designate by  
19          rule classifications of students for tuition  
20          purposes; amending s. 295.01, F.S.; authorizing  
21          the State Board of Education to adopt rules for  
22          certain educational programs for children of  
23          deceased or disabled veterans; providing an  
24          effective date.

25  
26 Be It Enacted by the Legislature of the State of Florida:

27  
28           Section 1. Section 229.555, Florida Statutes, is  
29 amended to read:

30           229.555 Educational planning and information  
31 systems.--

1           (1) EDUCATIONAL PLANNING.--

2           (a) The commissioner shall be responsible for all  
3 planning functions for the department, including collection,  
4 analysis, and interpretation of all data, information, test  
5 results, evaluations, and other indicators that are used to  
6 formulate policy, identify areas of concern and need, and  
7 serve as the basis for short-range and long-range planning.  
8 Such planning shall include assembling data, conducting  
9 appropriate studies and surveys, and sponsoring research and  
10 development activities designed to provide information about  
11 educational needs and the effect of alternative educational  
12 practices.

13           (b) Each district school board shall maintain a  
14 continuing system of planning and budgeting designed to aid in  
15 identifying and meeting the educational needs of students and  
16 the public. Provision shall be made for coordination between  
17 district school boards and community college district boards  
18 of trustees concerning the planning for vocational and adult  
19 educational programs. The major emphasis of the system shall  
20 be upon locally determined goals and objectives, the state  
21 plan for education, and the Sunshine State Standards developed  
22 by the Department of Education and adopted by the State Board  
23 of Education. The district planning and budgeting system must  
24 include consideration of student achievement data obtained  
25 pursuant to s. 229.57. The system shall be structured to meet  
26 the specific management needs of the district and to align the  
27 budget adopted by the district school board with the plan the  
28 board has also adopted. Each district school board shall  
29 utilize its system of planning and budgeting to emphasize a  
30 system of school-based management in which individual school  
31

1 centers become the principal planning units and to integrate  
2 planning and budgeting at the school level.

3 (2) COMPREHENSIVE MANAGEMENT INFORMATION SYSTEMS.--The  
4 commissioner shall develop and implement an integrated  
5 information system for educational management. The system must  
6 be designed to collect, via electronic transfer, all student  
7 and school performance data required to ascertain the degree  
8 to which schools and school districts are meeting state  
9 performance standards, and must be capable of producing data  
10 for a comprehensive annual report on school and district  
11 performance. In addition, the system shall support, as  
12 feasible, the management decisions to be made in each division  
13 of the department and at the individual school and district  
14 levels. Similar data elements among divisions and levels  
15 shall be compatible. The system shall be based on an overall  
16 conceptual design; the information needed for such decisions,  
17 including fiscal, student, program, personnel, facility,  
18 community, evaluation, and other relevant data; and the  
19 relationship between cost and effectiveness. The system shall  
20 be managed and administered by the commissioner and shall  
21 include a district subsystem component to be administered at  
22 the district level, with input from the reports-and-forms  
23 control management committees. Each district school system  
24 with a unique management information system shall assure that  
25 compatibility exists between its unique system and the  
26 district component of the state system so that all data  
27 required as input to the state system is made available via  
28 electronic transfer and in the appropriate input format.

29 (a) The specific responsibilities of the commissioner  
30 shall include:

31

- 1           1. Consulting with school district representatives in  
2 the development of the system design model and implementation  
3 plans for the management information system for public school  
4 education management;
- 5           2. Providing operational definitions for the proposed  
6 system;
- 7           3. Determining the information and specific data  
8 elements required for the management decisions made at each  
9 educational level, recognizing that the primary unit for  
10 information input is the individual school and recognizing  
11 that time and effort of instructional personnel expended in  
12 collection and compilation of data should be minimized;
- 13          4. Developing standardized terminology and procedures  
14 to be followed at all levels of the system;
- 15          5. Developing a standard transmittal format to be used  
16 for collection of data from the various levels of the system;
- 17          6. Developing appropriate computer programs to assure  
18 integration of the various information components dealing with  
19 students, personnel, facilities, fiscal, program, community,  
20 and evaluation data;
- 21          7. Developing the necessary programs to provide  
22 statistical analysis of the integrated data provided in  
23 subparagraph 6. in such a way that required reports may be  
24 disseminated, comparisons may be made, and relationships may  
25 be determined in order to provide the necessary information  
26 for making management decisions at all levels;
- 27          8. Developing output report formats which will provide  
28 district school systems with information for making management  
29 decisions at the various educational levels;
- 30          9. Developing a phased plan for distributing computer  
31 services equitably among all public schools and school

1 districts in the state as rapidly as possible. The plan shall  
2 describe alternatives available to the state in providing such  
3 computing services and shall contain estimates of the cost of  
4 each alternative, together with a recommendation for action.  
5 In developing the plan, the feasibility of shared use of  
6 computing hardware and software by school districts, community  
7 colleges, and universities shall be examined. Laws or  
8 administrative rules regulating procurement of data processing  
9 equipment, communication services, or data processing services  
10 by state agencies shall not be construed to apply to local  
11 agencies which share computing facilities with state agencies;

12 10. Assisting the district school systems in  
13 establishing their subsystem components and assuring  
14 compatibility with current district systems;

15 11. Establishing procedures for continuous evaluation  
16 of system efficiency and effectiveness;

17 12. Initiating a reports-management and  
18 forms-management system to ascertain that duplication in  
19 collection of data does not exist and that forms and reports  
20 for reporting under state and federal requirements and other  
21 forms and reports are prepared in a logical and uncomplicated  
22 format, resulting in a reduction in the number and complexity  
23 of required reports, particularly at the school level; and

24 13. Initiating such other actions as are necessary to  
25 carry out the intent of the Legislature that a management  
26 information system for public school management needs be  
27 implemented. Such other actions shall be based on criteria  
28 including, but not limited to:

- 29 a. The purpose of the reporting requirement;  
30 b. The origination of the reporting requirement;

31

1 c. The date of origin of the reporting requirement;  
2 and

3 d. The date of repeal of the reporting requirement.

4 (b) The specific responsibilities of each district  
5 school system shall include:

6 1. Establishing, at the district level, a  
7 reports-control and forms-control management system committee  
8 composed of school administrators and classroom teachers. The  
9 district school board shall appoint school administrator  
10 members and classroom teacher members; or, in school districts  
11 where appropriate, the classroom teacher members shall be  
12 appointed by the bargaining agent. Teachers shall constitute a  
13 majority of the committee membership. The committee shall  
14 periodically recommend procedures to the district school board  
15 for eliminating, reducing, revising, and consolidating  
16 paperwork and data collection requirements and shall submit to  
17 the district school board an annual report of its findings.

18 2. With assistance from the commissioner, developing  
19 systems compatibility between the state management information  
20 system and unique local systems.

21 3. Providing, with the assistance of the department,  
22 inservice training dealing with management information system  
23 purposes and scope, a method of transmitting input data, and  
24 the use of output report information.

25 4. Establishing a plan for continuous review and  
26 evaluation of local management information system needs and  
27 procedures.

28 5. Advising the commissioner of all district  
29 management information needs.  
30  
31

1           6. Transmitting required data input elements to the  
2 appropriate processing locations in accordance with guidelines  
3 established by the commissioner.

4           7. Determining required reports, comparisons, and  
5 relationships to be provided to district school systems by the  
6 system output reports, continuously reviewing these reports  
7 for usefulness and meaningfulness, and submitting recommended  
8 additions, deletions, and change requirements in accordance  
9 with the guidelines established by the commissioner.

10          8. Being responsible for the accuracy of all data  
11 elements transmitted to the department.

12          (c) It is the intent of the Legislature that the  
13 expertise in the state system of public education, as well as  
14 contracted services, be utilized to hasten the plan for full  
15 implementation of a comprehensive management information  
16 system.

17          (3) RULES.--The State Board of Education shall adopt  
18 rules to administer this section.

19          Section 2. Paragraph (c) is added to subsection (1) of  
20 section 229.565, Florida Statutes, to read:

21           229.565 Educational evaluation procedures.--

22           (1) STUDENT PERFORMANCE STANDARDS.--

23           (c) The State Board of Education may adopt rules  
24 establishing course requirements for basic education programs  
25 for grades 6 through 12 and adult secondary education  
26 programs.

27          Section 3. Section 232.0225, Florida Statutes, is  
28 amended to read:

29           232.0225 Absence for religious instruction or  
30 holidays.--Each school board, in accordance with rules of the  
31 State Board of Education, shall adopt a policy that ~~which~~

1 authorizes a parent or guardian to request and be granted  
2 permission for absence of a student from school for religious  
3 instruction or religious holidays.

4 Section 4. Paragraph (q) is added to subsection (1) of  
5 section 236.081, Florida Statutes, to read:

6 236.081 Funds for operation of schools.--If the annual  
7 allocation from the Florida Education Finance Program to each  
8 district for operation of schools is not determined in the  
9 annual appropriations act or the substantive bill implementing  
10 the annual appropriations act, it shall be determined as  
11 follows:

12 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR  
13 OPERATION.--The following procedure shall be followed in  
14 determining the annual allocation to each district for  
15 operation:

16 (q) Computation for funding through the Florida  
17 Education Finance Program.--The State Board of Education may  
18 adopt rules establishing programs and courses for which the  
19 student may earn credit toward high school graduation.

20 Section 5. Subsection (11) is added to section  
21 240.1201, Florida Statutes, to read:

22 240.1201 Determination of resident status for tuition  
23 purposes.--Students shall be classified as residents or  
24 non-residents for the purpose of assessing tuition fees in  
25 public community colleges and universities.

26 (11) The State Board of Education shall by rule  
27 designate classifications of students as residents or  
28 nonresidents for tuition purposes at public community colleges  
29 and universities.

30 Section 6. Subsection (3) is added to section 295.01,  
31 Florida Statutes, to read:



1           295.01 Children of deceased or disabled veterans;  
2 education.--

3           (3) The State Board of Education shall adopt rules for  
4 administering this section.

5           Section 7. This act shall take effect upon becoming a  
6 law.

7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31