

Bill No. CS for SB 1914

Amendment No. Barcode 914928

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Rossin moved the following amendment to amendment (104620):

Senate Amendment (with title amendment)

On page 7, between lines 11 and 12,

insert:

Section 6. 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

Bill No. CS for SB 1914

Amendment No. Barcode 914928

1 chapter 790, to school, to any school function, or onto any
2 school-sponsored transportation.

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

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

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

Bill No. CS for SB 1914

Amendment No. ____ Barcode 914928

1 in writing. Violations of this paragraph shall be handled
2 pursuant to the provisions of s. 985.231(1)(a)1.c.

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

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21 (Redesignate subsequent sections.)

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

25 And the title is amended as follows:

26 On page 67, line 31, after the semicolon,

27
28 insert:

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

Bill No. CS for SB 1914

Amendment No. ____ Barcode 914928

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