

ENROLLED
CS/HB 251

2008 Legislature

1 A bill to be entitled
2 An act relating to Reserve Officers' Training Corps
3 programs; creating s. 1003.451, F.S.; prohibiting a school
4 district from banning a Junior Reserve Officers' Training
5 Corps unit in certain schools; requiring a school district
6 to allow a student, under certain circumstances, to enroll
7 in the Junior Reserve Officers' Training Corps at another
8 school; specifying that a school district is not required
9 to provide transportation for a student enrolling in the
10 Junior Reserve Officers' Training Corps at another school;
11 requiring a school district to grant military recruiters
12 certain access to students, school facilities and grounds,
13 and certain student information; providing for
14 enforcement; providing for the adoption of rules by the
15 State Board of Education; creating s. 1004.009, F.S.;
16 prohibiting a community college or state university from
17 banning a Senior Reserve Officers' Training Corps unit;
18 requiring that a community college or state university
19 grant military recruiters certain access to students and
20 campus facilities and grounds and, to the extent required
21 by federal law, access to certain student information;
22 providing an effective date.

23
24 Be It Enacted by the Legislature of the State of Florida:

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26 Section 1. Section 1003.451, Florida Statutes, is created
27 to read:

28 1003.451 Junior Reserve Officers' Training Corps; military

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29 recruiters; access to public school campuses.--

30 (1) A school district may not ban any branch of the United
 31 States Armed Forces or the United States Department of Homeland
 32 Security from establishing, maintaining, or operating a unit of
 33 the Junior Reserve Officers' Training Corps at a public high
 34 school in the district.

35 (2) (a) A school district shall allow a student attending a
 36 public high school in the district to enroll in the Junior
 37 Reserve Officers' Training Corps at another public high school
 38 in the district unless:

39 1. The student's school offers the Junior Reserve
 40 Officers' Training Corps for any branch of the United States
 41 Armed Forces or United States Department of Homeland Security;

42 2. The student does not meet the Junior Reserve Officers'
 43 Training Corps' minimum enrollment qualifications; or

44 3. Scheduling of the student's courses of study do not
 45 allow the student to attend the Junior Reserve Officers'
 46 Training Corps at another public high school in the district.

47 (b) This subsection does not require a school district to
 48 provide transportation for a student to attend the Junior
 49 Reserve Officers' Training Corps at another public high school
 50 in the district.

51 (3) (a) A school district shall grant military recruiters
 52 of the United States Armed Forces and United States Department
 53 of Homeland Security the same access to secondary school
 54 students, and to school facilities and grounds, which the
 55 district grants to postsecondary educational institutions or
 56 prospective employers of students.

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57 (b) A school district shall, as required in 20 U.S.C. s.
 58 7908(a)(1), grant military recruiters access to the names,
 59 addresses, and telephone listings of secondary school students,
 60 except, the district shall comply with a student's or parent's
 61 request under 20 U.S.C. s. 7908(a)(2) or s. 1002.22(3)(d) not to
 62 release the student's information without prior written parental
 63 consent.

64 (4) The State Board of Education shall enforce this
 65 section under s. 1008.32.

66 (5) The State Board of Education may adopt rules under ss.
 67 120.536(1) and 120.54 to administer this section.

68 Section 2. Section 1004.09, Florida Statutes, is created
 69 to read:

70 1004.09 Senior Reserve Officers' Training Corps; military
 71 recruiters; access to community college and state university
 72 campuses.--

73 (1) A community college or state university may not ban
 74 any branch of the United States Armed Forces from establishing,
 75 maintaining, or operating a unit of the Senior Reserve Officers'
 76 Training Corps at the college or university.

77 (2)(a) A community college or state university shall grant
 78 military recruiters of the United States Armed Forces and United
 79 States Department of Homeland Security the same access to the
 80 college's or university's students, and to campus facilities and
 81 grounds, which the college or university grants to other
 82 employers.

83 (b) A community college or state university shall, to the
 84 extent required in 10 U.S.C. s. 983(b)(2), grant military

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85 recruiters access to the names, addresses, telephone listings,
86 dates and places of birth, levels of education, academic majors,
87 degrees received, and most recent educational institutions
88 enrolled in by the college's or university's students.

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