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

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

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

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

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

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

1. What is the public receiving in return for funds it
 invests in education?
2. How effectively is Florida's K-20 education system
 educating its students?
3. How effectively are the major delivery sectors
 promoting student achievement?



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31 4. How are individual schools and postsecondary education
32 institutions performing their responsibility to educate their
33 students as measured by how students are performing and how much
34 they are learning?

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

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

43 (d)-(b) The State Board of Education recommend to the
44 Legislature systemwide performance standards; the Legislature
45 establish systemwide performance measures and standards; and the
46 systemwide measures and standards provide Floridians with
47 information on what the public is receiving in return for the
48 funds it invests in education and how well the K-20 system
49 educates its students.

50 (e)-(e) The State Board of Education establish performance
51 measures and set performance standards for individual components
52 of the public education system, including individual schools and
53 postsecondary educational institutions, with measures and
54 standards based primarily on student achievement.

55 (2) PERFORMANCE-BASED FUNDING.--

56 (a) The State Board of Education shall ~~cooperate with the~~
57 ~~Commissioner of Education and each delivery system to develop~~
58 proposals for performance-based funding, using performance
59 measures adopted pursuant to this section ~~established by the~~
60 Legislature.



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61 (b) The State Board of Education proposals must provide
62 that at least 10 percent of the state funds appropriated for the
63 K-20 education system are conditional upon meeting or exceeding
64 established performance standards. ~~The State Board of Education~~
65 ~~must submit the recommendations to the Legislature in the~~
66 ~~following sequence:~~

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

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

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

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

79 (c) The State Board of Education shall adopt guidelines
80 required to implement performance-based funding that allow 1
81 year to demonstrate achievement of specified performance
82 standards prior to a reduction in appropriations pursuant to
83 this section.

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

87 1. Use the state core measures and the sector-specific
88 measures to evaluate the progress of each sector of the
89 educational delivery system toward meeting the systemwide goals
90 for public education.



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91 2. Notify the sectors of their progress in achieving the
92 specified measures so that they may develop improvement plans
93 that directly influence decisions about policy, program
94 development, and management.

95 3. Implement the performance-based budgeting system
96 described in this section.

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

100 (f) By December 1, 2004, the Department of Education shall
101 recommend to the Legislature a formula for performance-based
102 funding that applies accountability standards for the individual
103 components of the public education system at every level,
104 kindergarten through graduate school. Effective for the 2004-
105 2005 fiscal year and thereafter, performance-based funds shall
106 be allocated based on the progress, rewards, and sanctions
107 established pursuant to this section.

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

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

114 (b) The State Board of Education shall adopt guiding
115 principles for establishing state and sector-specific standards
116 and measures.

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



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120 1.(a) Highest student achievement, as measured by: student
121 FCAT performance and annual learning gains; the number and
122 percentage of schools that improve at least one school
123 performance grade designation or maintain a school performance
124 grade designation of "A" pursuant to s. 1008.34; graduation or
125 completion rates at all learning levels; and other measures
126 identified in law or rule.

127 2.(b) Seamless articulation and maximum access, as
128 measured by: the percentage of students who demonstrate
129 readiness for the educational level they are entering, from
130 kindergarten through postsecondary education and into the
131 workforce; the number and percentage of students needing
132 remediation; the percentage of Floridians who complete
133 associate, baccalaureate, graduate, professional, and
134 postgraduate degrees; the number and percentage of credits that
135 articulate; the extent to which each set of exit-point
136 requirements matches the next set of entrance-point
137 requirements; the degree to which underserved populations access
138 educational opportunity; the extent to which access is provided
139 through innovative educational delivery strategies; and other
140 measures identified in law or rule.

141 3.(e) Skilled workforce and economic development, as
142 measured by: the number and percentage of graduates employed in
143 their areas of preparation; the percentage of Floridians with
144 high school diplomas and postsecondary education credentials;
145 the percentage of business and community members who find that
146 Florida's graduates possess the skills they need; national
147 rankings; and other measures identified in law or rule.

148 4.(d) Quality efficient services, as measured by: cost per
149 completer or graduate; average cost per noncompleter at each



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150 educational level; cost disparity across institutions offering
151 the same degrees; the percentage of education customers at each
152 educational level who are satisfied with the education provided;
153 and other measures identified in law or rule.

154 (4) SYSTEMWIDE DATA COLLECTION.--School districts and
155 public postsecondary educational institutions shall maintain
156 information systems that will provide the State Board of
157 Education and the Legislature with information and reports
158 necessary to address the specifications of the accountability
159 system. The State Board of Education shall determine the
160 standards for the required data. ~~at a~~ The level of
161 comprehensiveness and quality shall be no less than that which
162 was available as of June 30, 2001.

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

165 1008.36 Florida School Recognition Program.--

166 (3) All public schools, including charter schools, that
167 receive a school grade pursuant to s. 1008.34 are eligible to
168 participate in the program. Schools that do not receive a school
169 grade may be eligible to participate in the program based upon
170 other accountability measures approved by the State Board of
171 Education.

172 (4) All selected schools shall receive financial awards
173 depending on the availability of funds appropriated and the
174 number and size of schools selected to receive an award. Funds
175 must be distributed to the school's fiscal agent and placed in
176 the school's account and must be used for purposes listed in
177 subsection (5) as determined jointly by the school's staff and
178 school advisory council. If school staff and the school advisory
179 council cannot reach agreement by November 1, half of the award



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180 must be used for the purposes listed in subsection (5) as
181 determined by the school's staff and half of the award must be
182 used for purposes listed in subsection (5) as determined by the
183 school advisory council ~~the awards must be equally distributed~~
184 ~~to all classroom teachers currently teaching in the school.~~

185

186 Notwithstanding statutory provisions to the contrary, incentive
187 awards are not subject to collective bargaining.

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