

Bill No. CS for SB's 332, 1912 & 2678

Amendment No. ____ Barcode 482908

CHAMBER ACTION

Senate

House

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

2/F/2R
04/27/2004 05:30 PM

.
. .
. .
. .
. .

Senator Siplin moved the following amendment:

Senate Amendment (with title amendment)

On page 3, lines 13 and 14, delete those lines

and insert:

Section 4. Section 1008.23, Florida Statutes, is amended to read:

1008.23 Confidentiality of assessment instruments.--All examination and assessment instruments, including developmental materials and workpapers directly related thereto, which are prepared, prescribed, or administered pursuant to ss. 1003.43, 1008.22, and 1008.25 shall be confidential and exempt from the provisions of s. 119.07(1) and from s. 1001.52. Provisions governing access, maintenance, and destruction of such instruments and related materials shall be prescribed by rules of the State Board of Education. However, a student's parent, accompanied by the student, may review, at the student's school at which the student was enrolled when the student was administered the Florida Comprehensive Assessment Test, the questions on each

Bill No. CS for SB's 332, 1912 & 2678

Amendment No. ____ Barcode 482908

1 section of the criterion-referenced portion of the Florida
2 Comprehensive Assessment Test as well as the student's answers
3 to those questions, under the following conditions:

4 (1) The student must have failed to earn a passing
5 score on the grade 10 Florida Comprehensive Assessment Test or
6 failed to score at Level 2 or higher on the Florida
7 Comprehensive Assessment Test in reading for grade 3.

8 (2) No recording or copying of the assessment may be
9 made.

10 (3) A school administrator, as defined in s.
11 1012.01(3)(c), or a representative of the Department of
12 Education must be present at all times when the assessment is
13 reviewed.

14 (4) The student or student's parent may not review the
15 assessment more than one time.

16 (5) No other individual is authorized to attend the
17 review.

18 (6) The assessment was not administered to the student
19 more than 2 years before the review.

20 (7) The student or student's parent may not remove the
21 assessment from the reviewing location.

22 (8) The student, the student's parent, or the school
23 administrator may not take any notes during the review.

24 (9) The parent requests the review subsequent to the
25 determination of the student's score and within 14 days
26 following the determination of the student's score.

27
28 The Department of Education shall ensure that the assessment
29 questions and the student's answers are provided for the
30 requested review within 30 days following the complete scoring
31 of the assessment upon proper request by the parent. The

Bill No. CS for SB's 332, 1912 & 2678

Amendment No. ____ Barcode 482908

1 district school boards shall notify eligible parents of the
 2 review option and the procedures for the review. The State
 3 Board of Education shall adopt rules pursuant to ss.
 4 120.536(1) and 120.54 to administer this section. If the
 5 review request is not met in accordance with this section, the
 6 parent is entitled to reasonable attorney's fees and costs
 7 incurred by the parent in obtaining compliance with this
 8 section.

9 Section 5. This act shall take effect upon becoming a
 10 law, except that section 4 of this act shall take effect July
 11 1, 2004, and shall apply to each Florida Comprehensive
 12 Assessment Test administered after July 1, 2004.

13
 14

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

16 And the title is amended as follows:

17 On page 1, line 19, delete that line

18

19 and insert:

20 Education; amending s. 1008.23, F.S.;

21 authorizing a student's parent and the

22 accompanying student to review the questions

23 and the student's answers to those questions on

24 the criterion-referenced portion of the Florida

25 Comprehensive Assessment Test; providing

26 restrictions on the review; requiring the

27 Department of Education to honor the requests

28 within a certain time period; requiring that

29 district school boards notify eligible parents;

30 requiring the State Board of Education to adopt

31 rules; authorizing reasonable attorney's fees

Bill No. CS for SB's 332, 1912 & 2678

Amendment No. ____ Barcode 482908

1 and costs under certain circumstances;
2 providing effective dates.

- 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