

By the Committee on Military Affairs and Domestic Security; and
Senators Baker and Gaetz

583-04215-08

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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, to the extent prohibited by federal law, a Senior
18 Reserve Officers' Training Corps unit; requiring that a
19 community college or state university, to the extent
20 required by federal law, grant military recruiters certain
21 access to students, campus facilities and grounds, and
22 certain student information; providing an effective date.

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

25
26 Section 1. Section 1003.451, Florida Statutes, is created
27 to read:

28 1003.451 Junior Reserve Officers' Training Corps; military
29 recruiters; access to public school campuses.--

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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 in
38 the district unless:

39 1. The student's school offers the Junior Reserve Officers'
40 Training Corps for any branch of the United States Armed Forces
41 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' Training
46 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 Reserve
49 Officers' Training Corps at another public high school in the
50 district.

51 (3) (a) A school district shall, as required in 20 U.S.C. s.
52 7908(a) (3), grant military recruiters of the United States Armed
53 Forces and United States Department of Homeland Security the same
54 access to secondary school students, and to school facilities and
55 grounds, which the district grants to postsecondary educational
56 institutions or prospective employers of students.

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,

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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 section
65 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 to
69 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, to
74 the extent prohibited in 10 U.S.C. s. 983(a)(1), any branch of
75 the United States Armed Forces from establishing, maintaining, or
76 operating a unit of the Senior Reserve Officers' Training Corps
77 at the college or university.

78 (2)(a) A community college or state university shall, to
79 the extent required in 10 U.S.C. s. 983(b)(1), grant military
80 recruiters of the United States Armed Forces and United States
81 Department of Homeland Security the same access to the college's
82 or university's students, and to campus facilities and grounds,
83 which the college or university grants to other employers.

84 (b) A community college or state university shall, to the
85 extent required in 10 U.S.C. s. 983(b)(2), grant military
86 recruiters access to the names, addresses, telephone listings,
87 dates and places of birth, levels of education, academic majors,

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88 | degrees received, and most recent educational institutions
89 | enrolled in by the college's or university's students.

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