

hbd-38

Bill No. CS for CS for SB 1564, 1st Eng.

Amendment No. ____ (for drafter's use only)

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

ORIGINAL STAMP BELOW

1
2
3
4
5
6
7
8
9

10

Representative(s) Ausley offered the following:

12

Amendment (with title amendment)

13

On page 679, between lines 26 & 27, of the bill

14

15

insert:

16

Section 358. Effective upon this act becoming a law, section 232.2464, Florida Statutes, is created to read:

17

18

232.2464 Students having a disability; graduation requirements.--

19

20

(1) For purposes of this section, "student having a disability" means any student who is mentally retarded or who has a hearing impairment, including deafness; speech or language impairment; visual impairment, including blindness; serious emotional disturbance; orthopedic impairment; autism; traumatic brain injury; other health impairments; or a specific learning disability, including, but not limited to, dyslexia, dyscalculia, or aphasia, or any student who is hospitalized or homebound.

21

22

23

24

25

26

27

28

29

(2) A student having a disability shall be eligible for accommodations in taking the Florida Comprehensive

30

31

hbd-38

Bill No. CS for CS for SB 1564, 1st Eng.

Amendment No. ____ (for drafter's use only)

1 Assessment Test (FCAT) or the High School Competency Test
2 (HSCT) if such accommodations are allowed in the classrooms or
3 for testing. Accommodations shall be considered allowable,
4 valid, and scoreable if they are used during classroom
5 instruction or assessment and are identified in a student's
6 Individual Education Plan or 504 Plan. However, a student
7 having a disability must demonstrate, with use of the
8 accommodations, mastery of Sunshine State Standards with
9 scores equal to those required of standard-diploma students. A
10 student who receives accommodations and demonstrates mastery
11 pursuant to this subsection is eligible for a standard high
12 school diploma upon successful completion of coursework
13 required for graduation.

14 (3) The Governor shall convene a validity panel to
15 make comprehensive recommendations on the impacts of specific
16 accommodations on statewide assessments to the State Board of
17 Education by October 1, 2002. These recommendations must be
18 based on an evaluation and analysis of the types of
19 accommodations that are used for instructional purposes as
20 identified in a student's Individual Education Plan or 504
21 Plan. The recommendations must include a review of the impact
22 of these accommodations on the validity of the statewide
23 assessments and must be based on proven research and evidence.
24 The panel shall consist of 11 members appointed by the
25 Governor, and shall include 3 advocates, 3 parents of students
26 with disabilities, 3 professional educators with expertise in
27 programs for students with disabilities, and 2 assessment and
28 testing experts. Based on the recommendations by the panel,
29 the State Board of Education shall develop a list of specific
30 accommodations scientifically determined to have a negative
31 impact on the validity of statewide assessments. The

hbd-38 Bill No. CS for CS for SB 1564, 1st Eng.
Amendment No. ____ (for drafter's use only)

1 determinations must be made by February 1, 2003.

2 (4) The Individual Education Plan team or 504 Plan
3 team and the parents of a student shall be responsible for
4 identifying the accommodations for a student having a
5 disability for coursework and assessment, including statewide
6 assessment, based on compliance standards of the Americans
7 with Disabilities Act and the Individuals with Disabilities
8 Education Act and s. 228.041(18).

9 (5) The State Board of Education shall adopt rules
10 necessary to administer this section.

11 (6) The Department of Education shall provide
12 sufficient funding to enable each school district to provide
13 appropriate accommodations for statewide assessment for all
14 students having a disability.

15
16

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

18 And the title is amended as follows:

19 On page 46, line 15,

20

21 after "funding;" insert:

22 creating s. 232.2464, F.S.; providing a
23 definition; providing eligibility for
24 accommodations in taking the Florida
25 Comprehensive Assessment Test or the High
26 School Competency Test required for high school
27 graduation; directing the Governor to appoint a
28 validity panel to make recommendations on the
29 impacts of specific accommodations; providing
30 requirements for eligibility for a standard
31 high school diploma; providing for adoption of

hbd-38 Bill No. CS for CS for SB 1564, 1st Eng.
Amendment No. ____ (for drafter's use only)

1
2
3
4
5
6
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

rules; providing for funding for
accommodations;