

Bill No. SB 500

Barcode 445342

CHAMBER ACTION

Senate

House

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The Committee on Judiciary (Posey) recommended the following amendment:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause

and insert:

Section 1. Subsection (3) of section 1008.34, Florida Statutes, is amended to read:

1008.34 School grading system; district performance grade.--

(3) DESIGNATION OF SCHOOL PERFORMANCE GRADE

CATEGORIES.--A school that serves any combination of students in kindergarten through grade 3 which does not receive a school grade because its students are not tested and included in the school grading system shall receive the school grade designation of a feeder pattern school identified by the Department of Education and verified by the school district. A school feeder pattern exists if at least 60 percent of the students in the school serving a combination of students in kindergarten through grade 3 are scheduled to be assigned to

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1 the graded school. School performance grade category  
2 designations itemized in subsection (2) shall be based on the  
3 following:

4 (a) Timeframes.--

5 1. School performance grade category designations  
6 shall be based on the school's current year performance and  
7 the school's annual learning gains.

8 2. A school's performance grade category designation  
9 shall be based on a combination of student achievement scores,  
10 student learning gains as measured by annual FCAT assessments  
11 in grades 3 through 10, and improvement of the lowest 25th  
12 percentile of students in the school in reading, math, or  
13 writing on the FCAT, unless these students are performing  
14 above satisfactory performance.

15 (b) Student assessment data.--Student assessment data  
16 used in determining school performance grade categories shall  
17 include:

18 1. The aggregate scores of all eligible students  
19 enrolled in the school who have been assessed on the FCAT.

20 2. The aggregate scores of all eligible students  
21 enrolled in the school who have been assessed on the FCAT,  
22 including Florida Writes, and who have scored at or in the  
23 lowest 25th percentile of students in the school in reading,  
24 math, or writing, unless these students are performing above  
25 satisfactory performance.

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27 The Department of Education shall study the effects of  
28 mobility on the performance of highly mobile students and  
29 recommend programs to improve the performance of such  
30 students. The State Board of Education shall adopt appropriate  
31 criteria for each school performance grade category. The

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1 criteria must also give added weight to student achievement in  
 2 reading. Schools designated as performance grade category "C,"  
 3 making satisfactory progress, shall be required to demonstrate  
 4 that adequate progress has been made by students in the school  
 5 who are in the lowest 25th percentile in reading, math, or  
 6 writing on the FCAT, including Florida Writes, unless these  
 7 students are performing above satisfactory performance.

8 Section 2. Paragraph (a) of subsection (2) of section  
 9 1002.38, Florida Statutes, is amended to read:

10 1002.38 Opportunity Scholarship Program.--

11 (2) OPPORTUNITY SCHOLARSHIP ELIGIBILITY.--A public  
 12 school student's parent may request and receive from the state  
 13 an opportunity scholarship for the student to enroll in and  
 14 attend a private school in accordance with the provisions of  
 15 this section if:

16 (a)1. By assigned school attendance area or by special  
 17 assignment, the student has spent the prior school year in  
 18 attendance at a public school, including a feeder pattern  
 19 school, which ~~that~~ has been designated pursuant to s. 1008.34  
 20 as performance grade category "F," failing to make adequate  
 21 progress, and that has had 2 school years in a 4-year period  
 22 of such low performance, and the student's attendance occurred  
 23 during a school year in which such designation was in effect;

24 2. The student has been in attendance elsewhere in the  
 25 public school system and has been assigned to such school for  
 26 the next school year; or

27 3. The student is entering kindergarten or first grade  
 28 and has been notified that the student has been assigned to  
 29 such school for the next school year.

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31 The provisions of this section shall not apply to a student

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1 who is enrolled in a school operating for the purpose of  
 2 providing educational services to youth in Department of  
 3 Juvenile Justice commitment programs. For purposes of  
 4 continuity of educational choice, the opportunity scholarship  
 5 shall remain in force until the student returns to a public  
 6 school or, if the student chooses to attend a private school  
 7 the highest grade of which is grade 8, until the student  
 8 matriculates to high school and the public high school to  
 9 which the student is assigned is an accredited school with a  
 10 performance grade category designation of "C" or better.  
 11 However, at any time upon reasonable notice to the Department  
 12 of Education and the school district, the student's parent may  
 13 remove the student from the private school and place the  
 14 student in a public school, as provided in subparagraph  
 15 (3)(a)2.

16 Section 3. Subsection (3) of section 1008.36, Florida  
 17 Statutes, is amended to read:

18 1008.36 Florida School Recognition Program.--

19 (3) All public schools, including charter schools and  
 20 feeder pattern schools, which ~~that~~ receive a school grade  
 21 pursuant to s. 1008.34 are eligible to participate in the  
 22 program.

23 Section 4. This act shall take effect July 1, 2006.

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

27 And the title is amended as follows:

28 Delete everything before the enacting clause

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30 and insert:

31 A bill to be entitled

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1 An act relating to the school grading system;  
2 amending s. 1008.34, F.S.; adding feeder  
3 pattern schools to the list of schools that  
4 receive a school grade; prescribing  
5 circumstances in which a feeder pattern exists;  
6 amending s. 1002.38, F.S.; authorizing students  
7 served by feeder pattern schools to participate  
8 in the Opportunity Scholarship Program;  
9 amending s. 1008.36, F.S.; authorizing feeder  
10 pattern schools to participate in the Florida  
11 School Recognition Program; providing an  
12 effective date.

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