

1 A bill to be entitled  
2 An act relating to district school boards; amending s.  
3 1001.372, F.S.; specifying that district school board  
4 meeting agenda items may be proposed by the district  
5 school superintendent or a member of the school board;  
6 requiring district school boards to convene at least  
7 one regular meeting each quarter within a school year  
8 which begins no earlier than 5 p.m. and to create  
9 criteria for convening such a meeting; amending s.  
10 1001.41, F.S.; requiring a district school board to  
11 exercise its general powers after considering  
12 recommendations made by a school board member;  
13 requiring a district school board to allow a public  
14 school student whose parent has died to remain  
15 enrolled in the school he or she was attending at the  
16 time of the parent's death if requirements are met;  
17 amending s. 1001.42, F.S.; providing additional  
18 purposes for which an internal auditor may be  
19 employed; amending s. 1006.07, F.S.; defining and  
20 distinguishing emergency lockdown drills from  
21 emergency evacuation drills; requiring that emergency  
22 lockdown drills be conducted at least as often as  
23 emergency evacuation drills; encouraging local law  
24 enforcement officers or fire officials to participate  
25 in and to review at least one emergency lockdown drill  
26 at each school each year; requiring a designated staff  
27 member to submit an after-drill report to the school  
28 district after an emergency drill; providing

29 requirements for the after-drill report; providing an  
30 effective date.  
31

32 Be It Enacted by the Legislature of the State of Florida:  
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34 Section 1. Subsection (1) of section 1001.372, Florida  
35 Statutes, is amended to read:

36 1001.372 District school board meetings.—

37 (1) REGULAR AND SPECIAL MEETINGS.—

38 (a) The district school board, after considering agenda  
39 items proposed by the district school superintendent or a member  
40 of the board, shall hold not less than one regular meeting each  
41 month for the transaction of business according to a schedule  
42 arranged by the district school board. The district school board  
43 shall convene at least one regular meeting each quarter within a  
44 school year which begins no earlier than 5 p.m. The district  
45 school board shall create written criteria for convening such a  
46 quarterly meeting.

47 (b) The district school board ~~and~~ shall convene in a  
48 special meeting ~~sessions~~ when called by the district school  
49 superintendent or by the district school superintendent on  
50 request of the chair of the district school board, or on request  
51 of a majority of the members of the district school board. If  
52 the district school superintendent does not call a special  
53 meeting when requested to do so, as prescribed in this  
54 paragraph, such a meeting may be called by the chair of the  
55 district school board or by a majority of the members of the  
56 district school board by giving 2 days' written notice of the

57 | time and purpose of the meeting to all members and to the  
58 | district school superintendent. An action; ~~provided that actions~~  
59 | taken at a special meeting has ~~meetings shall have~~ the same  
60 | force and effect as if taken at a regular meeting, and; ~~and~~  
61 | ~~provided further that in the event the district school~~  
62 | ~~superintendent should fail to call a special meeting when~~  
63 | ~~requested to do so, as prescribed herein, such a meeting may be~~  
64 | ~~called by the chair of the district school board or by a~~  
65 | ~~majority of the members of the district school board by giving 2~~  
66 | ~~days' written notice of the time and purpose of the meeting to~~  
67 | ~~all members and to the district school superintendent, in which~~  
68 | ~~event~~ the minutes of the meeting must ~~shall~~ set forth the facts  
69 | regarding the procedure in calling the meeting and the reason  
70 | the meeting was called. The minutes must ~~therefor and shall~~ be  
71 | signed ~~either~~ by the chair or by a majority of the members of  
72 | the district school board.

73 | Section 2. Section 1001.41, Florida Statutes, is amended  
74 | to read:

75 | 1001.41 General powers of district school board.—The  
76 | district school board, after considering recommendations  
77 | submitted by the district school superintendent or a member of  
78 | the school board, shall exercise the following general powers:

79 | (1) Determine policies and programs consistent with state  
80 | law and rule deemed necessary by it for the efficient operation  
81 | and general improvement of the district school system.

82 | (2) Adopt rules pursuant to ss. 120.536(1) and 120.54 to  
83 | implement the provisions of law conferring duties upon it to  
84 | supplement those prescribed by the State Board of Education and

85 the Commissioner of Education.

86 (3) Prescribe and adopt standards and policies to provide  
87 each student the opportunity to receive a complete education  
88 program, including language arts, mathematics, science, social  
89 studies, health, physical education, foreign languages, and the  
90 arts, as defined by the Sunshine State Standards. The standards  
91 and policies must emphasize integration and reinforcement of  
92 reading, writing, and mathematics skills across all subjects,  
93 including career awareness, career exploration, and career and  
94 technical education.

95 (4) Contract, sue, and be sued. The district school board  
96 shall constitute the contracting agent for the district school  
97 system.

98 (5) Perform duties and exercise those responsibilities  
99 that are assigned to it by law or by rules of the State Board of  
100 Education or the Commissioner of Education and, in addition  
101 thereto, those that it may find to be necessary for the  
102 improvement of the district school system in carrying out the  
103 purposes and objectives of the education code.

104 (6) Assign students to schools. Notwithstanding any other  
105 provision of law, if a parent of a public school student has  
106 died while the student is attending a public school, the  
107 district school board must provide the student the option to  
108 remain at that school until the student is promoted to middle  
109 school or high school or graduates from high school, as  
110 applicable. However, this option is unavailable to a student who  
111 has been suspended in school more than once, expelled, or  
112 suspended out of school from that school.

113 (7) Enter into agreements for accepting credit card,  
114 charge card, and debit card payments as compensation for goods,  
115 services, tuition, and fees, as authorized by law.

116 Section 3. Paragraph (1) of subsection (12) of section  
117 1001.42, Florida Statutes, is amended to read:

118 1001.42 Powers and duties of district school board.—The  
119 district school board, acting as a board, shall exercise all  
120 powers and perform all duties listed below:

121 (12) FINANCE.—Take steps to assure students adequate  
122 educational facilities through the financial procedure  
123 authorized in chapters 1010 and 1011 and as prescribed below:

124 (1) Internal auditor.—May employ an internal auditor to  
125 perform ongoing financial verification of the financial records  
126 of the school district and such other audits and reviews as the  
127 district school board directs for the purpose of overseeing  
128 school district resources and determining compliance with  
129 applicable laws and district school board-approved policies,  
130 procedures, and contracts. The internal auditor shall report  
131 directly to the district school board or its designee.

132 Section 4. Subsections (4) and (5) of section 1006.07,  
133 Florida Statutes, are reordered and amended, and subsection (6)  
134 of that section is amended, to read:

135 1006.07 District school board duties relating to student  
136 discipline and school safety.—The district school board shall  
137 provide for the proper accounting for all students, for the  
138 attendance and control of students at school, and for proper  
139 attention to health, safety, and other matters relating to the  
140 welfare of students, including:

141 (5)-(4) EMERGENCY DRILLS; EMERGENCY PROCEDURES.-

142 (a) Formulate and prescribe policies and procedures for  
143 emergency lockdown drills, emergency evacuation drills, and ~~for~~  
144 actual emergencies, including, but not limited to, fires,  
145 natural disasters, weapon-use and hostage situations, and bomb  
146 threats, for all the public schools of the district which  
147 comprise grades K-12. District school board policies must ~~shall~~  
148 include commonly used alarm system responses for specific types  
149 of emergencies and verification by each school that drills have  
150 been provided as required by law and fire protection codes. As  
151 used in this paragraph, the term "evacuation drill" means an  
152 activity in which students and faculty practice the safest and  
153 quickest way to evacuate a school facility in case of an  
154 emergency in which evacuation is generally the safest option,  
155 such as in the case of a fire. As used in this paragraph, the  
156 term "lockdown drill" means an activity in which students and  
157 faculty practice securing a school facility or rooms within the  
158 facility in case of an emergency in which hiding from a hostile  
159 danger is generally deemed safer than evacuating the building,  
160 such as in the case of a tornado or the presence of an armed  
161 person who is threatening the safety of the students or  
162 employees of a school.

163 1. The policies and procedures must require that emergency  
164 lockdown drills be conducted at least as often as emergency  
165 evacuation drills. This subparagraph does not require an  
166 increase in the total number of emergency drills conducted at a  
167 school each year.

168 2. Local law enforcement officers or fire officials are

169 encouraged to participate in, and to review, at least one  
170 emergency lockdown drill at each school each year. After a  
171 drill, participating law enforcement officers or fire officials  
172 are encouraged to submit recommendations to the school on how it  
173 can improve its safety procedures in case of an emergency  
174 lockdown.

175 3. Each school shall designate the principal or a member  
176 of its staff as the person responsible for overseeing a school's  
177 emergency drills. Before an emergency drill is conducted, the  
178 designated staff member shall review the appropriate, most  
179 recent after-drill report required under subparagraph 4.

180 4. After a drill is completed, the designated staff member  
181 shall electronically submit to the school district an after-  
182 drill report that details the specific drill that was conducted.  
183 Such report must include positive observations and  
184 recommendations for improvement offered by the school or  
185 participating law enforcement officers or fire officials, if  
186 any.

187 ~~(b) The district school board shall~~ Establish model  
188 emergency management and emergency preparedness procedures for  
189 the following life-threatening emergencies:

- 190 1. Weapon-use and hostage situations.
- 191 2. Hazardous materials or toxic chemical spills.
- 192 3. Weather emergencies, including hurricanes, tornadoes,  
193 and severe storms.
- 194 4. Exposure as a result of a manmade emergency.

195 (4)-(5) EDUCATIONAL SERVICES IN DETENTION FACILITIES.—Offer  
196 educational services to minors who have not graduated from high

197 school and eligible students with disabilities under the age of  
198 22 who have not graduated with a standard diploma or its  
199 equivalent who are detained in a county or municipal detention  
200 facility, as defined in s. 951.23. These educational services  
201 must ~~shall~~ be based upon the estimated length of time the  
202 student will be in the facility and the student's current level  
203 of functioning. District school superintendents or their  
204 designees shall be notified by the county sheriff or chief  
205 correctional officer, or his or her designee, upon the  
206 assignment of a student under the age of 21 to the facility. A  
207 cooperative agreement with the district school board and  
208 applicable law enforcement units shall be developed to address  
209 the notification requirement and the provision of educational  
210 services to these students.

211 (6) SAFETY AND SECURITY BEST PRACTICES.—Use the Safety and  
212 Security Best Practices developed by the Office of Program  
213 Policy Analysis and Government Accountability to conduct a self-  
214 assessment of the school districts' current safety and security  
215 practices. Based on these self-assessment findings, the district  
216 school superintendent shall provide recommendations to the  
217 district school board which identify strategies and activities  
218 that the district school board should implement in order to  
219 improve school safety and security. ~~Annually~~ Each district  
220 school board must annually receive the self-assessment results  
221 at a publicly noticed district school board meeting to provide  
222 the public an opportunity to hear the district school board  
223 members discuss and take action on the report findings. Each  
224 district school superintendent shall report the self-assessment



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225 | results and school board action to the commissioner within 30  
226 | days after the district school board meeting.

227 |       Section 5. This act shall take effect July 1, 2013.