

By Senator Saunders

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1 A bill to be entitled

2 An act relating to language instruction for limited
3 English proficient students; amending s. 1003.433, F.S.;
4 providing for immersion English language instruction
5 during the summer following the senior year for certain
6 students who have been enrolled in an ESOL program for
7 less than 2 full school years; amending s. 1003.56, F.S.;
8 requiring that for purposes of education accountability,
9 the FCAT scores for ESOL students do not count for at
10 least 2 full years following the date of initial
11 enrollment in a Florida public school; providing an
12 effective date.

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

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16 Section 1. Subsection (3) of section 1003.433, Florida
17 Statutes, is amended to read:

18 1003.433 Learning opportunities for out-of-state and out-
19 of-country transfer students and students needing additional
20 instruction to meet high school graduation requirements.--

21 (3) Students who have been enrolled in an ESOL program for
22 less than 2 full school years and have met all requirements for
23 the standard high school diploma except for passage of the grade
24 10 FCAT or alternate assessment may receive immersion English
25 language instruction during the summer following their senior
26 year. Students receiving such instruction are eligible to take
27 the FCAT or alternate assessment and receive a standard high
28 school diploma upon passage of the grade 10 FCAT or the alternate

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29 assessment. This subsection shall be implemented to the extent
30 funding is provided in the General Appropriations Act.

31 Section 2. Subsection (5) of section 1003.56, Florida
32 Statutes, is amended to read:

33 1003.56 English language instruction for limited English
34 proficient students.--

35 (5) The State Board of Education shall adopt rules for the
36 purpose of implementing this section. For purposes of education
37 accountability as provided in ss. 1008.22 and 1008.345 and for
38 the measurement of annual yearly progress under federal law, the
39 FCAT scores for an ESOL student shall not count for at least 2
40 full calendar years following the date of initial enrollment in a
41 Florida public school.

42 Section 3. This act shall take effect July 1, 2008.