

Bill No. CS for SB 1914

Amendment No. Barcode 541344

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Rossin moved the following amendment:

Senate Amendment (with title amendment)

On page 7, between lines 11 and 12,

insert:

Section 4. Section 230.235, Florida Statutes, is amended to read:

230.235 Policy of zero tolerance for crime.--

(1) Each school district shall adopt a policy of zero tolerance for crime and substance abuse pursuant to this section. Such a policy shall include the reporting of delinquent acts and crimes occurring whenever and wherever students are under the jurisdiction of the school district.

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

1.(a) Bringing a firearm or weapon, as defined in chapter 790, to school, to any school function, or onto any

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1 school-sponsored transportation.

2 2.(b) Making a threat or false report, as defined by
3 ss. 790.162 and 790.163, respectively, involving school or
4 school personnel's property, school transportation, or a
5 school-sponsored activity.

6 (b) Except as provided in paragraph (c), district
7 school boards may assign the student to a disciplinary program
8 or second-chance ~~second-chance~~ school for the purpose of
9 continuing educational services during the period of
10 expulsion. Superintendents may consider the 1-year expulsion
11 requirement on a case-by-case basis and request the district
12 school board to modify the requirement by assigning the
13 student to a disciplinary program or second-chance ~~second~~
14 ~~chance~~ school if it is determined to be in the best interest
15 of the student and the school system. If a student committing
16 any of the offenses in paragraph (a) ~~this subsection~~ is a
17 student with a disability, the school district shall comply
18 with procedures pursuant to s. 232.251 and any applicable
19 state board rule.

20 (c) Any child found to have committed a delinquent
21 act, regardless of whether adjudication was withheld, or who
22 pleads guilty or nolo contendere to an act of bringing a
23 firearm to school, to any school function, or onto any
24 school-sponsored transportation must be assigned to a
25 disciplinary program or second-chance school during the 1-year
26 expulsion if such a program is available within the school
27 district, and the court shall retain jurisdiction during the
28 expulsion period. If the child fails to attend or comply with
29 the requirements of the disciplinary program or second-chance
30 school, the school shall notify the court and the department
31 in writing. Violations of this paragraph shall be handled

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1 pursuant to the provisions of s. 985.231(1)(a)1.c.

2 (3) Each school district shall enter into an agreement
3 with the county sheriff's office or local police department
4 specifying guidelines for ensuring that felonies and violent
5 misdemeanors, whether committed by a student or adult, and
6 delinquent acts that would be felonies or violent misdemeanors
7 if committed by an adult, are reported to law enforcement.
8 Such agreements shall include the role of school resource
9 officers, if applicable, in handling reported incidents,
10 special circumstances in which school officials may handle
11 incidents without filing a report to law enforcement, and a
12 procedure for ensuring that school personnel properly report
13 appropriate delinquent acts and crimes. The school principal
14 shall be responsible for ensuring that all school personnel
15 are properly informed as to their responsibilities regarding
16 crime reporting, that appropriate delinquent acts and crimes
17 are properly reported, and that actions taken in cases with
18 special circumstances are properly taken and documented.

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20 (Redesignate subsequent sections.)

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22

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

24 And the title is amended as follows:

25 On page 1, line 14, after the first semicolon,

26

27 insert:

28 amending s. 230.235, F.S.; requiring that a
29 child found to have committed the act of
30 bringing a firearm to school, to any school
31 function, or onto any school-sponsored

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1 transportation be assigned to a disciplinary
2 program or second-chance school; requiring that
3 the court retain jurisdiction over the child
4 during the expulsion period; providing that
5 sanctions pursuant to s. 985.231, F.S., apply
6 if the child fails to comply with the
7 requirements of the disciplinary program or
8 second-chance school;
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