

By Senator Carlton

23-1218-03

See HB 915

1 A bill to be entitled
2 An act relating to K-20 education
3 accountability; amending s. 1008.31, F.S.;
4 expanding legislative intent for the K-20
5 education performance accountability system;
6 providing requirements and an implementation
7 schedule for performance-based funding;
8 providing mission, goals, and measures;
9 requiring collection of certain data; amending
10 s. 1008.36, F.S.; providing eligibility
11 criteria for participation in the Florida
12 School Recognition Program; providing an
13 effective date.

14
15 Be It Enacted by the Legislature of the State of Florida:

16
17 Section 1. Section 1008.31, Florida Statutes, is
18 amended to read:

19 1008.31 Florida's K-20 education performance
20 accountability system; legislative intent; performance-based
21 funding; mission, goals, and systemwide measures.--

22 (1) LEGISLATIVE INTENT.--It is the intent of the
23 Legislature that:

24 (a) The performance accountability system implemented
25 to assess the effectiveness of Florida's seamless K-20
26 education delivery system provide answers to the following
27 questions in relation to its mission and goals:

28 1. What is the public receiving in return for funds it
29 invests in education?

30 2. How effectively is Florida's K-20 education system
31 educating its students?

1 3. How effectively are the major delivery sectors
2 promoting student achievement?

3 4. How are individual schools and postsecondary
4 education institutions performing their responsibility to
5 educate their students as measured by how students are
6 performing and how much they are learning?

7 (b) The K-20 education performance accountability
8 system be established as a single, unified accountability
9 system with multiple components, including, but not limited
10 to, measures of adequate yearly progress, individual student
11 learning gains, school grades, and return on investment.

12 (c) The K-20 education performance accountability
13 system comply with the accountability requirements of the "No
14 Child Left Behind Act of 2001," PL 107-110.

15 (d)~~(b)~~ The State Board of Education recommend to the
16 Legislature systemwide performance standards; the Legislature
17 establish systemwide performance measures and standards; and
18 the systemwide measures and standards provide Floridians with
19 information on what the public is receiving in return for the
20 funds it invests in education and how well the K-20 system
21 educates its students.

22 (e)~~(c)~~ The State Board of Education establish
23 performance measures and set performance standards for
24 individual components of the public education system,
25 including individual schools and postsecondary educational
26 institutions, with measures and standards based primarily on
27 student achievement.

28 (2) PERFORMANCE-BASED FUNDING.--

29 (a) The State Board of Education shall ~~cooperate with~~
30 ~~the Commissioner of Education and each delivery system to~~
31 develop proposals for performance-based funding, using

1 performance measures adopted pursuant to this section
2 ~~established by the Legislature.~~

3 (b) The State Board of Education proposals must
4 provide that at least 10 percent of the state funds
5 appropriated for the K-20 education system are conditional
6 upon meeting or exceeding established performance standards.
7 ~~The State Board of Education must submit the recommendations~~
8 ~~to the Legislature in the following sequence:~~

9 ~~(a) By December 1, 2002, recommendations for state~~
10 ~~universities, for consideration by the 2003 Legislature and~~
11 ~~implementation in the 2003-2004 fiscal year.~~

12 ~~(b) By December 1, 2003, recommendations for public~~
13 ~~schools and workforce education, for consideration by the 2004~~
14 ~~Legislature and implementation in the 2004-2005 fiscal year.~~

15 ~~(c) By December 1, 2004, recommendations for community~~
16 ~~colleges, for consideration by the 2005 Legislature and~~
17 ~~implementation in the 2005-2006 fiscal year.~~

18 ~~(d) By December 1, 2005, recommendations for all other~~
19 ~~programs that receive state funds within the Department of~~
20 ~~Education.~~

21 (c) The State Board of Education shall adopt
22 guidelines required to implement performance-based funding
23 that allow 1 year to demonstrate achievement of specified
24 performance standards prior to a reduction in appropriations
25 pursuant to this section.

26 (d) By December 1, 2003, the State Board of Education
27 shall adopt common definitions, measures, standards, and
28 performance improvement targets required to:

29 1. Use the state core measures and the sector-specific
30 measures to evaluate the progress of each sector of the
31

1 educational delivery system toward meeting the systemwide
2 goals for public education.

3 2. Notify the sectors of their progress in achieving
4 the specified measures so that they may develop improvement
5 plans that directly influence decisions about policy, program
6 development, and management.

7 3. Implement the performance-based budgeting system
8 described in this section.

9 (e) During the 2003-2004 fiscal year, the Department
10 of Education shall collect data required to establish
11 progress, rewards, and sanctions.

12 (f) By December 1, 2004, the Department of Education
13 shall recommend to the Legislature a formula for
14 performance-based funding that applies accountability
15 standards for the individual components of the public
16 education system at every level, kindergarten through graduate
17 school. Effective for the 2004-2005 fiscal year and
18 thereafter, performance-based funds shall be allocated based
19 on the progress, rewards, and sanctions established pursuant
20 to this section.

21 (3) MISSION, GOALS, AND SYSTEMWIDE MEASURES.--

22 (a) The mission of Florida's K-20 education system
23 shall be to increase the proficiency of all students within
24 one seamless, efficient system, by allowing them the
25 opportunity to expand their knowledge and skills through
26 learning opportunities and research valued by students,
27 parents, and communities.

28 (b) The State Board of Education shall adopt guiding
29 principles for establishing state and sector-specific
30 standards and measures.

31

1 (c) The State Board of Education shall,~~and to~~
2 maintain an accountability system that measures student
3 progress toward the following goals:

4 1.(a) Highest student achievement, as measured by:
5 student FCAT performance and annual learning gains; the number
6 and percentage of schools that improve at least one school
7 performance grade designation or maintain a school performance
8 grade designation of "A" pursuant to s. 1008.34; graduation or
9 completion rates at all learning levels; and other measures
10 identified in law or rule.

11 2.(b) Seamless articulation and maximum access, as
12 measured by: the percentage of students who demonstrate
13 readiness for the educational level they are entering, from
14 kindergarten through postsecondary education and into the
15 workforce; the number and percentage of students needing
16 remediation; the percentage of Floridians who complete
17 associate, baccalaureate, graduate,professional, and
18 postgraduate degrees; the number and percentage of credits
19 that articulate; the extent to which each set of exit-point
20 requirements matches the next set of entrance-point
21 requirements; the degree to which underserved populations
22 access educational opportunity; the extent to which access is
23 provided through innovative educational delivery strategies;
24 and other measures identified in law or rule.

25 3.(c) Skilled workforce and economic development, as
26 measured by: the number and percentage of graduates employed
27 in their areas of preparation; the percentage of Floridians
28 with high school diplomas and postsecondary education
29 credentials; the percentage of business and community members
30 who find that Florida's graduates possess the skills they
31

1 need; national rankings; and other measures identified in law
2 or rule.

3 ~~4.(d)~~ Quality efficient services, as measured by: cost
4 per completer or graduate; average cost per noncompleter at
5 each educational level; cost disparity across institutions
6 offering the same degrees; the percentage of education
7 customers at each educational level who are satisfied with the
8 education provided; and other measures identified in law or
9 rule.

10 (4) SYSTEMWIDE DATA COLLECTION.--School districts and
11 public postsecondary educational institutions shall maintain
12 information systems that will provide the State Board of
13 Education and the Legislature with information and reports
14 necessary to address the specifications of the accountability
15 system. The State Board of Education shall determine the
16 standards for the required data. ~~at a~~ The level of
17 comprehensiveness and quality shall be no less than that which
18 was available as of June 30, 2001.

19 Section 2. Subsections (3) and (4) of section 1008.36,
20 Florida Statutes, are amended to read:

21 1008.36 Florida School Recognition Program.--

22 (3) All public schools, including charter schools,
23 that receive a school grade pursuant to s. 1008.34 are
24 eligible to participate in the program. Schools that do not
25 receive a school grade may be eligible to participate in the
26 program based upon other accountability measures approved by
27 the State Board of Education.

28 (4) All selected schools shall receive financial
29 awards depending on the availability of funds appropriated and
30 the number and size of schools selected to receive an award.
31 Funds must be distributed to the school's fiscal agent and

1 placed in the school's account and must be used for purposes
2 listed in subsection (5) as determined jointly by the school's
3 staff and school advisory council. If school staff and the
4 school advisory council cannot reach agreement by November 1,
5 half of the award must be used for the purposes listed in
6 subsection (5) as determined by the school's staff and half of
7 the award must be used for purposes listed in subsection (5)
8 as determined by the school advisory council ~~the awards must~~
9 ~~be equally distributed to all classroom teachers currently~~
10 ~~teaching in the school.~~

11

12 Notwithstanding statutory provisions to the contrary,
13 incentive awards are not subject to collective bargaining.

14 Section 3. This act shall take effect upon becoming a
15 law.

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31