

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.

Amendment No. \_\_\_\_ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
1		.	
2		.	
3		.	
4		.	

ORIGINAL STAMP BELOW

Representative(s) Lynn offered the following:

**Amendment (with title amendment)**

Remove from the bill: Everything after the enacting clause  
and insert in lieu thereof:

Section 1. Paragraph (a) of subsection (25) of section 228.041, Florida Statutes, is amended to read:

228.041 Definitions.--Specific definitions shall be as follows, and wherever such defined words or terms are used in the Florida School Code, they shall be used as follows:

(25) SUSPENSION.--

(a) Suspension, also referred to as out-of-school suspension, is the temporary removal of a student from all classes of instruction on public school grounds and all other school-sponsored activities, except as authorized by the principal or the principal's designee, for a period not to exceed 10 school days and remanding of the student to the custody of the student's parent with specific homework assignments for the student to complete.

Section 2. Paragraph (a) of subsection (8) of section

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 229.57, Florida Statutes, is amended to read:

2 229.57 Student assessment program.--

3 (8) DESIGNATION OF SCHOOL PERFORMANCE GRADE

4 CATEGORIES.--School performance grade category designations  
5 itemized in subsection (7) shall be based on the following:

6 (a) Timeframes.--

7 1. School performance grade category designations  
8 shall be based on one school year of performance.

9 2. In school years 1998-1999 and 1999-2000, a school's  
10 performance grade category designation shall be determined by  
11 the student achievement levels on the FCAT, and on other  
12 appropriate performance data, including, but not limited to,  
13 attendance, dropout rate, school discipline data, and student  
14 readiness for college, in accordance with state board rule.

15 3. ~~In Beginning with~~ the 2000-2001 school year, a  
16 school's performance grade category designation shall be based  
17 on a combination of student achievement scores as measured by  
18 the FCAT, on the degree of measured learning gains of the  
19 students, and on other appropriate performance data,  
20 including, but not limited to, ~~attendance, dropout rate,~~  
21 ~~school discipline data,~~ and student readiness for college.

22 4. Beginning with the 2001-2002 school year and  
23 thereafter, a school's performance grade category designation  
24 shall be based on student learning gains as measured by annual  
25 FCAT assessments in grades 3 through 10, and on other  
26 appropriate performance data, including, but not limited to,  
27 ~~attendance, dropout rate, school discipline data,~~ cohort  
28 graduation rate, and student readiness for college.

29  
30 ~~For the purpose of implementing ss. 229.0535 and 229.0537, if~~  
31 ~~any of the four schools that were identified as critically low~~

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

~~1 performing, based on both 1996-1997 and 1997-1998 school  
2 performance data and state board adopted criteria, receives a  
3 performance grade category designation of "F," based on  
4 1998-1999 school performance data, that school shall be  
5 considered as having failed to make adequate progress for 2  
6 years in a 4-year period. All other schools that receive a  
7 performance grade category designation of "F," based on  
8 1998-1999 school performance data, shall be considered as  
9 having failed to make adequate progress for 1 year.~~

10 Section 3. Section 229.8347, Florida Statutes, is  
11 created to read:

12 229.8347 Partnership for School Safety and Security.--

13 (1) CREATION AND DUTIES.--There is created a  
14 Partnership for School Safety and Security to perform the  
15 following responsibilities:

16 (a) Evaluate school safety and security programs and  
17 strategies, based on controlled scientific research; recommend  
18 information to be included in the electronic clearinghouse of  
19 safety and security information; and make recommendations for  
20 inclusion in the clearinghouse of safety and security  
21 information and to the Legislature for funding school safety  
22 and security programs.

23 (b) Create an electronic clearinghouse of safety and  
24 security information that includes best practices, model  
25 programs, and construction prototypes that are compatible with  
26 the requirements for frugal schools.

27 (c) Assess the extent to which best practices for  
28 school safety and security are being followed, including, but  
29 not limited to, best practices for schools with student  
30 participation in planning and implementing violence prevention  
31 and other student efforts that contribute to school safety;

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 placing and training new teachers; providing incentives for  
2 teachers of demonstrated mastery to remain in or transfer to  
3 low-performing schools; providing incentives for teachers  
4 based on their willingness to teach at schools that serve  
5 low-income areas; and providing support systems, such as  
6 mentors or specialized training, for teachers who are willing  
7 to teach in schools that serve large populations of students  
8 from low-income families.

9 (d) Train and offer technical assistance to school  
10 district staff and others on how to create a safe school  
11 environment.

12 (e) Foster coordination among schools, law enforcement  
13 personnel, and crisis-management teams.

14 (2) ORGANIZATION; MEMBERSHIP; MEETINGS; COMPENSATION  
15 AND TRAVEL EXPENSES; BUDGET.--The partnership is an  
16 independent, nonpartisan body that is assigned to the  
17 Department of Education for administrative purposes. The  
18 partnership shall be composed of 11 members who are appointed  
19 by the Governor and confirmed by the Senate. Three members  
20 must be consumers who are not, and never have been, providers  
21 of school safety or security services.

22 (a) Members shall be appointed to 4-year, staggered  
23 terms of office.

24 (b) The partnership shall annually elect a chairperson  
25 and vice chairperson from among its members.

26 (c) The partnership shall meet at least once each year  
27 and the chairperson or a quorum of the members of the  
28 partnership may call additional meetings as often as necessary  
29 to transact business. A majority of the membership constitutes  
30 a quorum, and the vote of a majority of the quorum is  
31 necessary to take official action or conduct official business

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 of the partnership. The position of any member who has three  
2 consecutive, unexcused absences or who is absent for 50  
3 percent or more of the partnership's meetings within any  
4 12-month period shall be considered vacant.

5 (d) A vacancy on the partnership shall be filled in  
6 the same manner as the original appointment. Any appointment  
7 to fill a vacancy shall be only for the remainder of the  
8 unexpired term.

9 (e) Members of the partnership shall serve without  
10 compensation, but are entitled to reimbursement for per diem  
11 and travel expenses incurred in the performance of their  
12 duties as provided in s. 112.061, and are entitled to  
13 reimbursement for other reasonable, necessary, and actual  
14 expenses.

15 (3) BUDGET.--The partnership shall have a budget and  
16 shall be funded to the extent provided for in the General  
17 Appropriations Act.

18 (4) ANNUAL REPORT.--The partnership shall submit an  
19 annual report to the Governor, the President of the Senate,  
20 the Speaker of the House of Representatives, the minority  
21 leaders of the Senate and House of Representatives, and the  
22 Commissioner of Education. The report must contain an  
23 independent analysis of best practices for school safety and  
24 security in the state; a summary of programs evaluated; a  
25 summary of progress made in developing, maintaining, and  
26 refining the electronic clearinghouse of safety and security  
27 information; and recommendations for legislative changes or  
28 budget requests.

29 Section 4. Paragraphs (d) and (e) of subsection (6) of  
30 section 230.23, Florida Statutes, are amended, subsection (20)  
31 of said section is renumbered as subsection (22), and new

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 subsections (20) and (21) are added to said section, and  
2 section 235.14, Florida Statutes, is redesignated as paragraph  
3 (f) of subsection (6) of said section and 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           (6) CHILD WELFARE.--Provide for the proper accounting  
8 for all children of school age, for the attendance and control  
9 of pupils at school, and for proper attention to health,  
10 safety, and other matters relating to the welfare of children  
11 in the following fields, as prescribed in chapter 232.

12           (d) Code of student conduct.--Adopt a code of student  
13 conduct for elementary schools and a code of student conduct  
14 for secondary schools and distribute the appropriate code to  
15 all teachers, school personnel, students, and parents or  
16 guardians, at the beginning of every school year. Each code  
17 shall be organized and written in language that ~~which~~ is  
18 understandable to students and parents and shall be discussed  
19 at the beginning of every school year in student classes,  
20 school advisory council meetings ~~councils~~, and parent and  
21 teacher association meetings ~~associations~~. Each code shall be  
22 based on the rules governing student conduct and discipline  
23 adopted by the district school board and shall be made  
24 available in the student handbook or similar publication. Each  
25 code shall include, but not be limited to:

26           1. Consistent policies and specific grounds for  
27 disciplinary action, including in-school suspension,  
28 out-of-school suspension, expulsion, and any disciplinary  
29 action that may be imposed for the possession or use of  
30 alcohol on school property or while attending a school  
31 function or for the illegal use, sale, or possession of

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 controlled substances as defined in chapter 893.

2 2. Procedures to be followed for acts requiring  
3 discipline, including corporal punishment.

4 3. An explanation of the responsibilities and rights  
5 of students with regard to attendance, respect for persons and  
6 property, knowledge and observation of rules of conduct, the  
7 right to learn, free speech and student publications,  
8 assembly, privacy, and participation in school programs and  
9 activities.

10 4. Notice that illegal use, possession, or sale of  
11 controlled substances, as defined in chapter 893, or  
12 possession of electronic telephone pagers, by any student  
13 while such student is upon school property or in attendance at  
14 a school function is grounds for disciplinary action by the  
15 school and may also result in criminal penalties being  
16 imposed.

17 5. Notice that the possession of a firearm, a knife,  
18 ~~or a weapon, or an item which can be used as a weapon~~ by any  
19 student while the student is on school property or in  
20 attendance at a school function is grounds for disciplinary  
21 action and may also result in criminal prosecution.

22 6. Notice that violence against any school district  
23 personnel by a student is grounds for in-school suspension,  
24 out-of-school suspension, expulsion, or imposition of other  
25 disciplinary action by the school and may also result in  
26 criminal penalties being imposed.

27 7. Notice that violation of district school board  
28 transportation policies, including disruptive behavior on a  
29 school bus or at a school bus stop, by a student is grounds  
30 for suspension of the student's privilege of riding on a  
31 school bus and may be grounds for disciplinary action by the

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 school and may also result in criminal penalties being  
2 imposed.

3 8. Notice that violation of the district school  
4 board's sexual harassment policy by a student is grounds for  
5 in-school suspension, out-of-school suspension, expulsion, or  
6 imposition of other disciplinary action by the school and may  
7 also result in criminal penalties being imposed.

8 9. Policies to be followed for the assignment of  
9 violent or disruptive students to an alternative educational  
10 program.

11 10. Notice that any student who is determined to have  
12 brought a firearm or weapon, as defined in chapter 790 ~~18~~  
13 ~~U.S.C. s. 921~~, to school, to any school function, or onto ~~on~~  
14 any school-sponsored transportation will be expelled, with or  
15 without continuing educational services, from the student's  
16 regular school for a period of not less than 1 full year and  
17 referred for criminal prosecution. District school boards may  
18 assign the student to a disciplinary program or second chance  
19 school for the purpose of continuing educational services  
20 during the period of expulsion. Superintendents may consider  
21 the 1-year expulsion requirement on a case-by-case basis and  
22 request the district school board to modify the requirement by  
23 assigning the student to a disciplinary program or second  
24 chance school if it is determined to be in the best interest  
25 of the student and the school system.

26 11. Notice that any student who is determined to have  
27 made a threat or false report, as defined by ss. 790.162 and  
28 790.163, respectively, involving school or school personnel's  
29 property, school transportation, or a school-sponsored  
30 activity will be expelled, with or without continuing  
31 educational services, from the student's regular school for a



Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 period of not less than 1 full year and referred for criminal  
2 prosecution. District school boards may assign the student to  
3 a disciplinary program or second chance school for the purpose  
4 of continuing educational services during the period of  
5 expulsion. Superintendents of schools may consider the 1-year  
6 expulsion requirement on a case-by-case basis and request the  
7 district school board to modify the requirement by assigning  
8 the student to a disciplinary program or second chance school  
9 if it is determined to be in the best interest of the student  
10 and the school system.

11 (e) Student crime watch program.--By resolution of the  
12 district school board, implement a student crime watch program  
13 to promote responsibility among students and to assist in the  
14 control of criminal behavior within the schools.

15 (f)~~235.14~~ Emergency drills; emergency procedures.--

16 1. The district school board shall formulate and  
17 prescribe policies and procedures for emergency drills and for  
18 actual emergencies, including, but not limited to, fires,  
19 natural disasters, and bomb threats, for all the public  
20 schools of the district state which comprise grades K-12.  
21 District policies shall include commonly used alarm system  
22 responses for specific types of emergencies and verification  
23 by each school that drills have been provided as required by  
24 law and fire protection codes.

25 2. The district school board shall establish model  
26 emergency management and emergency preparedness procedures for  
27 the following life-threatening emergencies:

28 a. Weapon-use and hostage situations.

29 b. Hazardous materials or toxic chemical spills.

30 c. Weather emergencies, including hurricanes,

31 tornadoes, and severe storms.

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1           d. Exposure as a result of a manmade emergency.  
2           (20) SCHOOL-WITHIN-A-SCHOOL.--In order to reduce the  
3 anonymity of students in large schools, the district school  
4 board shall adopt policies effective for the 2002-2003 school  
5 year, and thereafter, to encourage any school that does not  
6 meet the definition of a small school, as established by s.  
7 235.2157(2), to subdivide into schools-within-a-school, which  
8 shall operate within existing resources. A  
9 "school-within-a-school" means an operational program that  
10 uses flexible scheduling, team planning, and curricular and  
11 instructional innovation to organize groups of students with  
12 groups of teachers as smaller units, so as to functionally  
13 operate as a smaller school. Examples of this include, but are  
14 not limited to:  
15           (a) An organizational arrangement assigning both  
16 students and teachers to smaller units in which the students  
17 take some or all of their coursework with their fellow grouped  
18 students and from the teachers assigned to the smaller unit. A  
19 unit may be grouped together for 1 year or on a vertical,  
20 multiyear basis.  
21           (b) An organizational arrangement similar to that  
22 described in paragraph (a) with additional variations in  
23 instruction and curriculum. The smaller unit usually seeks to  
24 maintain a program different from that of the larger school,  
25 or of other smaller units. It may be vertically organized, but  
26 is dependent upon the school principal for its existence,  
27 budget, and staff.  
28           (c) A separate and autonomous smaller unit formally  
29 authorized by the district school board or superintendent of  
30 schools. The smaller unit plans and runs its own program, has  
31 its own staff and students, and receives its own separate

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 budget. The smaller unit must negotiate the use of common  
2 space with the larger school and defer to the building  
3 principal on matters of safety and building operation.

4 (21) TEACHER SUPPORT.--District school boards shall  
5 address the availability of qualified and experienced support  
6 services professionals who are trained in substance abuse or  
7 mental health to support teachers who identify students with  
8 potential problems. The district school board may address the  
9 availability of these qualified and experienced support  
10 services professionals through the use of in-school or local  
11 private providers.

12 Section 5. Subsection (1) of section 230.23025,  
13 Florida Statutes, is amended to read:

14 230.23025 Best financial management practices;  
15 standards; reviews; designation of districts.--

16 (1) The Office of Program Policy Analysis and  
17 Government Accountability (OPPAGA) and the Office of the  
18 Auditor General are directed to develop a system for reviewing  
19 the financial management practices of school districts. In  
20 this system, OPPAGA and the Auditor General shall jointly  
21 examine district operations to determine whether they meet  
22 "best financial management practices." The best financial  
23 management practices adopted by the Commissioner of Education  
24 may be updated periodically after consultation with the  
25 Legislature, the Governor, the SMART Schools Clearinghouse,  
26 OPPAGA, and the Auditor General. The best financial management  
27 practices, at a minimum, must instill public confidence by  
28 addressing the following areas:

29 (a) Efficient use of resources, use of lottery  
30 proceeds, student transportation and food service operations,  
31 management structures, and personnel systems and benefits.†

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 (b) Compliance with generally accepted accounting  
2 principles and state and federal laws relating to financial  
3 management.†

4 (c) Performance accountability systems, including  
5 performance measurement reports to the public, internal  
6 auditing, financial auditing, and information made available  
7 to support decisionmaking.†

8 (d) Cost control systems, including asset, risk, and  
9 financial management, purchasing, and information system  
10 controls.

11 (e) Safety and security practices at the district and  
12 school levels.

13 Section 6. Section 230.23145, Florida Statutes, is  
14 created to read:

15 230.23145 Student support services pilot program.--

16 (1) From the funds provided in the 2000-2001 General  
17 Appropriations Act, there is established a pilot program for  
18 Sarasota, St. Johns, and Miami-Dade school districts to assess  
19 the use of and assist student support services personnel in  
20 public schools.

21 (2) Each participating school district must provide:

22 (a) Information relating to the current use of student  
23 support services personnel within the district. The  
24 department's reporting form must require a breakdown of the  
25 percentage of time spent on activities including, but not  
26 limited to: clerical work not related to counseling, school  
27 social work services, psychological services, or evaluation,  
28 clerical work related to counseling, school social work  
29 services, psychological services, or evaluation, direct  
30 student services, and student evaluation.

31 (b) A plan outlining the proposed use of part-time or

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 nondegreed personnel to provide clerical assistance, so that  
2 the major focus of the student support services personnel will  
3 be services through direct student contact, other appropriate  
4 contact, or student evaluation.

5 (3) Each participating school district shall report to  
6 the Department of Education on improved student performance,  
7 reduced school discipline problems, increased direct time with  
8 students or other significant outcome measures by August 1,  
9 2001.

10 Section 7. Subsection (2) of section 230.235, Florida  
11 Statutes, is redesignated as subsection (3), and a new  
12 subsection (2) is added to said section, to read:

13 230.235 Policy of zero tolerance for crime.--

14 (2) The policy shall require students found to have  
15 committed one of the following offenses to be expelled, with  
16 or without continuing educational services, from the student's  
17 regular school for a period of not less than 1 full year, and  
18 to be referred for criminal prosecution:

19 (a) Bringing a firearm or weapon, as defined in  
20 chapter 790, to school, to any school function, or onto any  
21 school-sponsored transportation.

22 (b) Making a threat or false report, as defined by ss.  
23 790.162 and 790.163, respectively, involving school or school  
24 personnel's property, school transportation, or a  
25 school-sponsored activity.

26  
27 District school boards may assign the student to a  
28 disciplinary program or second chance school for the purpose  
29 of continuing educational services during the period of  
30 expulsion. Superintendents may consider the 1-year expulsion  
31 requirement on a case-by-case basis and request the district

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 school board to modify the requirement by assigning the  
2 student to a disciplinary program or second chance school if  
3 it is determined to be in the best interest of the student and  
4 the school system. If a student committing any of the offenses  
5 in this subsection is a student with a disability, the school  
6 district shall comply with procedures pursuant to s. 232.251  
7 and any applicable state board rule.

8 Section 8. Section 231.0851, Florida Statutes, is  
9 created to read:

10 231.0851 Reports of school safety and  
11 discipline.--Each principal must ensure that standardized  
12 forms prescribed by rule of the State Board of Education are  
13 used to report data concerning school safety and discipline to  
14 the Department of Education. The principal must develop a plan  
15 to verify the accuracy of reported incidents.

16 Section 9. The State Board of Education shall adopt by  
17 rule a standardized form to be used by each school to report  
18 data concerning school safety and discipline.

19 Section 10. By October 1, 2000, the Department of  
20 Education shall establish a mechanism to improve the  
21 reliability and accuracy of reports concerning school safety,  
22 including a means for improving the reliability and accuracy  
23 of the School Environmental Safety Incident Reporting System.

24 Section 11. By December 1, 2000, the Department of  
25 Education shall develop an individualized school safety and  
26 environment assessment instrument that each school may use to  
27 assess its needs with respect to the state education goal for  
28 safety specified in section 229.591(3)(e), Florida Statutes.  
29 In addition, by December 1, 2000, the Department of Education  
30 shall expand the current performance standards for the state  
31 education goal for safety to comprehensively address district

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 and school safety and security.

2 Section 12. Subsection (1) of section 232.17, Florida  
3 Statutes, is amended to read:

4 232.17 Enforcement of school attendance.--The  
5 Legislature finds that poor academic performance is associated  
6 with nonattendance and that schools must take an active role  
7 in enforcing attendance as a means of improving the  
8 performance of many students. It is the policy of the state  
9 that the superintendent of each school district be responsible  
10 for enforcing school attendance of all children and youth  
11 subject to the compulsory school age in the school district.  
12 The responsibility includes recommending to the school board  
13 policies and procedures to ensure that schools respond in a  
14 timely manner to every unexcused absence, or absence for which  
15 the reason is unknown, of students enrolled in the schools.  
16 School board policies must require each parent or guardian of  
17 a student to justify each absence of the student, and that  
18 justification will be evaluated based on adopted school board  
19 policies that define excused and unexcused absences. The  
20 policies must provide that schools track excused and unexcused  
21 absences and contact the home in the case of an unexcused  
22 absence from school, or an absence from school for which the  
23 reason is unknown, to prevent the development of patterns of  
24 nonattendance. The Legislature finds that early intervention  
25 in school attendance matters is the most effective way of  
26 producing good attendance habits that will lead to improved  
27 student learning and achievement. Each public school shall  
28 implement the following steps to enforce regular school  
29 attendance:

30 (1) CONTACT, REFER, AND ENFORCE.--

31 (a) Upon each unexcused absence, or absence for which

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 the reason is unknown, the school principal or his or her  
2 designee shall contact the student's parent or guardian to  
3 determine the reason for the absence. If the absence is an  
4 excused absence, as defined by school board policy, the school  
5 shall provide opportunities for the student to make up  
6 assigned work and not receive an academic penalty unless the  
7 work is not made up within a reasonable time.

8 (b) If a student has had at least five unexcused  
9 absences, or absences for which the reasons are unknown,  
10 within a calendar month or 10 unexcused absences, or absences  
11 for which the reasons are unknown, within a 90-calendar-day  
12 period, the student's primary teacher shall report to the  
13 school principal or his or her designee that the student may  
14 be exhibiting a pattern of nonattendance. The principal shall,  
15 unless there is clear evidence that the absences are not a  
16 pattern of nonattendance, refer the case to the school's child  
17 study team to determine if early patterns of truancy are  
18 developing.

19  
20 If the child study team finds that a pattern of nonattendance  
21 is developing, whether the absences are excused or not, a  
22 meeting with the parent must be scheduled to identify  
23 potential remedies, and the principal shall notify the  
24 superintendent of schools and the school district contact for  
25 home education programs that the referred student is  
26 exhibiting a pattern of nonattendance.

27 (c) If an initial meeting does not resolve the  
28 problem, the child study team shall implement interventions  
29 that best address the problem. The interventions may include,  
30 but need not be limited to:

31 1. Frequent communication between the teacher and the



Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

- 1 family;
- 2 2. Changes in the learning environment;
- 3 3. Mentoring;
- 4 4. Student counseling;
- 5 5. Tutoring, including peer tutoring;
- 6 6. Placement into different classes;
- 7 7. Evaluation for alternative education programs;
- 8 8. Attendance contracts;
- 9 9. Referral to other agencies for family services; or
- 10 10. Other interventions, including, but not limited
- 11 to, a truancy petition pursuant to s. 984.151.

12 (d) The child study team shall be diligent in

13 facilitating intervention services and shall report the case

14 to the superintendent only when all reasonable efforts to

15 resolve the nonattendance behavior are exhausted.

16 (e) If the parent, guardian, or other person in charge

17 of the child refuses to participate in the remedial strategies

18 because he or she believes that those strategies are

19 unnecessary or inappropriate, the parent, guardian, or other

20 person in charge of the child may appeal to the school board.

21 The school board may provide a hearing officer, and the

22 hearing officer shall make a recommendation for final action

23 to the board. If the board's final determination is that the

24 strategies of the child study team are appropriate, and the

25 parent, guardian, or other person in charge of the child still

26 refuses to participate or cooperate, the superintendent may

27 seek criminal prosecution for noncompliance with compulsory

28 school attendance.

29 (f)1. If the parent or guardian of a child who has

30 been identified as exhibiting a pattern of nonattendance

31 enrolls the child in a home education program pursuant to s.

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 232.0201, the superintendent of schools shall provide the  
2 parent a copy of s. 232.0201 and the accountability  
3 requirements of this paragraph. The superintendent of schools  
4 shall also refer the parent to a home education review  
5 committee composed of the district contact for home education  
6 programs and at least two home educators selected by the  
7 parent from a district list of all home educators who have  
8 conducted a home education program for at least 3 years and  
9 who have indicated a willingness to serve on the committee.  
10 The home education review committee shall review the portfolio  
11 of the student, as defined by s. 232.0201, every 30 days  
12 during the district's regular school terms until the committee  
13 is satisfied that the home education program is in compliance  
14 with s. 232.0201(1)(b). The first portfolio review must occur  
15 within the first 30 calendar days of the establishment of the  
16 program. The provisions of subparagraph 2. do not apply once  
17 the committee determines the home education program is in  
18 compliance with s. 232.0201(1)(b).

19 2. If the parent fails to provide a portfolio to the  
20 committee, the committee shall notify the superintendent of  
21 schools. The superintendent of schools shall then terminate  
22 the home education program and require the parent to enroll  
23 the child in an attendance option provided under s. 232.02(1),  
24 (2), (3), or (5), within 3 days. Upon termination of a home  
25 education program pursuant to this subparagraph, the parent or  
26 guardian shall not be eligible to reenroll the child in a home  
27 education program for 180 calendar days. Failure of a parent  
28 or guardian to enroll the child in an attendance option  
29 provided under s. 232.02(1), (2), (3), or (5) after  
30 termination of the home education program pursuant to this  
31 subparagraph shall constitute noncompliance with the

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 compulsory attendance requirements of s. 232.01 and may result  
2 in criminal prosecution under s. 232.19(2). Nothing contained  
3 herein shall restrict the ability of the superintendent of  
4 schools, or the ability of his or her designee, to review the  
5 portfolio pursuant to s. 232.0201(1)(b).

6 (g)~~(f)~~ If a child subject to compulsory school  
7 attendance will not comply with attempts to enforce school  
8 attendance, the parent, the guardian, or the superintendent or  
9 his or her designee shall refer the case to the case staffing  
10 committee pursuant to s. 984.12, and the superintendent or his  
11 or her designee may file a truancy petition pursuant to the  
12 procedures in s. 984.151.

13 Section 13. Section 232.24521, Florida Statutes, is  
14 amended to read:

15 232.24521 Report cards; end-of-the-year status.--

16 (1) Each school district shall establish and publish  
17 policies requiring the content and regular issuance of student  
18 report cards for all elementary school, middle school, and  
19 high school students. These report cards must clearly depict  
20 and grade:

21 (a) The student's academic performance in each class  
22 or course, which in grades 1 through 12 must be based upon  
23 examinations as well as written papers, class participation,  
24 and other academic performance criteria.

25 (b) The student's conduct and behavior.

26 (c) The student's attendance, including absences and  
27 tardiness.

28 (2) A student's final report card for a school year  
29 shall contain a statement indicating end-of-the-year status  
30 regarding performance or nonperformance at grade level,  
31 acceptable or unacceptable behavior and attendance, and

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 promotion or nonpromotion.

2

3 School districts shall not allow schools to exempt students  
4 from academic performance requirements based on practices or  
5 policies designed to encourage student attendance. A student's  
6 attendance record may not be used in whole or in part to  
7 provide an exemption from any academic performance  
8 requirement.

9 Section 14. Subsection (3) of section 232.25, Florida  
10 Statutes, is amended to read:

11 232.25 Pupils subject to control of school.--

12 (3) Nothing shall prohibit a district school board  
13 from having the right to expel, or to take disciplinary action  
14 against, a student who is found to have committed an offense  
15 on school property at any time if:

16 (a) The student is found to have committed a  
17 delinquent act which would be a felony if committed by an  
18 adult;

19 (b) The student has had adjudication withheld for a  
20 delinquent act which, if committed by an adult, would be a  
21 felony; or

22 (c) The student has been found guilty of a felony.

23

24 However, if the student is a student with a disability, the  
25 disciplinary action must comply with the procedures set forth  
26 in state board rule.

27 Section 15. Subsection (4) of section 232.26, Florida  
28 Statutes, is amended to read:

29 232.26 Authority of principal.--

30 (4) Any recommendation for the suspension or expulsion  
31 of a ~~handicapped~~ student with a disability shall be made in

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 accordance with ~~the rules adopted~~ promulgated by the State  
2 Board of Education.

3 Section 16. Paragraph (c) of subsection (1) of section  
4 232.27, Florida Statutes, is amended, paragraphs (d) through  
5 (j) of said subsection are redesignated as paragraphs (e)  
6 through (k), respectively, and a new paragraph (d) is added to  
7 said subsection, to read:

8 232.27 Authority of teacher; responsibility for  
9 control of students; school district duties.--Subject to law  
10 and to the rules of the district school board, each teacher or  
11 other member of the staff of any school shall have such  
12 authority for the control and discipline of students as may be  
13 assigned to him or her by the principal or the principal's  
14 designated representative and shall keep good order in the  
15 classroom and in other places in which he or she is assigned  
16 to be in charge of students.

17 (1) Within the framework of the school district code  
18 of student conduct, teachers and other instructional personnel  
19 shall have the authority to undertake any of the following  
20 actions in managing student behavior and ensuring the safety  
21 of all students in their classes and school:

22 (c) Have disobedient, disrespectful, violent, abusive,  
23 uncontrollable, or disruptive students temporarily removed  
24 from the classroom for behavior management intervention.

25 (d) Have violent, abusive, uncontrollable, or  
26 disruptive students directed for information or assistance  
27 from appropriate school or district personnel.

28 Section 17. Subsections (2) and (5) of section  
29 232.271, Florida Statutes, are amended to read:

30 232.271 Removal by teacher.--

31 (2) A teacher may remove from class a student+

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1           ~~(a) Who has been documented by the teacher to~~  
2 ~~repeatedly interfere with the teacher's ability to communicate~~  
3 ~~effectively with the students in the class or with the ability~~  
4 ~~of the student's classmates to learn; or~~

5           ~~(b) whose behavior the teacher determines is so~~  
6 ~~unruly, disruptive, or abusive that it seriously interferes~~  
7 ~~with the teacher's ability to communicate effectively with the~~  
8 ~~students in the class or with the ability of the student's~~  
9 ~~classmates to learn.~~

10           ~~(5) The department shall conduct a study on the number~~  
11 ~~of students who are expelled from classrooms, placement~~  
12 ~~alternatives for students who are expelled, and the number of~~  
13 ~~decisions by teachers that are overridden by the placement~~  
14 ~~review committee. A preliminary report to the Legislature~~  
15 ~~shall be submitted no later than March 1, 1997. A final~~  
16 ~~report shall be submitted to the Legislature by September 1,~~  
17 ~~1997.~~

18           Section 18. Section 232.275, Florida Statutes, is  
19 amended to read:

20           232.275 Liability of teacher or principal.--Except in  
21 the case of excessive force or cruel and unusual punishment, a  
22 teacher or other member of the instructional staff, a  
23 principal or the principal's designated representative, or a  
24 bus driver shall not be civilly or criminally liable for any  
25 action carried out in conformity with the state board and  
26 district school board rules regarding the control, discipline,  
27 suspension, and expulsion of students, including, but not  
28 limited to, any exercise of authority under s. 232.26, s.  
29 232.27, or s. 232.271.

30           Section 19. Section 234.0215, Florida Statutes, is  
31 created to read:

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No.      (for drafter's use only)

1           234.0215 School Safety Transportation Plan.--Each  
2 school district and the state or local governmental entity  
3 having jurisdiction shall develop a school safety  
4 transportation plan. Each school district shall include  
5 charter schools in its school safety transportation plan. The  
6 plan shall be submitted to the Department of Education by  
7 December 31, 2000.

8           (1) Each school district and the state or local  
9 governmental entity having jurisdiction shall jointly develop  
10 a priority list of hazardous-walking-conditions projects that  
11 have been identified and have not yet been corrected. Each  
12 school district shall use this part of the plan to monitor  
13 school transportation safety. The plan must include the  
14 following for the hazardous walking conditions determined  
15 under the provisions of section 234.021, Florida Statutes:

16           (a) The number of hazardous walking conditions which  
17 have been identified and have not been corrected by the state  
18 or local governmental entity having jurisdiction within 5  
19 years after identification of the hazard and a fiscal impact  
20 of the cost to correct each hazard; and

21           (b) For each hazardous walking condition that has been  
22 identified and has not been corrected, a statement of the  
23 reason given for the deficiency by the state or local  
24 governmental entity having jurisdiction.

25           (2) The plan must also include recommendations and  
26 fiscal estimates for:

27           (a) Any changes to current law for expanding the  
28 definition of a student in section 234.021(1), Florida  
29 Statutes, to include students in grades kindergarten through  
30 12.

31           (b) Any changes to current law for identifying

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

- 1 hazardous walking conditions for walkways parallel to the  
2 road, including, but not limited to:
- 3       1. Increasing the size of the walk area adjacent to  
4 the road from 4 feet or making changes to the walk area  
5 surface;
- 6       2. Increasing the size of the current set-off  
7 requirement for uncurbed walkways to at least 6 feet or  
8 decreasing the qualifying posted speed limit of 55 miles per  
9 hour; or
- 10       3. Amending the current exceptions to the criteria for  
11 determining hazardous walking conditions for certain  
12 residential areas and roads that have a certain volume of  
13 traffic and a posted speed limit of 30 miles per hour or less.
- 14       (c) Any changes to current law for identifying  
15 hazardous walking conditions for walkways perpendicular to the  
16 road, including, but not limited to:
- 17           1. Limitations in the volume of traffic for the road  
18 or the direction of traffic; and
- 19           2. The definition of an uncontrolled crossing site.
- 20           3. The identification of any hazards associated with  
21 multi-lane crossings.
- 22       (d) Any other recommendations, including, but not  
23 limited to, the consideration of additional criteria for  
24 determining hazardous walking conditions, such as crime,  
25 construction, adjacent bodies of water, or other risks,  
26 procedures for identifying hazardous walking conditions,  
27 procedures for locating bus stops, required level of auditing  
28 claims for funding, and identification of responsibilities of  
29 parents or guardians for the safety of their children when  
30 transportation is not required and is not provided by the  
31 school district or charter school.



Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1           (3) The plan must also identify, by district, the  
2 number of schools that:

3           (a) Separate the school bus loading and departure  
4 locations from the loading and departure locations for  
5 parents, guardians, or others who provide transportation to  
6 children.

7           (b) Provide transportation to students for whom  
8 transportation is not currently required under state law,  
9 including data on the numbers of students and their grade  
10 levels.

11  
12 The identification of schools under this subsection may be  
13 used as a basis for providing incentive funds to specific  
14 school districts in the 2000-2001 legislative session.

15           Section 20. Section 235.192, Florida Statutes, is  
16 created to read:

17           235.192 Coordination of school safety information;  
18 construction design documents.--

19           (1) Beginning October 1, 2000, each district  
20 superintendent of schools must provide to the law enforcement  
21 agency and fire department that has jurisdiction over each  
22 educational facility a copy of the floorplans and other  
23 relevant documents for each educational facility in the  
24 district, as defined in s. 235.011(6). After the initial  
25 submission of the floorplans and other relevant documents, the  
26 district superintendent of schools shall submit, by October 1  
27 of each year, revised floorplans and other relevant documents  
28 for each educational facility in the district that was  
29 modified during the preceding year.

30           (2) Beginning October 1, 2000, each community college  
31 president must provide to the law enforcement agency and fire

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 department that has jurisdiction over the community college a  
2 copy of the floorplans and other relevant documents for each  
3 educational facility as defined in s. 235.011(6). After the  
4 initial submission of the floorplans and other relevant  
5 documents, the community college president shall submit, by  
6 October 1 of each year, revised floorplans and other relevant  
7 documents for each educational facility that was modified  
8 during the preceding year.

9 Section 21. Section 235.2157, Florida Statutes, is  
10 created to read:

11 235.2157 Small school requirement.--

12 (1) LEGISLATIVE FINDINGS.--The Legislature finds that:

13 (a) Florida's schools are among the largest in the  
14 nation.

15 (b) Smaller schools provide benefits of reduced  
16 discipline problems and crime, reduced truancy and gang  
17 participation, reduced dropout rates, improved teacher and  
18 student attitudes, improved student self-perception, student  
19 academic achievement equal to or superior to that of students  
20 at larger schools, and increased parental involvement.

21 (c) Smaller schools can provide these benefits while  
22 not increasing administrative and construction costs.

23 (2) DEFINITION.--As used in this section, "small  
24 school" means:

25 (a) An elementary school with a student population of  
26 not more than 500 students.

27 (b) A middle school with a student population of not  
28 more than 700 students.

29 (c) A high school with a student population of not  
30 more than 900 students.

31 (d) A school serving kindergarten through grade 8 with

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 a student population of not more than 700 students.

2 (e) A school serving kindergarten through grade 12  
3 with a student population of not more than 900 students.

4  
5 A school on a single campus which operates as a  
6 school-within-a-school, as defined by s. 230.23(20), shall be  
7 considered a small school if each smaller unit located on the  
8 single campus meets the requirements of this subsection.

9 (3) REQUIREMENTS.--

10 (a) Beginning July 1, 2003, all plans for new  
11 educational facilities to be constructed within a school  
12 district and reflected in the 5-year school district  
13 facilities work plan shall be plans for small schools in order  
14 to promote increased learning and more effective use of school  
15 facilities.

16 (b) Small schools shall comply with all laws, rules,  
17 and court orders relating to racial balance.

18 (4) EXCEPTIONS.--This section does not apply to plans  
19 for new educational facilities already under architectural  
20 contract on July 1, 2003.

21 Section 22. Subsections (29) and (57) of section  
22 984.03, Florida Statutes, are amended to read:

23 984.03 Definitions.--When used in this chapter, the  
24 term:

25 (29) "Habitually truant" means that:

26 (a) The child has 15 unexcused absences within 90  
27 calendar days with or without the knowledge or justifiable  
28 consent of the child's parent or legal guardian, is subject to  
29 compulsory school attendance under s. 232.01, and is not  
30 exempt under s. 232.06, s. 232.09, or any other exemptions  
31 specified by law or the rules of the State Board of Education.

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1           (b) Activities to determine the cause, and to attempt  
2 the remediation, of the child's truant behavior under ss.  
3 232.17 and 232.19(3), have been completed.

4  
5 If a child who is subject to compulsory school attendance is  
6 responsive to the interventions described in ss. 232.17 and  
7 232.19(3) and has completed the necessary requirements to pass  
8 the current grade as indicated in the district pupil  
9 progression plan, the child shall not be determined to be  
10 habitually truant and shall be passed. If a child within the  
11 compulsory school attendance age has 15 unexcused absences  
12 within 90 calendar days or fails to enroll in school, the  
13 State Attorney may, or the appropriate jurisdictional agency  
14 shall, file a child-in-need-of-services petition if  
15 recommended by the case staffing committee, unless it is  
16 determined that another alternative action is preferable.

17           ~~(c) A school representative, designated according to~~  
18 ~~school board policy, and a juvenile probation officer of the~~  
19 ~~Department of Juvenile Justice have jointly investigated the~~  
20 ~~truancy problem or, if that was not feasible, have performed~~  
21 ~~separate investigations to identify conditions that may be~~  
22 ~~contributing to the truant behavior; and if, after a joint~~  
23 ~~staffing of the case to determine the necessity for services,~~  
24 ~~such services were determined to be needed, the persons who~~  
25 ~~performed the investigations met jointly with the family and~~  
26 ~~child to discuss any referral to appropriate community~~  
27 ~~agencies for economic services, family or individual~~  
28 ~~counseling, or other services required to remedy the~~  
29 ~~conditions that are contributing to the truant behavior.~~

30           ~~(d)~~ The failure or refusal of the parent or legal  
31 guardian or the child to participate, or make a good faith

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 effort to participate, in the activities prescribed to remedy  
2 the truant behavior, or the failure or refusal of the child to  
3 return to school after participation in activities required by  
4 this subsection, or the failure of the child to stop the  
5 truant behavior after the school administration and the  
6 Department of Juvenile Justice have worked with the child as  
7 described in ss. 232.17 and s. 232.19(3) and (4) shall be  
8 handled as prescribed in s. 232.19.

9 (57) "Truancy petition" means a petition filed by the  
10 ~~school~~ superintendent of schools alleging that a student  
11 subject to compulsory school attendance has had at least five  
12 unexcused absences, or absences for which the reasons are  
13 unknown, within a calendar month or 10 unexcused absences, or  
14 absences for which the reasons are unknown, within a  
15 90-calendar-day period, or has had more than 15 unexcused  
16 absences in a 90-calendar-day period. A truancy petition is  
17 filed and processed under s. 984.151.

18 Section 23. Paragraph (b) of subsection (1) of section  
19 984.13, Florida Statutes, is amended to read:

20 984.13 Taking into custody a child alleged to be from  
21 a family in need of services or to be a child in need of  
22 services.--

23 (1) A child may be taken into custody:

24 (b) By a law enforcement officer when the officer has  
25 reasonable grounds to believe that the child is absent from  
26 school without authorization or is suspended or expelled and  
27 is not in the presence of his or her parent or legal guardian,  
28 for the purpose of delivering the child without unreasonable  
29 delay to the appropriate school system site. For the purpose  
30 of this paragraph, "school system site" includes, but is not  
31 limited to, a center approved by the superintendent of schools

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 for the purpose of counseling students and referring them back  
2 to the school system or an approved alternative to a  
3 suspension or expulsion program. If a student is suspended or  
4 expelled from school without assignment to an alternative  
5 school placement, the law enforcement officer shall deliver  
6 the child to the parent or legal guardian or to a designated  
7 truancy interdiction site until the parent or guardian can be  
8 located.

9 Section 24. Subsections (1) and (3) of section  
10 984.151, Florida Statutes, are amended, and a new subsection  
11 (9) is added to said section, to read:

12 984.151 Truancy petition; prosecution; disposition.--

13 (1) If the school determines that a student subject to  
14 compulsory school attendance has had at least five unexcused  
15 absences, or absences for which the reasons are unknown,  
16 within a calendar month or 10 unexcused absences, or absences  
17 for which the reasons are unknown, within a 90-calendar-day  
18 period pursuant to s. 232.17(1)(b), or has had more than 15  
19 unexcused absences in a 90-calendar-day period, the  
20 superintendent of schools may file a truancy petition.

21 (3) Original jurisdiction to hear a truancy petition  
22 shall be in the circuit court; however, the circuit court may  
23 use a general or special master pursuant to Supreme Court  
24 rules. Upon the filing of the petition, the clerk shall issue  
25 a summons to the parent, guardian, or legal custodian of the  
26 student, directing that person and the student to appear for a  
27 hearing at a time and place specified.

28 (9) The parent, guardian, or legal custodian and the  
29 student shall participate, as required by court order, in any  
30 sanctions or services required by the court under this  
31 section, and the court shall enforce such participation

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 through its contempt power.

2 Section 25. Section 414.125, Florida Statutes, is  
3 amended to read:

4 414.125 Learnfare program.--

5 (1) The department shall reduce the temporary cash  
6 assistance for a participant's eligible dependent child or for  
7 an eligible teenage participant who has not been exempted from  
8 education participation requirements and who has been  
9 identified as a habitual truant, pursuant to s. 228.041(28)  
10 ~~during a grading period in which the child or teenage~~  
11 ~~participant has accumulated a number of unexcused absences~~  
12 ~~from school that is sufficient to jeopardize the student's~~  
13 ~~academic progress, in accordance with rules adopted by the~~  
14 ~~department with input from the Department of Education. The~~  
15 temporary cash assistance must be reinstated after a  
16 subsequent grading period in which the child has substantially  
17 improved the child's attendance. Good cause exemptions from  
18 the rule of unexcused absences include the following:

19 (a) The student is expelled from school and  
20 alternative schooling is not available.

21 (b) No licensed day care is available for a child of  
22 teen parents subject to Learnfare.

23 (c) Prohibitive transportation problems exist (e.g.,  
24 to and from day care).

25 (d) The teen is over 16 years of age and not expected  
26 to graduate from high school by age 20.

27

28 Within 10 days after sanction notification, the participant  
29 parent of a dependent child or the teenage participant may  
30 file an internal fair hearings process review procedure  
31 appeal, and no sanction shall be imposed until the appeal is

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.

Amendment No. \_\_\_\_ (for drafter's use only)

1 resolved.

2 (2) Each participant with a school-age child is  
 3 required to have a conference with an appropriate school  
 4 official of the child's school during each ~~semester~~ ~~grading~~  
 5 ~~period~~ to assure that the participant is involved in the  
 6 child's educational progress and is aware of any existing  
 7 attendance or academic problems. The conference must address  
 8 acceptable student attendance, grades, and behavior and must  
 9 be documented by the school and reported to the department.  
 10 The department shall notify a school of any student in  
 11 attendance at that school who is a participant in the  
 12 Learnfare program in order that the required conferences are  
 13 held. A participant who without good cause fails to attend a  
 14 conference with a school official is subject to the sanction  
 15 provided in subsection (1).

16 Section 26. This act shall take effect July 1, 2000.

17  
18

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

20 And the title is amended as follows:

21 Remove from the title of the bill: the entire title

22

23 and insert in lieu thereof:

24 A bill to be entitled  
 25 An act relating to school safety and student  
 26 discipline; amending s. 228.041, F.S.; revising  
 27 the definition of suspension; amending s.  
 28 229.57, F.S.; revising data used to determine a  
 29 school's performance grade category; creating  
 30 s. 229.8347, Florida Statutes; relating to a  
 31 Partnership for School Safety and Security;



Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1           creating an electronic clearinghouse; providing  
2           for membership; providing for a report;  
3           amending s. 230.23, F.S.; revising information  
4           required to be included in the student code of  
5           conduct; combining and clarifying provisions  
6           relating to student possession of a weapon;  
7           requiring the district code of student conduct  
8           to include certain notice relating to expulsion  
9           for making a threat or false report; defining  
10          the term "school-within-a-school"; requiring  
11          district school boards to address the  
12          availability of specified student support  
13          services professionals; amending and  
14          redesignating s. 235.14, F.S.; specifying types  
15          of drills and emergencies for which district  
16          school boards are required to develop  
17          procedures; requiring district school boards to  
18          establish model emergency management and  
19          emergency preparedness procedures; amending s.  
20          230.23015, F.S., relating to disciplinary  
21          action for violation of s. 784.081; providing a  
22          cross reference; amending s. 230.23025, F.S.;  
23          requiring best financial management practices  
24          to address school safety and security; creating  
25          s. 230.23145, F.S.; establishing a pilot  
26          program to provide clerical assistance to  
27          guidance counselors; providing eligibility  
28          requirements for district participation;  
29          providing for the selection of districts to  
30          participate; amending s. 230.235, F.S.;  
31          specifying offenses for which a student will be

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 expelled for 1 year, and referred for criminal  
2 prosecution, under district school board zero  
3 tolerance for crime policies; authorizing  
4 assignment to certain alternative programs;  
5 providing a cross reference relating to  
6 students with disabilities; creating s.  
7 231.0851, Florida Statutes, relating to reports  
8 of school safety and discipline; requiring  
9 principals to use standardized forms and  
10 develop a plan; requiring the state board to  
11 adopt a form by rule; requiring the department  
12 to establish a safety mechanism; requiring the  
13 department to establish a safety instrument;  
14 amending s. 232.17, F.S.; requiring principals  
15 to notify certain persons that specified  
16 students are exhibiting a pattern of  
17 nonattendance; clarifying authorization for  
18 intervention through a truancy petition;  
19 providing for procedures of portfolio review by  
20 a home education review committee of a parent  
21 whose child has been identified as exhibiting a  
22 pattern of nonattendance who enrolls in a home  
23 education program; providing penalties for  
24 noncompliance; amending 232.24521, Florida  
25 Statutes; prohibiting attendance from being  
26 used to provide an exemption from any academic  
27 requirement; amending s. 232.25, F.S., relating  
28 to control of pupils; amending s. 232.26, F.S.;  
29 specifying that expulsion of a student with a  
30 disability must be made pursuant to state board  
31 rule; amending s. 232.27, F.S.; authorizing

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 teachers or other instructional personnel to  
2 have disobedient and disrespectful students  
3 temporarily removed from the classroom and to  
4 have certain students directed for information  
5 or assistance from appropriate personnel;  
6 amending s. 232.271, F.S.; revising the  
7 behavior considered to be cause for teacher  
8 removal of students; removing obsolete language  
9 relating to a study and a report; amending s.  
10 232.275, F.S.; prohibiting certain school  
11 personnel from being held civilly or criminally  
12 liable for the exercise of authority provided  
13 by certain provisions of law; creating s.  
14 234.0215, Florida Statutes; requiring a school  
15 safety transportation plan; creating s.  
16 235.192, F.S., relating to the coordination of  
17 school safety information; requiring the  
18 provision of copies of educational facility  
19 floorplans and other relevant documents to  
20 specific agencies; creating s. 235.2157, F.S.;  
21 providing legislative findings; defining the  
22 term "small school"; requiring the construction  
23 of only small schools after a certain date;  
24 requiring small schools to comply with racial  
25 balance requirements; providing an exception;  
26 amending s. 984.03, F.S.; revising the  
27 definition of "truancy petition"; amending s.  
28 984.13, F.S.; enabling a law enforcement  
29 officer to take into custody a child who is  
30 suspended or expelled and who is not in the  
31 presence of his or her parent or legal

Bill No. CS for CS for CS for SB 852 & others, 2nd Eng.  
Amendment No. \_\_\_\_ (for drafter's use only)

1 guardian; revising the definition of "school  
2 system"; amending s. 984.151, F.S.; revising  
3 requirements for filing a truancy petition;  
4 requiring the issuance of a summons; providing  
5 for use of contempt powers; amending s.  
6 414.125, F.S.; revising criteria for reduction  
7 of temporary cash assistance; providing an  
8 effective date.  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31