

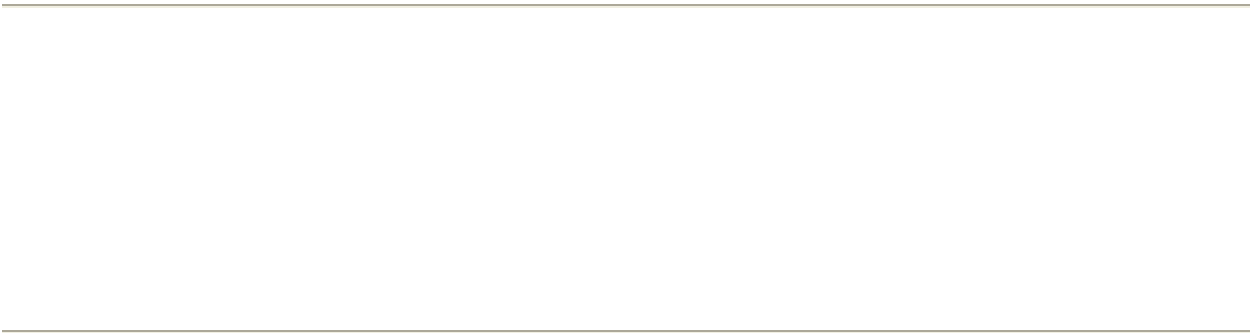
Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative Pickens offered the following:

2

3 **Substitute Amendment for Amendment (587977) (with title**  
4 **amendment)**

5 Remove everything after the enacting clause and insert:

6 Section 1. Paragraph (c) of subsection (2) and paragraph  
7 (a) of subsection (4) of section 1003.03, Florida Statutes, are  
8 amended to read:

9 1003.03 Maximum class size.--

10 (2) IMPLEMENTATION.--

11 (c) The Department of Education shall annually calculate  
12 each of the three average class size measures defined in  
13 paragraphs (a) and (b) based upon the October student membership  
14 survey. For purposes of determining the baseline from which each  
15 district's average class size must be reduced for the 2003-2004  
16 school year, the department shall use data from the February

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17 2003 student membership survey updated to include classroom  
18 identification numbers as required by the department. Beginning  
19 in the 2004-2005 school year, if the actual student membership  
20 in the October survey exceeds the student membership estimate  
21 included in the Florida Education Finance Program first  
22 calculation, the maximum student membership enrollment used in  
23 determining the October class size averages shall be the student  
24 membership estimate included in the Florida Education Finance  
25 Program first calculation.

26 (4) ACCOUNTABILITY.--

27 (a) Beginning in the 2003-2004 fiscal year, if the  
28 department determines for any year that a school district has  
29 not reduced average class size as required in subsection (2) at  
30 the time of the third FEFP calculation, the department shall  
31 calculate an amount from the class size reduction operating  
32 categorical which is proportionate to the amount of class size  
33 reduction not accomplished. Upon verification of the  
34 department's calculation by the Florida Education Finance  
35 Program Appropriation Allocation Conference, the Executive  
36 Office of the Governor shall transfer undistributed funds  
37 equivalent to the calculated amount from the district's class  
38 size reduction operating categorical to an approved fixed  
39 capital outlay appropriation for class size reduction in the  
40 affected district pursuant to s. 216.292(13). The amount of  
41 funds transferred shall be the lesser of the amount verified by  
42 the Florida Education Finance Program Appropriation Allocation  
43 Conference or the undistributed balance of the district's class  
44 size reduction operating categorical. However, based upon a

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45 recommendation by the Commissioner of Education that the State  
46 Board of Education has reviewed evidence indicating that a  
47 district has been unable to meet class size reduction  
48 requirements despite appropriate effort to do so, the  
49 Legislative Budget Commission may approve an alternative amount  
50 of funds to be transferred from the district's class size  
51 reduction operating categorical to its approved fixed capital  
52 outlay account for class size reduction. Beginning in the 2004-  
53 2005 school year, a district that fully achieves the required  
54 class size averages when compared to the February 2003 baseline  
55 student membership survey shall be eligible for a reversal of  
56 the prior year class size reduction operating categorical  
57 transfer that resulted from its inability to achieve the  
58 required class size averages as required in subsection (2).

59 Section 2. Section 1003.429, Florida Statutes, is amended  
60 to read:

61 1003.429 Accelerated high school graduation options.--

62 (1) Students who enter grade 9 in the 2004-2005 school  
63 year ~~Beginning with the 2003-2004 school year, all students~~  
64 ~~scheduled to graduate in 2004~~ and thereafter may select one of  
65 the following three high school graduation options:

66 (a) Completion of the general requirements for high school  
67 graduation pursuant to s. 1003.43;

68 (b) Completion of a 3-year standard college preparatory  
69 program requiring successful completion of a minimum of 18  
70 academic credits in grades 9 through 12. At least 6 of the 18  
71 credits required for completion of this program must be received  
72 in classes that are honors, dual enrollment, advanced placement,

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73 International Baccalaureate, Advanced International Certificate  
74 of Education, specifically listed or identified by the  
75 Department of Education as rigorous pursuant to s. 1009.531(3),  
76 or weighted by the district school board for class ranking  
77 purposes. The 18 credits required for completion of this program  
78 shall be primary requirements and shall be distributed as  
79 follows:

80 1. Four credits in English, with major concentration in  
81 composition and literature;

82 2. Three credits in mathematics at the Algebra I level or  
83 higher from the list of courses that qualify for state  
84 university admission;

85 3. Three credits in natural science, two of which must  
86 have a laboratory component;

87 4. Three credits in social sciences, which must include  
88 one credit in American history, one credit in world history,  
89 one-half credit in American government, and one-half credit in  
90 economics;

91 5. Two credits in the same second language unless the  
92 student is a native speaker of or can otherwise demonstrate  
93 competency in a language other than English. If the student  
94 demonstrates competency in another language, the student may  
95 replace the language requirement with two credits in other  
96 academic courses; and

97 6. Three credits in electives; or

98 (c) Completion of a 3-year career preparatory program  
99 requiring successful completion of a minimum of 18 academic

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100 credits in grades 9 through 12. The 18 credits shall be primary  
101 requirements and shall be distributed as follows:

102 1. Four credits in English, with major concentration in  
103 composition and literature;

104 2. Three credits in mathematics, one of which must be  
105 Algebra I;

106 3. Three credits in natural science, two of which must  
107 have a laboratory component;

108 4. Three credits in social sciences, which must include  
109 one credit in American history, one credit in world history,  
110 one-half credit in American government, and one-half credit in  
111 economics;

112 5. Three ~~Two~~ credits in a single vocational or career  
113 education program, three credits in career and technical  
114 certificate dual enrollment courses, or five credits in  
115 vocational or career education courses ~~the same second language~~  
116 ~~unless the student is a native speaker of or can otherwise~~  
117 ~~demonstrate competency in a language other than English. If the~~  
118 ~~student demonstrates competency in another language, the student~~  
119 ~~may replace the language requirement with two credits in other~~  
120 ~~academic courses; and~~

121 6. Two ~~Three~~ credits in electives unless five credits are  
122 earned pursuant to subparagraph 5.

123  
124 Any student who selected an accelerated graduation program  
125 before July 1, 2004, may continue that program, and all  
126 statutory program requirements that were applicable when the

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127 student made the program choice shall remain applicable to the  
128 student as long as the student continues that program.

129 (2) Prior to selecting a program described in paragraph  
130 (1)(b) or paragraph (1)(c), the following requirements must be  
131 met:

132 (a) Designated school personnel shall meet with the  
133 student and student's parent to give an explanation of the  
134 relative requirements, advantages, and disadvantages of each  
135 graduation option.

136 (b) The student shall submit to the high school principal  
137 and guidance counselor a signed parental consent to enter the 3-  
138 year accelerated graduation program.

139 (c) The student shall have achieved at least an FCAT  
140 reading achievement level of 3, an FCAT mathematics achievement  
141 level of 3, and an FCAT Writing score of 3 on the most recent  
142 assessments taken by the student.

143 (3)(2) Beginning with the 2004-2005 ~~2003-2004~~ school year,  
144 each district school board shall provide each student in grades  
145 6 through 9 ~~12~~ and their parents with information concerning the  
146 3-year and 4-year high school graduation options listed in  
147 subsection (1), including the respective curriculum requirements  
148 for those options, so that ~~with curriculum for~~ the students and  
149 their parents may ~~to~~ select the postsecondary education or  
150 career plan that best fits their needs. The information ~~options~~  
151 shall include a timeframe for achieving each graduation option.

152 (4)(3) Selection of one of the graduation options listed  
153 in subsection (1) must be completed by the student prior to the  
154 end of grade 9 and is exclusively up to the student and parent,

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155 subject to the requirements in subsection (2). Each district  
156 school board shall establish policies for extending this  
157 deadline to the end of a student's first semester of grade 10  
158 for a student who entered a Florida public school after grade 9  
159 upon transfer from a private school or another state or who was  
160 prevented from choosing a graduation option due to illness  
161 during grade 9. If the student and parent fail to select a  
162 graduation option, the student shall be considered to have  
163 selected the general requirements for high school graduation  
164 pursuant to paragraph (1)(a).

165 ~~(5)(4)~~ District school boards shall not establish  
166 requirements for accelerated 3-year high school graduation  
167 options in excess of the requirements in paragraphs (1)(b) and  
168 (c).

169 ~~(6)(5)~~ Students pursuing accelerated 3-year high school  
170 graduation options pursuant to paragraph (1)(b) or paragraph  
171 (1)(c) are required to:

172 (a) Earn passing scores on the FCAT as defined in s.  
173 1008.22(3)(c) or scores on a standardized test that are  
174 concordant with passing scores on the FCAT as defined in s.  
175 1008.22(9).

176 (b) 1. Achieve a cumulative weighted grade point average of  
177 3.0 ~~2.0~~ on a 4.0 scale, or its equivalent, in the courses  
178 required for the college preparatory ~~by the chosen~~ accelerated  
179 3-year high school graduation option pursuant to paragraph  
180 (1)(b); i or

181 2. Achieve a cumulative weighted grade point average of  
182 2.5 on a 4.0 scale, or its equivalent, in the courses required

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183 for the career preparatory accelerated 3-year high school  
184 graduation option pursuant to paragraph (1)(c).

185 (c) Receive a weighted or unweighted grade that earns at  
186 least 3.0 points, or its equivalent, to earn course credit  
187 toward the 18 credits required for the college preparatory  
188 accelerated 3-year high school graduation option pursuant to  
189 paragraph (1)(b).

190 (d) Receive a weighted or unweighted grade that earns at  
191 least 2.0 points, or its equivalent, to earn course credit  
192 toward the 18 credits required for the career preparatory  
193 accelerated 3-year high school graduation option pursuant to  
194 paragraph (1)(c).

195  
196 Weighted grades referred to in paragraphs (b), (c), and (d)  
197 shall be applied to those courses specifically listed or  
198 identified by the department as rigorous pursuant to s.  
199 1009.531(3) or weighted by the district school board for class  
200 ranking purposes.

201 (7) If, at the end of grade 10, a student is not on track  
202 to meet the credit, assessment, or grade-point-average  
203 requirements of the accelerated graduation option selected, the  
204 school shall notify the student and parent of the following:

205 (a) The requirements that the student is not currently  
206 meeting.

207 (b) The specific performance necessary in grade 11 for the  
208 student to meet the accelerated graduation requirements.

209 (c) The right of the student to change to the 4-year  
210 program set forth in s. 1003.43.

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211 (8) A student who selected one of the accelerated 3-year  
212 graduation options shall automatically move to the 4-year  
213 program set forth in s. 1003.43 if the student:

214 (a) Exercises his or her right to change to the 4-year  
215 program;

216 (b) Fails to earn 5 credits by the end of grade 9 or fails  
217 to earn 11 credits by the end of grade 10;

218 (c) Does not achieve a score of 3 or higher on the grade  
219 10 FCAT Writing assessment; or

220 (d) By the end of grade 11 does not meet the requirements  
221 of subsections (1) and (6).

222 (9)+6) A student who meets all requirements prescribed in  
223 subsections (1) and (6)+5) shall be awarded a standard diploma  
224 in a form prescribed by the State Board of Education.

225 Section 3. Paragraph (a) of subsection (5) of section  
226 1003.43, Florida Statutes, is amended to read:

227 1003.43 General requirements for high school graduation.--

228 (5) Each district school board shall establish standards  
229 for graduation from its schools, and these standards must  
230 include:

231 (a) Earning passing scores on the FCAT, as defined in s.  
232 1008.22(3)(c) or scores on a standardized test that are  
233 concordant with passing scores on the FCAT as defined in s.  
234 1008.22(9).

235

236 The standards required in this subsection, and any subsequent  
237 modifications, shall be reprinted in the Florida Administrative  
238 Code even though not defined as "rules."

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239 Section 4. Subsection (9) of section 1008.22, Florida  
240 Statutes, is amended to read:

241 1008.22 Student assessment program for public schools.--

242 (9) EQUIVALENCIES FOR STANDARDIZED TESTS.--Any student who  
243 enters a Florida public school at the eleventh grade or the  
244 twelfth grade or any student who has exhausted all of his or her  
245 attempts to pass the grade 10 FCAT and ~~The Commissioner of~~  
246 ~~Education shall determine the comparable validity of other~~  
247 ~~available standardized tests, including the SAT, ACT, College~~  
248 ~~Placement Test, PSAT, PLAN, and tests used for entry into the~~  
249 ~~military. If such tests are deemed to be valid and reliable~~  
250 ~~measures, the commissioner shall approve the use of such tests~~  
251 ~~as alternate assessments to the grade 10 FCAT for the 2002-2003~~  
252 ~~school year. Students who~~ attains attain scores on the SAT or  
253 the ACT that are concordant with ~~equate to the passing scores on~~  
254 ~~the grade 10 FCAT for purposes of high school graduation on any~~  
255 ~~of the approved alternative assessments shall satisfy the~~  
256 ~~assessment requirement for a standard high school diploma as~~  
257 ~~provided in s. 1003.429(6)(a) or s. 1003.43(5)(a) for the 2002-~~  
258 ~~2003 school year graduating class. Prior to the application of~~  
259 ~~these alternative assessments in subsequent school years, the~~  
260 ~~Legislature shall review the continued use of these alternative~~  
261 ~~tests.~~

262 Section 5. Subsection (1) of section 1013.735, Florida  
263 Statutes, is amended to read:

264 1013.735 Classrooms for Kids Program.--

265 (1) ALLOCATION.--The department shall allocate funds  
266 appropriated for the Classrooms for Kids Program. It is the

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267 | intent of the Legislature that this program be administered as  
268 | nearly as practicable in the same manner as the capital outlay  
269 | program authorized under s. 9(a), Art. XII of the State  
270 | Constitution. Each district school board's share of the annual  
271 | appropriation for the Classrooms for Kids Program must be  
272 | calculated according to the following formula:

273 |       (a) Twenty-five percent of the appropriation shall be  
274 | prorated to the districts based on each district's percentage of  
275 | K-12 base capital outlay full-time equivalent membership, and 65  
276 | percent shall be based on each district's percentage of K-12  
277 | growth capital outlay full-time equivalent membership as  
278 | specified for the allocation of funds from the Public Education  
279 | Capital Outlay and Debt Service Trust Fund by s. 1013.64(3).

280 |       (b) Ten percent of the appropriation must be allocated  
281 | among district school boards according to the allocation formula  
282 | in s. 1013.64(1)(a), excluding adult vocational technical  
283 | facilities.

284 |       Section 6. This act shall take effect July 1, 2004.

285 |  
286 | ===== T I T L E   A M E N D M E N T =====

287 |       Remove the entire title and insert:

288 |                       A bill to be entitled  
289 |       An act relating to class size reduction; amending s.  
290 |       1003.03, F.S.; revising provisions relating to  
291 |       determination of class size averages; providing for  
292 |       reversal of class size reduction operating categorical  
293 |       transfers under certain circumstances; amending s.  
294 |       1003.429, F.S.; revising course requirements in the

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295 college preparatory accelerated high school graduation  
296 program; revising course requirements in the career  
297 preparatory accelerated high school graduation program;  
298 providing students already participating in an accelerated  
299 graduation program the right to continue in the current  
300 program; establishing requirements for selection of  
301 accelerated graduation options; requiring districts to  
302 establish a policy for extending the deadline for certain  
303 students to choose an accelerated graduation option;  
304 authorizing use of alternate assessments; revising  
305 requirements for grades that must be earned to participate  
306 in the accelerated graduation program; requiring schools  
307 to provide specific notices to students and parents if, at  
308 the end of the grade 10, the student is not on track to  
309 graduate; specifying certain situations in which a student  
310 shall be moved from a 3-year to a 4-year graduation  
311 program; amending s. 1003.43, F.S., relating to general  
312 requirements for high school graduation; authorizing use  
313 of alternate assessments; amending s. 1008.22, F.S.;  
314 authorizing the SAT and the ACT as alternate assessments  
315 for the grade 10 FCAT for students entering a Florida  
316 public school in grade 11 or grade 12 and for students who  
317 have exhausted all attempts to pass the grade 10 FCAT;  
318 deleting obsolete language; amending s. 1013.735, F.S.;  
319 modifying the formula for the allocation of funds from the  
320 Classrooms for Kids appropriation; providing an effective  
321 date.

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