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LEGISLATIVE ACTION

Senate	.	House
Comm: UNFAV	.	
02/10/2011	.	
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The Committee on Education Pre-K - 12 (Montford) recommended the following:

Senate Amendment

Delete lines 649 - 667
and insert:

(d) "Professional performance contract" means an employment contract for instructional personnel for a period of 3 school years, which shall be renewed for additional 3-year periods as long as the individual has not received two consecutive unsatisfactory evaluations under s. 1012.34, two unsatisfactory evaluations within a 3-year period under s. 1012.34, or three evaluations of needs improvement within any 5-year period under s. 1012.34.



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13 (2) EMPLOYMENT—

14 (a) Beginning on July 1, 1011, each individual newly hired
15 as instructional personnel by a Florida school district shall
16 receive a probationary contract.

17 (b) The district school board may issue an annual contract
18 to instructional personnel who have successfully completed the
19 probationary contract if the individual:

20 1. Holds a professional certificate or temporary
21 certificate issued pursuant to s. 1012.56 and rules of the State
22 Board of Education.

23 2. Has been recommended by the district school
24 superintendent for the annual contract based upon the
25 individual's evaluation, as determined under s. 1012.34, and
26 approved by the district school board.

27 (c) Upon completion of no less than 3 years of employment
28 in the same school district within a 5-year period, except for
29 leave duly authorized and granted, instructional personnel
30 recommended for additional employment shall be awarded a
31 professional performance contract. Instructional personnel may
32 be required to serve a fourth year of employment before becoming
33 eligible to receive a professional performance contract when
34 prescribed by the district school board for good reason.

35 1. A professional performance contract may be offered by a
36 district school board to instructional personnel only if the
37 individual:

38 a. Holds a professional certificate or temporary
39 certificate as prescribed by s. 1012.56 and rules of the State
40 Board of Education.

41 b. Has been recommended by the district school



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42 superintendent for further employment and approved by the
43 district school board based on successful performance of duties
44 and demonstration of professional competence under s. 1012.34.

45 c. Has not received two consecutive unsatisfactory
46 evaluations under s. 1012.34, two unsatisfactory evaluations
47 within a 3-year period under s. 1012.34, or three evaluations of
48 needs improvement within any 5-year period under s. 1012.34.

49 2. A district school board may issue a professional
50 performance contract after July 1, 2011, to any instructional
51 personnel staff member who has previously held a professional
52 performance contract, a professional service contract, or a
53 continuing contract in the same or another school district
54 within this state. Any instructional personnel staff member who
55 holds a professional service contract or a continuing contract
56 may, but is not required to, exchange such contract for a
57 professional performance contract in the same district.

58 3. If a professional performance contract is not renewed by
59 the district school board based on performance of duties and
60 demonstration of professional competence of the individual under
61 s. 1012.34, upon the recommendation of the superintendent and
62 upon the approval of the district school board, the individual
63 may be appointed to up to three additional annual contracts or
64 not be offered an additional contract. At the time of making
65 such recommendation to the district school board, the
66 superintendent shall state the performance-based reason for his
67 or her recommendation and the district school board shall take
68 final action on such recommendation.