

By Senator Thompson

12-01484-13

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1                   A bill to be entitled  
2           An act relating to school personnel performance  
3           evaluation; amending s. 1012.34, F.S.; revising  
4           provisions relating to the measurement of student  
5           learning growth for purposes of evaluating classroom  
6           and nonclassroom instructional personnel; prohibiting  
7           an employee from being penalized for unsatisfactory  
8           performance based on certain student learning growth  
9           data; providing an effective date.

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11 Be It Enacted by the Legislature of the State of Florida:

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13           Section 1. Paragraph (f) is added to subsection (7) of  
14           section 1012.34, Florida Statutes, and subsection (8) of that  
15           section is amended, to read:

16           1012.34 Personnel evaluation procedures and criteria.—

17           (7) MEASUREMENT OF STUDENT LEARNING GROWTH.—

18           (f) A classroom teacher shall be assigned a student  
19           learning growth score based on valid and reliable statewide  
20           assessments only for the students and subjects taught by the  
21           teacher during the school year. Classroom teachers who teach  
22           students or subjects not assessed by statewide assessments and  
23           instructional personnel who are not classroom teachers may not  
24           be assigned a student learning growth score based on students or  
25           subjects that they did not teach.

26           (8) RULEMAKING.—The State Board of Education shall adopt  
27           rules pursuant to ss. 120.536(1) and 120.54 which establish  
28           uniform procedures for the submission, review, and approval of  
29           district evaluation systems and reporting requirements for the

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30 annual evaluation of instructional personnel and school  
31 administrators; specific, discrete standards for each  
32 performance level required under subsection (2) to ensure clear  
33 and sufficient differentiation in the performance levels and to  
34 provide consistency in meaning across school districts; the  
35 measurement of student learning growth and associated  
36 implementation procedures required under subsection (7); a  
37 process to permit instructional personnel to review the class  
38 roster for accuracy and to correct any mistakes relating to the  
39 identity of students for whom the individual is responsible; and  
40 a process for monitoring school district implementation of  
41 evaluation systems in accordance with this section.

42 Specifically, the rules shall establish a student learning  
43 growth standard that if not met will result in the employee  
44 receiving an unsatisfactory performance evaluation rating,  
45 except that an employee may not be penalized for unsatisfactory  
46 performance if the student learning growth portion of the  
47 evaluation is assigned based on students or subjects that the  
48 employee did not teach. Similarly, an employee's 3 years of  
49 student learning growth data may not be used to penalize the  
50 employee if any of the data is based on students or subjects  
51 that the employee did not teach. In like manner, the rules shall  
52 establish a student learning growth standard that must be met in  
53 order for an employee to receive a highly effective rating and a  
54 student learning growth standard that must be met in order for  
55 an employee to receive an effective rating.

56 Section 2. This act shall take effect July 1, 2013.