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CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: RCS	.	
3/5/2008	.	
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1 The Committee on Judiciary (Webster) recommended the following  
2 **amendment:**

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4 **Senate Amendment (with title amendment)**

5 Delete everything after the enacting clause  
6 and insert:

7 Section 1. Paragraph (d) of subsection (2) of section  
8 1000.05, Florida Statutes, is amended to read:

9 1000.05 Discrimination against students and employees in  
10 the Florida K-20 public education system prohibited; equality of  
11 access required.--

12 (2)

13 (d) Students may be separated by gender for a single-  
14 gender program under s. 1002.311, for any portion of a class  
15 that deals with human reproduction, or during participation in



303626

16 | bodily contact sports. For the purpose of this section, bodily  
17 | contact sports include wrestling, boxing, rugby, ice hockey,  
18 | football, basketball, and other sports in which the purpose or  
19 | major activity involves bodily contact.

20 |       Section 2. Paragraph (a) of subsection (6) of section  
21 | 1002.20, Florida Statutes, is amended to read:

22 |       1002.20 K-12 student and parent rights.--Parents of public  
23 | school students must receive accurate and timely information  
24 | regarding their child's academic progress and must be informed  
25 | of ways they can help their child to succeed in school. K-12  
26 | students and their parents are afforded numerous statutory  
27 | rights including, but not limited to, the following:

28 |       (6) EDUCATIONAL CHOICE.--

29 |       (a) Public school choices.--Parents of public school  
30 | students may seek whatever public school choice options that are  
31 | applicable to their students and are available to students in  
32 | their school districts. These options may include controlled  
33 | open enrollment, single-gender programs, lab schools, charter  
34 | schools, charter technical career centers, magnet schools,  
35 | alternative schools, special programs, advanced placement, dual  
36 | enrollment, International Baccalaureate, International General  
37 | Certificate of Secondary Education (pre-AICE), Advanced  
38 | International Certificate of Education, early admissions, credit  
39 | by examination or demonstration of competency, the New World  
40 | School of the Arts, the Florida School for the Deaf and the  
41 | Blind, and the Florida Virtual School. These options may also  
42 | include the public school choice options of the Opportunity



303626

43 Scholarship Program and the McKay Scholarships for Students with  
44 Disabilities Program.

45 Section 3. Section 1002.311, Florida Statutes, is created  
46 to read:

47 1002.311.-- Single-gender programs authorized.

48 (1) Subject to subsection (2) and in accordance with 34  
49 C.F.R. s. 106.34, a district school board may establish and  
50 maintain a nonvocational class, extracurricular activity, or  
51 school for elementary, middle, or high school students in which  
52 enrollment is limited to a single gender if the school district  
53 also makes available a substantially equal:

54 (a) Single-gender class, extracurricular activity, or  
55 school to students of the other gender; and

56 (b) Coeducational class, extracurricular activity, or  
57 school to all students.

58 (2) A district school board that establishes a single-  
59 gender class, extracurricular activity, or school:

60 (a) May not require participation by any student. The  
61 district school board must ensure that participation in the  
62 single-gender class, extracurricular activity, or school is  
63 voluntary.

64 (b) Must evaluate each single-gender class,  
65 extracurricular activity, or school in the school district at  
66 least once every 2 years in order to ensure that it is in  
67 compliance with this section and 34 C.F.R. s. 106.34.

68 Section 4. This act shall take effect July 1, 2008.

69  
70 ===== T I T L E A M E N D M E N T =====



303626

71 And the title is amended as follows:

72 Delete everything before the enacting clause  
73 and insert:

74 A bill to be entitled

75 An act relating to education; amending s. 1000.05, F.S.;  
76 providing that students may be separated by gender for  
77 specified single-gender programs; amending s. 1002.20,  
78 F.S.; providing that public school choice options may  
79 include single-gender programs; creating s. 1002.311,  
80 F.S.; authorizing district school boards to establish a  
81 nonvocational class, extracurricular activity, or school  
82 in which enrollment is limited to students of a single  
83 gender; providing conditions for such authorization;  
84 requiring that students' participation in single-gender  
85 programs be voluntary; requiring evaluation of single-  
86 gender programs every two years; providing an effective  
87 date.