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581-05397B-08

Proposed Committee Substitute by the Committee on Education Pre-K  
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1                   A bill to be entitled  
2           An act relating to education; amending s. 1000.21, F.S.;  
3           providing definitions; amending s. 1003.41, F.S.;  
4           requiring that the State Board of Education replace the  
5           Sunshine State Standards with the Sunshine State Standards  
6           2.0; providing for application of the Sunshine State  
7           Standards pending adoption of the Sunshine State Standards  
8           2.0; providing requirements concerning the content and  
9           organization of the Sunshine State Standards 2.0;  
10          requiring that the Sunshine State Standards 2.0 establish  
11          core curricular content in specified areas for certain  
12          grades or strands; requiring that the state board  
13          establish schedules for the adoption and revision of the  
14          Sunshine State Standards 2.0; requiring that the state  
15          board adopt the Sunshine State Standards 2.0 by a  
16          specified date; requiring the Commissioner of Education to  
17          provide proposed Sunshine State Standards 2.0 or proposed  
18          revisions of such standards to the state board; providing  
19          requirements concerning the commissioner's development of  
20          the proposed standards or revisions; requiring  
21          consultation with certain experts; requiring distribution  
22          of a proposal developed by the commissioner for review and  
23          comment by certain experts; requiring a written evaluation  
24          of the proposal developed by the commissioner by a  
25          research institution meeting specified criteria; requiring  
26          provision of the commissioner's proposed standards and the  
27          written evaluation and comments to the Governor, the



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28 President of the Senate, and the Speaker of the House of  
29 Representatives; authorizing rulemaking by the State Board  
30 of Education; amending s. 1008.22, F.S.; revising  
31 provisions governing application of testing requirements  
32 for high school graduation; providing requirements  
33 concerning the Commissioner of Education's scoring of a  
34 statewide assessment when such assessment is revised;  
35 providing criteria concerning the testing and scores  
36 required for a continuously enrolled student to earn a  
37 standard high school diploma; authorizing the commissioner  
38 to discontinue administration of an outdated assessment  
39 under certain conditions; amending s. 1008.31, F.S.;  
40 declaring the legislative intent that the K-20 education  
41 system comply with the Individuals with Disabilities  
42 Education Act; amending s. 1012.71, F.S.; revising  
43 requirements for the use of program funds by classroom  
44 teachers; providing for the disbursement of funds to  
45 school districts; specifying the means for providing a  
46 classroom teacher with his or her proportionate share of  
47 program funds; providing that funds received are not  
48 subject to collective bargaining; providing for  
49 retroactive effect; providing requirements for accounting  
50 of expenditures and reimbursement of funds under certain  
51 conditions; amending s. 1013.12, F.S.; requiring that a  
52 school cafeteria post certain information concerning its  
53 sanitation certificate and inspection; providing effective  
54 dates.

55  
56 Be It Enacted by the Legislature of the State of Florida:  
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58 Section 1. Subsection (7) of section 1000.21, Florida  
59 Statutes, is amended to read:

60 1000.21 Systemwide definitions.--As used in the Florida K-  
61 20 Education Code:

62 (7) "Sunshine State Standards" or "Sunshine State Standards  
63 2.0" means the state's public K-12 curricular are standards  
64 established under s. 1003.41. The term includes the Sunshine  
65 State Standards that are in place for a subject until the  
66 standards for that subject are replaced under s. 1003.41 by the  
67 Sunshine State Standards 2.0. that identify what public school  
68 students should know and be able to do. These standards delineate  
69 the academic achievement of students for which the state will  
70 hold its public schools accountable in grades K-2, 3-5, 6-8, and  
71 9-12, in the subjects of language arts, mathematics, science,  
72 social studies, the arts, health and physical education, foreign  
73 languages, reading, writing, history, government, geography,  
74 economics, and computer literacy.

75 Section 2. Section 1003.41, Florida Statutes, is amended to  
76 read:

77 1003.41 Sunshine State Standards.--

78 (1) Until the Sunshine State Standards 2.0 are adopted,  
79 public K-12 educational instruction in Florida is based on the  
80 "Sunshine State Standards previously." These standards have been  
81 adopted by the State Board of Education and delineate the  
82 academic achievement of students, for which the state will hold  
83 schools accountable, in grades K-2, 3-5, 6-8, and 9-12 in the  
84 subjects of language arts, mathematics, science, social studies,  
85 the arts, health and physical education, and foreign languages.  
86 They include standards in reading, writing, history, government,  
87 geography, economics, and computer literacy. After adoption of



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88 the Sunshine State Standards 2.0, such instruction shall be based  
89 on the Sunshine State Standards 2.0 as revised by the State Board  
90 of Education.

91 (2) The State Board of Education shall review and replace  
92 the Sunshine State Standards with the Sunshine State Standards  
93 2.0 that establish the core content of the curricula to be taught  
94 in this state and that specify the core curricular content and  
95 the knowledge and skills that K-12 public school students are  
96 expected to learn. The Sunshine State Standards 2.0 must, at a  
97 minimum:

98 (a) Establish the core curricular content for language  
99 arts, science, mathematics, and social studies. Standards for  
100 these subjects must identify specific curricular content and the  
101 knowledge and skills that a student is expected to have learned  
102 by each individual grade level from kindergarten through grade 8.  
103 The standards for grades 9 through 12 may be organized by grade  
104 clusters of more than one grade level or strands within the  
105 content area.

106 1. Language arts standards shall establish core curricular  
107 content for, at a minimum, the reading process, literary  
108 analysis, the writing process, writing applications,  
109 communication, and information and media literacy.

110 2. Science standards shall establish core curricular  
111 content for, at a minimum, nature of science, earth and space  
112 science, physical science, and life science.

113 3. Mathematics standards shall establish core curricular  
114 content for, at a minimum, algebra, calculus, discrete  
115 mathematics, financial literacy, geometry, probability,  
116 statistics, and trigonometry.

117 4. Social studies standards shall establish core curricular



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118 content for, at a minimum, civics and government, United States  
119 history, world history, economics, humanities, and geography.

120 (b) Establish the core curricular content for visual and  
121 performing arts, physical education, health, and world languages.  
122 Standards for these subjects must identify specific curricular  
123 content and the knowledge and skills that a student is expected  
124 to have learned by each individual grade level from kindergarten  
125 through grade 8. The standards for grades 9 through 12 may be  
126 organized by grade clusters of more than one grade level or  
127 strands within the content area.

128 (c) Identify the core curricular content that a student is  
129 expected to learn, for each subject at each individual grade  
130 level, in order to acquire the broad background knowledge needed  
131 for reading comprehension.

132 (d) Be rigorous, relevant, and provide for the logical,  
133 sequential progression of core curricular content that  
134 incrementally increases a student's core content knowledge and  
135 skills over time.

136 (e) Use interdisciplinary methods to integrate critical  
137 thinking and problem-solving skills; communication, reading, and  
138 writing skills; mathematics skills; collaboration skills;  
139 contextual and applied-learning skills; technology-literacy  
140 skills; information-literacy and media-literacy skills; and  
141 civic-engagement skills. Such integration must occur within and  
142 between the subjects listed in paragraphs (a) and (b).

143 (f) Be organized according to a uniform structure and  
144 format that is consistent for each subject.

145 (g) Be aligned to expectations for success in postsecondary  
146 education and high-skill, high-wage employment.

147 (3) By December 31, 2008, the State Board of Education



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148 shall establish an expedited schedule for adoption of the  
149 Sunshine State Standards 2.0 and shall establish by rule a  
150 schedule for the periodic review and revision of the standards.  
151 The state board shall adopt the new standards for each subject by  
152 December 31, 2011.

153 (4) (a) The Commissioner of Education shall submit to the  
154 State Board of Education proposed Sunshine State Standards 2.0,  
155 and periodically submit proposed revisions to the standards, for  
156 adoption by the state board according to the schedules  
157 established under subsection (3). In developing the proposed  
158 standards, the commissioner shall consult with research  
159 institutions having expertise in K-20 curriculum and standards  
160 development in each subject listed in paragraphs (2) (a) and (b)  
161 and shall review and consider standards implemented by other  
162 states or nations which such experts regard as exceptionally  
163 rigorous. The commissioner shall require that the research  
164 experts involve curriculum specialists in a cross-section of  
165 subject areas in order to address the need for integrated and  
166 alternative curriculum, courses, and instruction.

167 (b) The commissioner shall effectively communicate and  
168 distribute the proposed standards for review and comment by this  
169 state's educators, school administrators, representatives of  
170 community colleges and state universities who have expertise and  
171 knowledge of the content areas addressed by the standards and the  
172 skills necessary to prepare a student for postsecondary  
173 education, and leaders in current and emerging fields of business  
174 and industry. The commissioner, after considering any comments  
175 and making any revisions to the proposed standards, shall submit  
176 the standards for written evaluation by a research institution  
177 having expertise in the development of K-20 curriculum and



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178 standards and a proven record of working collaboratively with  
179 multiple national and international research institutions and  
180 organizations and with community and business shareholders.

181 (c) The commissioner, upon finalizing the proposed  
182 standards, shall submit the proposed standards and a copy of the  
183 comments and written evaluation required under paragraph (b) to  
184 the Governor, the President of the Senate, and the Speaker of the  
185 House of Representatives at least 21 days before the State Board  
186 of Education considers adoption of the proposed standards.

187 (5) The State Board of Education may adopt rules under ss.  
188 120.536(1) and 120.54 to administer this section.

189 Section 3. Subsection (8) of section 1008.22, Florida  
190 Statutes, is amended to read:

191 1008.22 Student assessment program for public schools.--

192 (8) APPLICABILITY OF TESTING STANDARDS.--

193 (a) If the Commissioner of Education revises a statewide  
194 assessment and the revisions require the State Board of Education  
195 to modify the assessment's proficiency levels or modify the  
196 passing scores required for a standard high school diploma, until  
197 the state board adopts the modifications by rule the commissioner  
198 shall use calculations for scoring the assessment which adjust  
199 student scores on the revised assessment for statistical  
200 equivalence to student scores on the former assessment.

201 (b) A student must attain ~~meet~~ the passing scores on the  
202 statewide assessment required ~~testing requirements~~ for a standard  
203 high school diploma which are ~~graduation that were~~ in effect at  
204 the time the student enters ~~entered~~ 9th grade 9, if ~~provided~~ the  
205 student's enrollment is ~~was~~ continuous.

206 (c) If the commissioner revises a statewide assessment and  
207 the revisions require the State Board of Education to modify the



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208 passing scores required for a standard high school diploma, the  
209 commissioner may, with approval of the state board, discontinue  
210 administration of the former assessment upon the graduation,  
211 based on normal student progression, of students participating in  
212 the final regular administration of the former assessment. The  
213 state board shall adopt by rule passing scores for the revised  
214 assessment which are statistically equivalent to passing scores  
215 on the discontinued assessment for a student required under  
216 paragraph (b) to attain passing scores on the discontinued  
217 assessment.

218 Section 4. Paragraph (c) of subsection (1) of section  
219 1008.31, Florida Statutes, is amended to read:

220 1008.31 Florida's K-20 education performance accountability  
221 system; legislative intent; mission, goals, and systemwide  
222 measures; data quality improvements.--

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

225 (c) The K-20 education performance accountability system  
226 comply with the ~~accountability~~ requirements of the "No Child Left  
227 Behind Act of 2001," Pub. L. No. 107-110, and the Individuals  
228 with Disabilities Education Act (IDEA).

229 Section 5. Effective upon this act becoming a law, section  
230 1012.71, Florida Statutes, is amended to read:

231 (Substantial rewording of section. See  
232 s. 1012.71, F.S., for present text.)

233 1012.71 The Florida Teachers Lead Program.--

234 (1) For purposes of the Florida Teachers Lead Program, the  
235 term "classroom teacher" means a certified teacher employed by a  
236 public school district or a public charter school in that  
237 district on or before September 1 of each year whose full-time or





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238 job-share responsibility is the classroom instruction of students  
239 in prekindergarten through grade 12, including full-time media  
240 specialists and guidance counselors serving students in  
241 prekindergarten through grade 12, who are funded through the  
242 Florida Education Finance Program. A "job-share classroom  
243 teacher" is one of two teachers whose combined full-time  
244 equivalent employment for the same teaching assignment equals one  
245 full-time classroom teacher.

246 (2) The Legislature, in the General Appropriations Act,  
247 shall determine funding for the Florida Teachers Lead Program.  
248 The funds appropriated are for classroom teachers to purchase, on  
249 behalf of the school district or charter school, classroom  
250 materials and supplies for the public school students assigned to  
251 them and may not be used to purchase equipment. The funds  
252 appropriated shall be used to supplement the materials and  
253 supplies otherwise available to classroom teachers. From the  
254 funds appropriated for the Florida Teachers Lead Program, the  
255 Commissioner of Education shall calculate an amount for each  
256 school district based upon each school district's proportionate  
257 share of the state's total unweighted FTE student enrollment and  
258 shall disburse the funds to the school districts by July 15.

259 (3) From the funds allocated to each school district for  
260 the Florida Teachers Lead Program, the district school board  
261 shall calculate an identical amount for each classroom teacher,  
262 which is that teacher's proportionate share of the total amount  
263 allocated to the district. A job-share classroom teacher may  
264 receive a prorated share of the amount provided to a full-time  
265 classroom teacher. The district school board and each charter  
266 school board shall provide each classroom teacher with his or her  
267 total proportionate share by September 30 of each year by any



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268 means determined appropriate by the district school board or  
269 charter school board, including, but not limited to, direct  
270 deposit, check, debit card, or purchasing card, notwithstanding  
271 any law to the contrary. Expenditures under the program are not  
272 subject to state or local competitive bidding requirements. Funds  
273 received by a classroom teacher do not affect wages, hours, or  
274 terms and conditions of employment and, therefore, are not  
275 subject to collective bargaining. Any classroom teacher may  
276 decline receipt of or return the funds without explanation or  
277 cause. This subsection applies retroactively to July 1, 2007.

278 (4) Each classroom teacher must sign a statement  
279 acknowledging receipt of the funds, keep receipts for no less  
280 than 4 years to show that funds expended meet the requirements of  
281 this section, and return any unused funds to the district school  
282 board at the end of the regular school year. Any unused funds  
283 that are returned to the district school board shall be deposited  
284 into the school advisory council account of the school at which  
285 the classroom teacher returning the funds was employed when that  
286 teacher received the funds or shall be deposited into the Florida  
287 Teachers Lead Program account of the school district in which a  
288 charter school is sponsored, as applicable.

289 (5) The statement must be signed and dated by each  
290 classroom teacher before receipt of the Florida Teachers Lead  
291 Program funds and shall include the wording: "I, (name of  
292 teacher) , am employed by the County District School Board  
293 or by the Charter School as a full-time classroom teacher. I  
294 acknowledge that Florida Teachers Lead Program funds are  
295 appropriated by the Legislature for the sole purpose of  
296 purchasing classroom materials and supplies to be used in the  
297 instruction of students assigned to me. In accepting custody of



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298 these funds, I agree to keep the receipts for all expenditures  
299 for no less than 4 years. I understand that if I do not keep the  
300 receipts, it will be my personal responsibility to pay any  
301 federal taxes due on these funds. I also agree to return any  
302 unexpended funds to the district school board at the end of the  
303 regular school year for deposit into the school advisory council  
304 account of the school where I was employed at the time I received  
305 the funds or for deposit into the Florida Teachers Lead Program  
306 account of the school district in which the charter school is  
307 sponsored, as applicable."

308 Section 6. Present paragraphs (b) and (c) of subsection (2)  
309 of section 1013.12, Florida Statutes, are redesignated as  
310 paragraphs (c) and (d), respectively, and a new paragraph (b) is  
311 added to that subsection, to read:

312 1013.12 Casualty, safety, sanitation, and firesafety  
313 standards and inspection of property.--

314 (2) PERIODIC INSPECTION OF PROPERTY BY DISTRICT SCHOOL  
315 BOARDS.--

316 (b) Each school cafeteria must post in a visible location  
317 and on the school website the school's biannual sanitation  
318 certificate and a copy of its most recent sanitation inspection  
319 report.

320 Section 7. Except as otherwise expressly provided in this  
321 act and except for this section, which shall take effect upon  
322 becoming a law, this act shall take effect July 1, 2008.