



175856

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/15/2009	.	
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The Committee on Education Pre-K - 12 Appropriations (Wise) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause and insert:

Section 1. Subsection (1) of section 1003.413, Florida Statutes, is amended to read:

1003.413 Florida Secondary School Redesign Act.-

(1) For purposes of this section, the term "secondary school" means a school that serves ~~Secondary schools are schools that primarily serve~~ students in grades 6 through 12. A secondary school does not include an elementary school serving



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12 students only through grade 6. It is the intent of the  
13 Legislature to provide for secondary school redesign so that  
14 students promoted from the 8th grade have the necessary academic  
15 skills for success in high school and students graduating from  
16 high school have the necessary skills for success in the  
17 workplace and postsecondary education.

18 Section 2. Subsection (5) of section 1003.413, Florida  
19 Statutes, is repealed.

20 Section 3. Paragraph (a) of subsection (1) of section  
21 1003.4156, Florida Statutes, is amended to read:

22 1003.4156 General requirements for middle grades  
23 promotion.—

24 (1) Beginning with students entering grade 6 in the 2006-  
25 2007 school year, promotion from a school composed of middle  
26 grades 6, 7, and 8 requires that:

27 (a) The student must successfully complete academic courses  
28 as follows:

29 1. Three middle school or higher courses in English. These  
30 courses shall emphasize literature, composition, and technical  
31 text.

32 2. Three middle school or higher courses in mathematics.  
33 Each middle school must offer at least one high school level  
34 mathematics course for which students may earn high school  
35 credit.

36 3. Three middle school or higher courses in social studies,  
37 one semester of which must include the study of state and  
38 federal government and civics education.

39 4. Three middle school or higher courses in science.

40 5. One course in career and education planning to be



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41 completed in 7th or 8th grade. The course may be taught by any  
42 member of the instructional staff; must include career  
43 exploration using Florida CHOICES ~~for the 21st Century~~ or a  
44 comparable cost-effective program; must include educational  
45 planning using the online student advising system known as  
46 Florida Academic Counseling and Tracking for Students at the  
47 Internet website FACTS.org; and shall result in the completion  
48 of a personalized academic and career plan.

49  
50 Each school must hold a parent meeting either in the evening or  
51 on a weekend to inform parents about the course curriculum and  
52 activities. Each student shall complete an electronic personal  
53 education plan that must be signed by the student; the student's  
54 instructor, guidance counselor, or academic advisor; and the  
55 student's parent. ~~By January 1, 2007,~~ The Department of  
56 Education shall develop course frameworks and professional  
57 development materials for the career exploration and education  
58 planning course. The course may be implemented as a stand-alone  
59 course or integrated into another course or courses. The  
60 Commissioner of Education shall collect longitudinal high school  
61 course enrollment data by student ethnicity in order to analyze  
62 course-taking patterns.

63 Section 4. Subsection (1), paragraph (c) of subsection (7),  
64 and subsection (8) of section 1003.429, Florida Statutes, are  
65 amended to read:

66 1003.429 Accelerated high school graduation options.—

67 (1) Students who enter grade 9 in the 2006-2007 school year  
68 and thereafter may select, upon receipt of each consent required  
69 by this section, one of the following three high school



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70 graduation options:

71 (a) Completion of the general requirements for high school  
72 graduation pursuant to s. 1003.428 or s. 1003.43, as applicable;

73 (b) Completion of a 3-year standard college preparatory  
74 program requiring successful completion of a minimum of 18  
75 academic credits in grades 9 through 12. At least 6 of the 18  
76 credits required for completion of this program must be received  
77 in classes that are offered pursuant to the International  
78 Baccalaureate Program, the Advanced Placement Program, dual  
79 enrollment, Advanced International Certificate of Education, or  
80 specifically listed or identified by the Department of Education  
81 as rigorous pursuant to s. 1009.531(3). The 18 credits required  
82 for completion of this program shall be primary requirements and  
83 shall be distributed as follows:

84 1. Four credits in English, with major concentration in  
85 composition and literature;

86 2. Three credits in mathematics at the Algebra I level or  
87 higher from the list of courses that qualify for state  
88 university admission. Beginning with students who enter grade 9  
89 in the 2009-2010 school year, four credits in mathematics at the  
90 Algebra I level or higher from the list of courses that qualify  
91 for state university admission;

92 3. Three credits in natural science, two of which must have  
93 a laboratory component;

94 4. Three credits in social sciences, which must include one  
95 credit in American history, one credit in world history, one-  
96 half credit in American government, and one-half credit in  
97 economics;

98 5. Two credits in the same second language unless the



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99 student is a native speaker of or can otherwise demonstrate  
100 competency in a language other than English. If the student  
101 demonstrates competency in another language, the student may  
102 replace the language requirement with two credits in other  
103 academic courses; and

104 6. Three credits in electives. Beginning with students who  
105 enter grade 9 in the 2009-2010 school year, two credits in  
106 electives; or

107 (c) Completion of a 3-year career preparatory program  
108 requiring successful completion of a minimum of 18 academic  
109 credits in grades 9 through 12. The 18 credits shall be primary  
110 requirements and shall be distributed as follows:

111 1. Four credits in English, with major concentration in  
112 composition and literature;

113 2. Three credits in mathematics, one of which must be  
114 Algebra I;

115 3. Three credits in natural science, two of which must have  
116 a laboratory component;

117 4. Three credits in social sciences, which must include one  
118 credit in American history, one credit in world history, one-  
119 half credit in American government, and one-half credit in  
120 economics;

121 5. Three credits in a single vocational or career education  
122 program, three credits in career and technical certificate dual  
123 enrollment courses, or five credits in vocational or career  
124 education courses; and

125 6. Two credits in electives unless five credits are earned  
126 pursuant to subparagraph 5.



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128 Any student who selected an accelerated graduation program  
129 before July 1, 2004, may continue that program, and all  
130 statutory program requirements that were applicable when the  
131 student made the program choice shall remain applicable to the  
132 student as long as the student continues that program.

133 (7) If, at the end of grade 10, a student is not on track  
134 to meet the credit, assessment, or grade-point-average  
135 requirements of the accelerated graduation option selected, the  
136 school shall notify the student and parent of the following:

137 (c) The right of the student to change to the 4-year  
138 program set forth in s. 1003.428 or s. 1003.43, as applicable.

139 (8) A student who selected one of the accelerated 3-year  
140 graduation options shall automatically move to the 4-year  
141 program set forth in s. 1003.428 or s. 1003.43, as applicable,  
142 if the student:

143 (a) Exercises his or her right to change to the 4-year  
144 program;

145 (b) Fails to earn 5 credits by the end of grade 9 or fails  
146 to earn 11 credits by the end of grade 10;

147 (c) Does not achieve a score of 3 or higher on the grade 10  
148 FCAT Writing assessment; or

149 (d) By the end of grade 11 does not meet the requirements  
150 of subsections (1) and (6).

151 Section 5. Subsection (1) and paragraph (f) of subsection  
152 (4) of section 1003.621, Florida Statutes, are amended to read:

153 1003.621 Academically high-performing school districts.—It  
154 is the intent of the Legislature to recognize and reward school  
155 districts that demonstrate the ability to consistently maintain  
156 or improve their high-performing status. The purpose of this



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157 section is to provide high-performing school districts with  
158 flexibility in meeting the specific requirements in statute and  
159 rules of the State Board of Education.

160 (1) ACADEMICALLY HIGH-PERFORMING SCHOOL DISTRICT.—

161 (a) The State Board of Education shall annually designate a  
162 school district as ~~is~~ an academically high-performing school  
163 district if the district ~~it~~ meets the following criteria:

164 1.a. Beginning with the 2004-2005 school year, earns a  
165 grade of "A" under s. 1008.34(7) for 2 consecutive years; and

166 b. Has no district-operated school that earns a grade of  
167 "F" under s. 1008.34;

168 2. Complies with all class size requirements in s. 1, Art.  
169 IX of the State Constitution and s. 1003.03; and

170 3. Has no material weaknesses or instances of material  
171 noncompliance noted in the annual financial audit conducted  
172 pursuant to s. 218.39.

173 (b) ~~Each school district that satisfies the eligibility~~  
174 ~~criteria in this subsection shall be designated by~~ The State  
175 Board of Education shall designate a school district as an  
176 academically high-performing school district at the next State  
177 Board of Education meeting occurring on or after February 1 of  
178 each year. The designation is effective beginning with the  
179 following school year and remains effective through the entire  
180 school year. With the exception of the statutes listed in  
181 subsection (2), upon designation as an academically high-  
182 performing school district, each such district is exempt from  
183 the provisions in chapters 1000-1013 which pertain to school  
184 districts and rules of the State Board of Education which  
185 implement these exempt provisions. ~~This exemption remains in~~



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186 ~~effect during the time of the designation if the district~~  
187 ~~continues to meet all eligibility criteria.~~

188 ~~(c) The academically high-performing school district shall~~  
189 ~~retain the designation as a high-performing school district for~~  
190 ~~3 years, at the end of which time the district may renew the~~  
191 ~~designation if the district meets the requirements in this~~  
192 ~~section. A school district that fails to meet the requirements~~  
193 ~~in this section shall provide written notification to the State~~  
194 ~~Board of Education that the district is no longer eligible to be~~  
195 ~~designated as an academically high-performing school district.~~

196 ~~(c)(d)~~ In order to annually maintain the designation as an  
197 academically high-performing school district pursuant to this  
198 section, a school district must meet the following requirements:

199 1. Comply with the provisions of sub-subparagraph (a)1.b.  
200 and subparagraphs (a)2. and 3.; and

201 2. Earn a grade of "A" under s. 1008.34(7) for 2 years  
202 within a 3-year period.

203  
204 ~~However, a district in which a district-operated school earns a~~  
205 ~~grade of "F" under s. 1008.34 during the 3-year period may not~~  
206 ~~continue to be designated as an academically high-performing~~  
207 ~~school district during the remainder of that 3-year period. The~~  
208 ~~district must meet the criteria in paragraph (a) in order to be~~  
209 ~~redesignated as an academically high-performing school district.~~

210 (4) REPORTS.—The academically high-performing school  
211 district shall submit to the State Board of Education and the  
212 Legislature an annual report on December 1 which delineates the  
213 performance of the school district relative to the academic  
214 performance of students at each grade level in reading, writing,





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215 mathematics, science, and any other subject that is included as  
216 a part of the statewide assessment program in s. 1008.22. The  
217 annual report shall be submitted in a format prescribed by the  
218 Department of Education and shall include, but need not be  
219 limited to, the following:

220 (f) A list of each statute and rule that the district did  
221 not comply with, pursuant to paragraph (1)(b) ~~description of~~  
222 ~~each waiver and the status of each waiver.~~

223 Section 6. Paragraph (b) of subsection (8) of section  
224 1008.25, Florida Statutes, is amended to read:

225 1008.25 Public school student progression; remedial  
226 instruction; reporting requirements.-

227 (8) ANNUAL REPORT.-

228 (b) Each district school board must annually publish in the  
229 local newspaper or on the district school board's Internet  
230 website, and submit a corresponding link ~~report in writing~~ to  
231 the State Board of Education by October 1 ~~September 1~~ of each  
232 year, the following information on the prior school year:

233 1. The provisions of this section relating to public school  
234 student progression and the district school board's policies and  
235 procedures on student retention and promotion.

236 2. By grade, the number and percentage of all students in  
237 grades 3 through 10 performing at Levels 1 and 2 on the reading  
238 portion of the FCAT.

239 3. By grade, the number and percentage of all students  
240 retained in grades 3 through 10.

241 4. Information on the total number of students who were  
242 promoted for good cause, by each category of good cause as  
243 specified in paragraph (6)(b).



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244 5. Any revisions to the district school board's policy on  
245 student retention and promotion from the prior year.

246 Section 7. Subsection (4) of section 1008.36, Florida  
247 Statutes, is amended to read:

248 1008.36 Florida School Recognition Program.—

249 (4) All selected schools shall receive financial awards  
250 depending on the availability of funds appropriated and the  
251 number and size of schools selected to receive an award. Funds  
252 must be distributed to the school's fiscal agent and placed in  
253 the school's account and must be used for purposes listed in  
254 subsection (5) as determined jointly by the school's staff and  
255 school advisory council. If school staff and the school advisory  
256 council cannot reach agreement by February 1 ~~November 1~~, the  
257 awards must be equally distributed to all classroom teachers  
258 currently teaching in the school.

259  
260 Notwithstanding statutory provisions to the contrary, incentive  
261 awards are not subject to collective bargaining.

262 Section 8. This act shall take effect July 1, 2009.

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264 ===== T I T L E A M E N D M E N T =====

265 And the title is amended as follows:

266 Delete everything before the enacting clause  
267 and insert:

268 A bill to be entitled  
269 An act relating to school improvement and  
270 accountability; amending s. 1003.413, F.S.; redefining  
271 the term "secondary school" to no longer include an  
272 elementary school serving students through grade 6



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273 only; repealing s. 1003.413(5), F.S., relating to a  
274 requirement that the Commissioner of Education create  
275 and implement the Secondary School Improvement Award  
276 Program; amending s. 1003.4156, F.S.; correcting a  
277 cross-reference; amending s. 1003.429, F.S.; revising  
278 provisions relating to accelerated high school  
279 graduation; revising the credits for certain courses  
280 required under the 3-year standard college preparatory  
281 program beginning with students who enter grade 9 in  
282 the 2009-2010 school year; amending s. 1003.621, F.S.;  
283 requiring that the State Board of Education annually  
284 designate school districts as academically high-  
285 performing school districts if certain criteria are  
286 met; requiring that such designation occur at the next  
287 meeting of the State Board of Education on or after a  
288 specified date each year; providing that the  
289 designation is effective beginning the following  
290 school year; revising the information that an  
291 academically high-performing school district must  
292 include in its annual report to the State Board of  
293 Education and the Legislature; amending s. 1008.25,  
294 F.S.; requiring that each district school board  
295 annually post certain information on its Internet  
296 website; revising the date that each district school  
297 board is required to report certain information to the  
298 State Board of Education; amending s. 1008.36, F.S.;  
299 revising the date that school staff and the school  
300 advisory council are required to reach an agreement  
301 regarding the distribution of financial awards under



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the Florida School Recognition Program; providing an  
effective date.