

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>    </u>	(Y/N)
ADOPTED AS AMENDED	<u>    </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>    </u>	(Y/N)
FAILED TO ADOPT	<u>    </u>	(Y/N)
WITHDRAWN	<u>    </u>	(Y/N)
OTHER	<u>    </u>	

1 Committee/Subcommittee hearing bill: Education Appropriations  
2 Subcommittee

3 Representative Diaz, M. offered the following:

4  
5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Subsection (23) of section 1001.42, Florida  
8 Statutes, is amended to read:

9 1001.42 Powers and duties of district school board.—The  
10 district school board, acting as a board, shall exercise all  
11 powers and perform all duties listed below:

12 (23) ~~FLORIDA VIRTUAL INSTRUCTION SCHOOL~~.—Provide students  
13 with access to courses available through a virtual instruction  
14 program option or the Florida Virtual School and award credit  
15 for successful completion of such courses. ~~Access shall be~~  
16 ~~available to students during and after the normal school day and~~  
17 ~~through summer school enrollment.~~

18 Section 2. Subsection (6) is added to section 1002.321,  
19 Florida Statutes, to read:

20 1002.321 Digital learning.—

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21       (6) ONLINE CATALOG.—The department shall develop an online  
22 catalog of available digital learning courses provided pursuant  
23 to ss. 1002.37, 1002.45, and 1003.498, which provides, for each  
24 course, access to the course description, completion and passage  
25 rates, and a method for student and teacher users to provide  
26 evaluative feedback.

27       Section 3. Paragraph (a) of subsection (3), subsection  
28 (6), and paragraph (b) of subsection (8) of section 1002.37,  
29 Florida Statutes, are amended, and subsection (11) is added to  
30 that section, to read:

31       1002.37 The Florida Virtual School. —

32       (3) Funding for the Florida Virtual School shall be  
33 provided as follows:

34       (a)1. For a student in grades 9 through 12, a "full-time  
35 equivalent student" is one student who has successfully  
36 completed six full-credit courses that count toward the minimum  
37 number of credits required for high school graduation. A student  
38 who completes fewer than six full-credit courses is a fraction  
39 of a full-time equivalent student. Half-credit course  
40 completions shall be included in determining a full-time  
41 equivalent student. ~~Credit completed by a student in excess of~~  
42 ~~the minimum required for that student for high school graduation~~  
43 ~~is not eligible for funding.~~

44       2. For a student in kindergarten through grade 8, a "full-  
45 time equivalent student" is one student who has successfully  
46 completed six courses or the prescribed level of content that  
47 counts toward promotion to the next grade. A student who  
48 completes fewer than six courses or the prescribed level of

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49 content shall be a fraction of a full-time equivalent student.

50 3. For a student in a home education program, funding  
51 shall be provided in accordance with this subsection upon course  
52 completion if the parent verifies, upon enrollment for each  
53 course, that the student is registered with the school district  
54 as a home education student pursuant to s. 1002.41(1)(a).

55 ~~Beginning in the 2014-2015 fiscal year, when s. 1008.22(3)(g) is~~  
56 ~~implemented, the reported full-time equivalent students and~~  
57 ~~associated funding of students enrolled in courses requiring~~  
58 ~~passage of an end-of-course assessment shall be adjusted after~~  
59 ~~the student completes the end-of-course assessment. However, no~~  
60 ~~adjustment shall be made for home education program students who~~  
61 ~~choose not to take an end-of-course assessment.~~

62  
63 For purposes of this paragraph, the calculation of "full-time  
64 equivalent student" shall be as prescribed in s.

65 1011.61(1)(c)1.b.(V) and is subject to the requirements in s.  
66 1011.61(4).

67 (6) The board of trustees shall annually submit to the  
68 Governor, the Legislature, the Commissioner of Education, and  
69 the State Board of Education a complete and detailed report  
70 setting forth:

71 (a) The operations and accomplishments of the Florida  
72 Virtual School within the state and those occurring outside the  
73 state as Florida Virtual School Global.

74 (b) The marketing and operational plan for the Florida  
75 Virtual School and Florida Virtual School Global, including  
76 recommendations regarding methods for improving the delivery of

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77 education through the Internet and other distance learning  
78 technology.

79 (c) The assets and liabilities of the Florida Virtual  
80 School and Florida Virtual School Global at the end of the  
81 fiscal year.

82 (d) A copy of an annual financial audit of the accounts  
83 and records of the Florida Virtual School and Florida Virtual  
84 School Global, conducted by an independent certified public  
85 accountant and performed in accordance with rules adopted by the  
86 Auditor General.

87 (e) Recommendations regarding the unit cost of providing  
88 services to students through the Florida Virtual School and  
89 Florida Virtual School Global. In order to most effectively  
90 develop public policy regarding any future funding of the  
91 Florida Virtual School, it is imperative that the cost of the  
92 program is accurately identified. The identified cost of the  
93 program must be based on reliable data.

94 (f) Recommendations regarding an accountability mechanism  
95 to assess the effectiveness of the services provided by the  
96 Florida Virtual School and Florida Virtual School Global.

97 (8)

98 (b) For students receiving part-time instruction in  
99 kindergarten through grade 5 and students receiving full-time  
100 instruction in kindergarten through grade 12 from the Florida  
101 Virtual School, the full-time equivalent student enrollment  
102 calculated under this subsection is subject to the requirements  
103 in s. 1011.61(4) ~~combined total of all FTE reported by both the~~  
104 ~~school district and the Florida Virtual School may not exceed~~

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105 ~~1.0 FTE.~~

106 (11) The Auditor General shall conduct an operational  
107 audit of the Florida Virtual School, including Florida Virtual  
108 School Global. The scope of the audit shall include, but not be  
109 limited to, the administration of responsibilities relating to  
110 personnel; procurement and contracting; revenue production;  
111 school funds, including internal funds; student enrollment  
112 records; franchise agreements; information technology  
113 utilization, assets, and security; performance measures and  
114 standards; and accountability. The final report on the audit  
115 shall be submitted to the President of the Senate and the  
116 Speaker of the House of Representatives no later than January  
117 31, 2014.

118 Section 4. Paragraphs (b) and (c) of subsection (1),  
119 paragraph (a) of subsection (2), and subsection (7) of section  
120 1002.45, Florida Statutes, are amended to read:

121 1002.45 Virtual instruction programs.—

122 (1) PROGRAM.—

123 (b) Each school district that is eligible for the sparsity  
124 supplement pursuant to s. 1011.62(7)(a) and (b) shall provide  
125 all enrolled public school students within its boundaries the  
126 option of participating in part-time and full-time virtual  
127 instruction programs. Each school district that is not eligible  
128 for the sparsity supplement pursuant to s. 1011.62(7)(a) and (b)  
129 shall provide at least three options for part-time and full-time  
130 virtual instruction. All school districts must provide parents  
131 with timely written notification of at least one open enrollment  
132 period for full-time students of 90 days or more which ends 30

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133 days before the first day of the school year. The purpose of the  
134 program is to make quality virtual instruction available to  
135 students using online and distance learning technology in the  
136 nontraditional classroom. A school district virtual instruction  
137 program shall consist of the following:

138 1. Full-time and part-time virtual instruction for  
139 students enrolled in kindergarten through grade 12.

140 ~~2. Part-time virtual instruction for students enrolled in~~  
141 ~~kindergarten through grade 12 courses that are measured pursuant~~  
142 ~~to subparagraph (8)(a)2.~~

143 ~~2.3.~~ Full-time or part-time virtual instruction for  
144 students enrolled in dropout prevention and academic  
145 intervention programs under s. 1003.53, Department of Juvenile  
146 Justice education programs under s. 1003.52, core-curricula  
147 courses delivered in a virtual learning laboratory on a school  
148 campus to meet class size requirements under s. 1003.03, or  
149 Florida College System institutions under this section.

150 (c) To provide students with the option of participating  
151 in virtual instruction programs as required by paragraph (b), a  
152 school district may:

153 1. Contract with the Florida Virtual School or establish a  
154 franchise of the Florida Virtual School for the provision of a  
155 program under paragraph (b). Using this option is subject to the  
156 requirements of this section and s. 1011.61(1)(c)1.b.(III) and  
157 (IV) and (4) 1011.61(1)(c)1.b.(III) and (IV).

158 2. Contract with an approved provider under subsection (2)  
159 for the provision of a full-time or part-time program under  
160 paragraph (b) subparagraph (b)1. or subparagraph (b)3. or a

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161 ~~part-time program under subparagraph (b)2. or subparagraph (b)3.~~

162 3. Enter into an agreement with other school districts to  
163 allow the participation of its students in an approved virtual  
164 instruction program provided by the other school district. The  
165 agreement must indicate a process for the transfer of funds  
166 required by paragraph (7) (e) ~~(7) (f)~~.

167 4. Establish school district operated part-time or full-  
168 time kindergarten through grade 12 virtual instruction programs  
169 under paragraph (b) for students enrolled in the school  
170 district. A full-time program shall operate under its own Master  
171 School Identification Number.

172 5. Enter into an agreement with a virtual charter school  
173 authorized by the school district under s. 1002.33.

174  
175 Contracts under subparagraph 1. or subparagraph 2. may include  
176 multidistrict contractual arrangements that may be executed by a  
177 regional consortium for its member districts. A multidistrict  
178 contractual arrangement or an agreement under subparagraph 3. is  
179 not subject to s. 1001.42(4) (d) and does not require the  
180 participating school districts to be contiguous. These  
181 arrangements may be used to fulfill the requirements of  
182 paragraph (b).

183 (2) PROVIDER QUALIFICATIONS.—

184 (a) The department shall annually publish online a list of  
185 providers approved to offer virtual instruction programs. To be  
186 approved by the department, a provider must document that it:

187 1. Is nonsectarian in its programs, admission policies,  
188 employment practices, and operations;

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189 2. Complies with the antidiscrimination provisions of s.  
190 1000.05;

191 ~~3. Locates an administrative office or offices in this~~  
192 ~~state, requires its administrative staff to be state residents,~~  
193 Requires all instructional staff to be Florida-certified  
194 teachers under chapter 1012, and conducts background screenings  
195 for all employees or contracted personnel, as required by s.  
196 1012.32, using state and national criminal history records;

197 4. Provides to parents and students specific information  
198 posted and accessible online that includes, but is not limited  
199 to, the following teacher-parent and teacher-student contact  
200 information for each course:

201 a. How to contact the instructor via phone, email, or  
202 online messaging tools.

203 b. How to contact technical support via phone, email, or  
204 online messaging tools.

205 c. How to contact the administration office via phone,  
206 email, or online messaging tools.

207 d. Any requirement for regular contact with the instructor  
208 for the course and clear expectations for meeting the  
209 requirement.

210 e. The requirement that the instructor in each course  
211 must, at a minimum, conduct one contact via phone with the  
212 parent and the student each month.

213 ~~5.4.~~ Possesses prior, successful experience offering  
214 online courses to elementary, middle, or high school students as  
215 demonstrated by quantified student learning gains in each  
216 subject area and grade level provided for consideration as an



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217 instructional program option. However, for a provider without  
218 sufficient prior, successful experience offering online courses,  
219 the department may conditionally approve the provider to offer  
220 courses measured pursuant to subparagraph (8)(a)2. Conditional  
221 approval shall be valid for 1 school year only and, based on the  
222 provider's experience in offering the courses, the department  
223 shall determine whether to grant approval to offer a virtual  
224 instruction program;

225 ~~6.5.~~ Is accredited by a regional accrediting association as  
226 defined by State Board of Education rule;

227 ~~7.6.~~ Ensures instructional and curricular quality through a  
228 detailed curriculum and student performance accountability plan  
229 that addresses every subject and grade level it intends to  
230 provide through contract with the school district, including:

231 a. Courses and programs that meet the standards of the  
232 International Association for K-12 Online Learning and the  
233 Southern Regional Education Board.

234 b. Instructional content and services that align with, and  
235 measure student attainment of, student proficiency in the Next  
236 Generation Sunshine State Standards.

237 c. Mechanisms that determine and ensure that a student has  
238 satisfied requirements for grade level promotion and high school  
239 graduation with a standard diploma, as appropriate;

240 ~~8.7.~~ Publishes for the general public, in accordance with  
241 disclosure requirements adopted in rule by the State Board of  
242 Education, as part of its application as a provider and in all  
243 contracts negotiated pursuant to this section:

244 a. Information and data about the curriculum of each full-

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245 time and part-time program.

246 b. School policies and procedures.

247 c. Certification status and physical location of all  
248 administrative and instructional personnel.

249 d. Hours and times of availability of instructional  
250 personnel.

251 e. Student-teacher ratios.

252 f. Student completion and promotion rates.

253 g. Student, educator, and school performance  
254 accountability outcomes;

255 ~~9.8.~~ If the provider is a Florida College System  
256 institution, employs instructors who meet the certification  
257 requirements for instructional staff under chapter 1012; and

258 ~~10.9.~~ Performs an annual financial audit of its accounts  
259 and records conducted by an independent certified public  
260 accountant which is in accordance with rules adopted by the  
261 Auditor General, is conducted in compliance with generally  
262 accepted auditing standards, and includes a report on financial  
263 statements presented in accordance with generally accepted  
264 accounting principles.

265 (7) VIRTUAL INSTRUCTION PROGRAM AND VIRTUAL CHARTER SCHOOL  
266 FUNDING.—

267 (a) Students enrolled in a virtual instruction program or  
268 a virtual charter school shall be funded through the Florida  
269 Education Finance Program as provided in the General  
270 Appropriations Act. However, such funds may not be provided for  
271 the purpose of fulfilling the class size requirements in ss.  
272 1003.03 and 1011.685.

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273 (b) For purposes of a virtual instruction program or a  
274 virtual charter school, "full-time equivalent student" has the  
275 same meaning as provided in s. 1011.61(1)(c)1.b.(III) or (IV).

276 (c) For a student enrolled in a kindergarten through grade  
277 12 virtual instruction program, a "full-time equivalent student"  
278 has the same meaning as provided in s. 1011.61(1)(c)1.b.(III)  
279 and (IV).

280 (d) The full-time equivalent student enrollment calculated  
281 under this subsection is subject to the requirements in s.  
282 1011.61(4) A student may not be reported as more than 1.0 full-  
283 time equivalent student in any given school year.

284 ~~(e) Beginning in the 2014-2015 fiscal year, when s.~~  
285 ~~1008.22(3)(g) is implemented, the reported full-time equivalent~~  
286 ~~students and associated funding of students enrolled in courses~~  
287 ~~requiring passage of an end-of-course assessment shall be~~  
288 ~~adjusted after the student completes the end-of-course~~  
289 ~~assessment.~~

290 (e)-(f) The school district providing virtual instruction  
291 shall report full-time equivalent students for a virtual  
292 instruction program or a virtual charter school, including  
293 credits completed during the summer, to the department in a  
294 manner prescribed by the department, and funding shall be  
295 provided through the Florida Education Finance Program.

296 (f)-(g) A Florida College System institution provider may  
297 not report students who are served in a virtual instruction  
298 program for funding under the Florida College System Program  
299 Fund.

300 Section 5. Section 1002.451, Florida Statutes, is created

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to read:

1002.451 District innovation school pilot program.-

(1) DISTRICT INNOVATION SCHOOL.-

(a) A district school board may operate a district innovation school for the purpose of encouraging innovation while requiring high student academic achievement and accountability in exchange for flexibility and exemption from specific statutes and rules. The innovation school shall operate as a pilot program within existing resources.

(b) A district innovation school is a school that has, on a schoolwide basis, adopted and implemented a blended learning program. A blended learning program is a formal education program in which a student learns in part through online delivery of content and instruction with some element of student control over time, place, path, or pace and in part at a supervised brick-and-mortar location away from home. Blended learning models shall include major components such as differentiated instruction, data-driven placement, flexible scheduling, differentiated teaching, and self-paced learning. The school shall use one of the following blended learning models:

1. Flipped classroom model in which students use online instructional videos at home for homework and practice concepts in the classroom with the support of the teacher;

2. Flex model in which students learn primarily online in a brick-and-mortar school and teachers act as facilitators; or

3. Rotation model in which students move between different learning modalities, such as online instruction, teacher-

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329 directed instruction, seminar or group projects, and one-on-one  
330 teacher coaching. Rotation models include individual, station,  
331 and laboratory models.

332 (2) GUIDING PRINCIPLES.—A district innovation school shall  
333 be guided by the following principles:

334 (a) Meet high standards of student achievement in exchange  
335 for flexibility with respect to statutes and rules.

336 (b) Implement innovative learning methods, including  
337 blended learning, and measurement tools to implement a  
338 schoolwide, rather than specific course, transformation to  
339 improve student learning and academic achievement.

340 (c) Promote enhanced academic success and financial  
341 efficiency by aligning responsibility with accountability.

342 (d) Require the measurement of learning outcomes.

343 (e) Provide a parent with sufficient information as to  
344 whether his or her child is reading at grade level and making  
345 learning gains each year spent in the innovation school.

346 (3) TERM OF THE PILOT PROGRAM.—A district innovation  
347 school may operate pursuant to a performance contract with the  
348 district school board for a period of 5 years, at the end of  
349 which the school's performance shall be evaluated for purposes  
350 of renewal. After the initial 3-year period, if a district  
351 innovation school receives a school grade of "F" for 2  
352 consecutive years, the district school board shall terminate the  
353 contract with the school, and the school is no longer eligible  
354 for the statutory and regulatory flexibilities provided in  
355 subsection (4).

356 (4) FUNDING.—A district school board operating a district

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357 innovation school shall report full-time equivalent students to  
358 the department in a manner prescribed by the department, and  
359 funding shall be provided through the Florida Education Finance  
360 Program as provided in ss. 1011.61 and 1011.62.

361 (5) EXEMPTION FROM STATUTES AND RULES.—

362 (a) A district innovation school is exempt from chapters  
363 1000-1013. However, a district innovation school shall be in  
364 compliance with the following statutes in chapters 1000-1013:

365 1. Those statutes specifically applying to district  
366 innovation schools, including this section.

367 2. Those statutes pertaining to the student assessment  
368 program and school grading system.

369 3. Those statutes pertaining to the provision of services  
370 to students with disabilities.

371 4. Those statutes pertaining to civil rights, including s.  
372 1000.05, relating to discrimination.

373 5. Those statutes pertaining to student health, safety,  
374 and welfare.

375 (b) Additionally, a district innovation school shall be in  
376 compliance with the following statutes:

377 1. Section 286.011, relating to public meetings and  
378 records, public inspection, and criminal and civil penalties.

379 2. Chapter 119, relating to public records.

380 3. Section 1012.22(1)(c), relating to compensation and  
381 salary schedules.

382 4. Section 1012.33(5), relating to workforce reductions.

383 5. Section 1012.335, relating to contracts with  
384 instructional personnel hired on or after July 1, 2011.

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385 6. Section 1012.34, relating to personnel evaluation.

386 Section 6. Subsection (14) of section 1003.01, Florida  
387 Statutes, is amended to read:

388 1003.01 Definitions.—As used in this chapter, the term:

389 (14) "Core-curricula courses" means:

390 (a) Courses in language arts/reading, mathematics, social  
391 studies, and science in prekindergarten through grade 3,  
392 excluding any extracurricular courses pursuant to subsection  
393 (15);

394 (b) Courses in grades 4 through 8 in subjects that are  
395 measured by state assessment at any grade level and courses  
396 required for middle school promotion, excluding any  
397 extracurricular courses pursuant to subsection (15);

398 (c) Courses in grades 9 through 12 in subjects that are  
399 measured by state assessment at any grade level and courses that  
400 are specifically identified by name in statute as required for  
401 high school graduation and that are not measured by state  
402 assessment, excluding any extracurricular courses pursuant to  
403 subsection (15);

404 (d) Exceptional student education courses; and

405 (e) English for Speakers of Other Languages courses.

406  
407 The term is limited in meaning and used for the sole purpose of  
408 designating classes that are subject to the maximum class size  
409 requirements established in s. 1, Art. IX of the State  
410 Constitution. This term does not include courses offered under  
411 ss. 1002.321(4)(e), 1002.33(7)(a)2.b., 1002.37, 1002.415, and  
412 1002.45, and 1002.451.

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413 Section 7. Section 1003.498, Florida Statutes, is amended  
414 to read:

415 1003.498 School district virtual course offerings.—

416 (1) School districts may deliver courses in the  
417 traditional school setting by personnel certified pursuant to s.  
418 1012.55 who provide direct instruction through virtual  
419 instruction or through blended learning courses consisting of  
420 both traditional classroom and online instructional techniques.  
421 Students in a blended learning course must be full-time students  
422 of the school and receive the online instruction in a classroom  
423 setting at the school. The funding, performance, and  
424 accountability requirements for blended learning courses are the  
425 same as those for traditional courses. To facilitate the  
426 delivery and coding of blended learning courses, the department  
427 shall provide identifiers for existing courses to designate that  
428 they are being used for blended learning courses for the purpose  
429 of ensuring the efficient reporting of such courses.

430 (2) School districts may offer virtual courses for  
431 students enrolled in the school district. These courses must be  
432 identified in the course code directory. Students who meet the  
433 eligibility requirements of s. 1002.455 may participate in these  
434 virtual course offerings.

435 (a) Any eligible student who is enrolled in a school  
436 district may register and enroll in an online course offered by  
437 his or her school district.

438 (b)1. Any eligible student who is enrolled in a school  
439 district may register and enroll in an online course offered by  
440 any other school district in the state, ~~except as limited by the~~



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441 following:

442 ~~1. A student may not enroll in a course offered through a~~  
443 ~~virtual instruction program provided pursuant to s. 1002.45.~~

444 ~~2. A student may not enroll in a virtual course offered by~~  
445 ~~another school district if:~~

446 ~~a. The course is offered online by the school district in~~  
447 ~~which the student resides; or~~

448 ~~b. The course is offered in the school in which the~~  
449 ~~student is enrolled. However, a student may enroll in an online~~  
450 ~~course offered by another school district if the school in which~~  
451 ~~the student is enrolled offers the course but the student is~~  
452 ~~unable to schedule the course in his or her school.~~

453 ~~3. The school district in which the student completes the~~  
454 ~~course shall report the student's completion of that course for~~  
455 ~~funding pursuant to s. 1011.61(1)(c)1.b.(VI), and the home~~  
456 ~~school district shall not report the student for funding for~~  
457 ~~that course.~~

458 2. The full-time equivalent student enrollment calculated  
459 under this subsection is subject to the requirements in s.  
460 1011.61(4). ~~For purposes of this paragraph, the combined total~~  
461 ~~of all school district reported FTE may not be reported as more~~  
462 ~~than 1.0 full-time equivalent student in any given school year.~~  
463 The Department of Education shall establish procedures to enable  
464 interdistrict coordination for the delivery and funding of this  
465 online option.

466 (3) A school district may not require a public school  
467 student to take a course outside the school day that is in  
468 addition to the student's courses for a given term or on school

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469 grounds.

470 Section 8. Section 1011.61, Florida Statutes, is amended  
471 to read:

472 1011.61 Definitions.—Each school that provides instruction  
473 to a student and reports full-time student enrollment for that  
474 student must use a common student identifier. Notwithstanding  
475 the provisions of s. 1000.21, the following terms are defined as  
476 follows for the purposes of the Florida Education Finance  
477 Program:

478 (1) A "full-time equivalent student" in each program of  
479 the district is defined in terms of full-time students and part-  
480 time students as follows:

481 (a) A "full-time student" is one student on the membership  
482 roll of one school program or a combination of school programs  
483 listed in s. 1011.62(1)(c) for the school year or the equivalent  
484 for:

485 1. Instruction in a standard school, comprising not less  
486 than 900 net hours for a student in or at the grade level of 4  
487 through 12, or not less than 720 net hours for a student in or  
488 at the grade level of kindergarten through grade 3 or in an  
489 authorized prekindergarten exceptional program;

490 2. Instruction in a double-session school or a school  
491 utilizing an experimental school calendar approved by the  
492 Department of Education, comprising not less than the equivalent  
493 of 810 net hours in grades 4 through 12 or not less than 630 net  
494 hours in kindergarten through grade 3; or

495 3. Instruction comprising the appropriate number of net  
496 hours set forth in subparagraph 1. or subparagraph 2. for

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497 students who, within the past year, have moved with their  
498 parents for the purpose of engaging in the farm labor or fish  
499 industries, if a plan furnishing such an extended school day or  
500 week, or a combination thereof, has been approved by the  
501 commissioner. Such plan may be approved to accommodate the needs  
502 of migrant students only or may serve all students in schools  
503 having a high percentage of migrant students. The plan described  
504 in this subparagraph is optional for any school district and is  
505 not mandated by the state.

506 (b) A "part-time student" is a student on the active  
507 membership roll of a school program or combination of school  
508 programs listed in s. 1011.62(1)(c) who is less than a full-time  
509 student.

510 (c)1. A "full-time equivalent student" is:

511 a. A full-time student in any one of the programs listed  
512 in s. 1011.62(1)(c); or

513 b. A combination of full-time or part-time students in any  
514 one of the programs listed in s. 1011.62(1)(c) which is the  
515 equivalent of one full-time student based on the following  
516 calculations:

517 (I) A full-time student in a combination of programs  
518 listed in s. 1011.62(1)(c) shall be a fraction of a full-time  
519 equivalent membership in each program equal to the number of net  
520 hours per school year for which he or she is a member, divided  
521 by the appropriate number of hours set forth in subparagraph

522 (a)1. or subparagraph (a)2. ~~The sum of the fractions for each~~  
523 ~~program may not exceed the maximum value set forth in subsection~~  
524 ~~(4).~~

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525 (II) A prekindergarten student with a disability shall  
526 meet the requirements specified for kindergarten students.

527 (III) A full-time equivalent student for students in  
528 kindergarten through grade 12 in a full-time virtual instruction  
529 program under s. 1002.45 or a virtual charter school under s.  
530 1002.33 shall consist of six full-credit completions or the  
531 prescribed level of content that counts toward promotion to the  
532 next grade in programs listed in s. 1011.62(1)(c). Credit  
533 completions may be a combination of full-credit courses or half-  
534 credit courses. ~~Beginning in the 2014-2015 fiscal year, when s.~~  
535 ~~1008.22(3)(g) is implemented, the reported full-time equivalent~~  
536 ~~students and associated funding of students enrolled in courses~~  
537 ~~requiring passage of an end-of-course assessment shall be~~  
538 ~~adjusted after the student completes the end-of-course~~  
539 ~~assessment.~~

540 (IV) A full-time equivalent student for students in  
541 kindergarten through grade 12 in a part-time virtual instruction  
542 program under s. 1002.45 shall consist of six full-credit  
543 completions in programs listed in s. 1011.62(1)(c)1. and 3.  
544 Credit completions may be a combination of full-credit courses  
545 or half-credit courses. ~~Beginning in the 2014-2015 fiscal year,~~  
546 ~~when s. 1008.22(3)(g) is implemented, the reported full-time~~  
547 ~~equivalent students and associated funding of students enrolled~~  
548 ~~in courses requiring passage of an end-of-course assessment~~  
549 ~~shall be adjusted after the student completes the end-of-course~~  
550 ~~assessment.~~

551 (V) A Florida Virtual School full-time equivalent student  
552 shall consist of six full-credit completions or the prescribed

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553 level of content that counts toward promotion to the next grade  
554 in the programs listed in s. 1011.62(1)(c)1. and 3. for students  
555 participating in kindergarten through grade 12 part-time virtual  
556 instruction and the programs listed in s. 1011.62(1)(c) for  
557 students participating in kindergarten through grade 12 full-  
558 time virtual instruction. Credit completions may be a  
559 combination of full-credit courses or half-credit courses.

560 ~~Beginning in the 2014-2015 fiscal year, when s. 1008.22(3)(g) is~~  
561 ~~implemented, the reported full-time equivalent students and~~  
562 ~~associated funding of students enrolled in courses requiring~~  
563 ~~passage of an end-of-course assessment shall be adjusted after~~  
564 ~~the student completes the end-of-course assessment.~~

565 (VI) Each successfully completed full-credit course earned  
566 through an online course delivered by a district other than the  
567 one in which the student resides shall be calculated as 1/6  
568 FTE.

569 (VII) Each successfully completed credit earned under the  
570 alternative high school course credit requirements authorized in  
571 s. 1002.375, which is not reported as a portion of the 900 net  
572 hours of instruction pursuant to subparagraph (1)(a)1., shall be  
573 calculated as 1/6 FTE.

574 ~~(VIII)(A) A full-time equivalent student for courses~~  
575 ~~requiring a statewide, standardized end-of-course assessment~~  
576 ~~pursuant to s. 1008.22(3)(c)2.a. shall be defined and reported~~  
577 ~~based on the number of instructional hours as provided in this~~  
578 ~~subsection for the first 3 years of administering the end-of-~~  
579 ~~course assessment. Beginning in the fourth year of administering~~  
580 ~~the end-of-course assessment, the FTE shall be credit-based and~~

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581 ~~each course shall be equal to 1/6 FTE. The reported FTE shall~~  
582 ~~be adjusted after the student successfully completes the end-of-~~  
583 ~~course assessment pursuant to s. 1008.22(3)(c)2.a.~~

584 ~~(B)~~ For students enrolled in a school district as a full-  
585 time student, the district may report 1/6 FTE for each student  
586 who passes a statewide, standardized end-of-course assessment  
587 without being enrolled in the corresponding course.

588 ~~(C) The FTE earned under this sub-sub-subparagraph and any~~  
589 ~~FTE for courses or programs listed in s. 1011.62(1)(c) that do~~  
590 ~~not require passing a statewide, standardized end-of-course~~  
591 ~~assessment are subject to the requirements in subsection (4).~~

592 2. A student in membership in a program scheduled for more  
593 or less than 180 school days or the equivalent on an hourly  
594 basis as specified by rules of the State Board of Education is a  
595 fraction of a full-time equivalent membership equal to the  
596 number of instructional hours in membership divided by the  
597 appropriate number of hours set forth in subparagraph (a)1.;

598 however, for the purposes of this subparagraph, membership in  
599 programs scheduled for more than 180 days is limited to students  
600 enrolled in:

601 a. Juvenile justice education programs.

602 b. ~~and~~ The Florida Virtual School.

603 c. Virtual instruction programs and virtual charter  
604 schools pursuant to ss. 1002.45 and 1003.498 for the purpose of  
605 course completion and credit recovery.

606 3. The department shall determine and implement an  
607 equitable method of equivalent funding for experimental schools  
608 and for schools operating under emergency conditions, which

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609 schools have been approved by the department to operate for less  
610 than the minimum school day.

611

612 The full-time equivalent student enrollment calculated under  
613 this subsection is subject to the requirements in subsection  
614 (4).

615 (2) A "full-time equivalent student" is a student in  
616 grades 4 through 8 who is participating in a student-teacher  
617 adviser program conducted during homeroom period, who is a  
618 fraction of a full-time equivalent membership based on net hours  
619 in the program, with a maximum of 36 net hours in any fiscal  
620 year. Each district program shall be approved by the Department  
621 of Education.

622 (3) For the purpose of calculating the "current operation  
623 program," a student is in membership until he or she withdraws  
624 or until the close of the 11th consecutive school day of his or  
625 her absence, whichever comes first.

626 (4) The maximum value for funding a student in  
627 kindergarten through grade 12 or in a prekindergarten program  
628 for exceptional children as provided in s. 1003.21(1)(e) shall  
629 be the sum of the calculations in paragraphs (a), (b), and (c)  
630 as calculated by the department ~~is one full-time equivalent~~  
631 ~~student membership for a school year or equivalent.~~

632 (a) The sum of the student's full-time equivalent student  
633 membership value for the school year or the equivalent derived  
634 from paragraphs (1)(a) and (b), subparagraph (1)(c)1., sub-  
635 subparagraphs (1)(c)2.b. and c., subparagraph (1)(c)3., and  
636 subsection (2). If the sum is greater than 1.0, the full-time

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637 equivalent student membership value for each program or course  
638 shall be reduced by an equal proportion so that the student's  
639 total full-time equivalent student membership value is equal to  
640 1.0.

641 (b) If the result in paragraph (a) is less than 1.0 full-  
642 time equivalent student and the student has full-time equivalent  
643 student enrollment pursuant to sub-sub-subparagraph

644 (1) (c) 1.b. (VIII), calculate an amount that is the lesser of the  
645 value in sub-sub-subparagraph (1) (c) 1.b. (VIII) or the value of  
646 1.0 less the value in paragraph (a).

647 (c) The full-time equivalent student enrollment value in  
648 sub-subparagraph (1) (c) 2.a.

649 (5) The "Florida Education Finance Program" includes all  
650 programs and costs as provided in s. 1011.62.

651 (6) "Basic programs" include, but are not limited to,  
652 language arts, mathematics, art, music, physical education,  
653 science, and social studies.

654 Section 9. This act shall take effect July 1, 2013.

655

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**T I T L E A M E N D M E N T**

658  
659 Remove everything before the enacting clause and insert:

660 A bill to be entitled

661 An act relating to digital learning; amending s. 1001.42, F.S.;  
662 revising district school board duties relating to virtual  
663 instruction; amending s. 1002.321, F.S.; requiring the  
664 Department of Education to develop an online catalog of digital



## COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7029 (2013)

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665 learning courses; amending s. 1002.37, F.S.; revising and  
666 clarifying the requirements for reporting and funding a full-  
667 time equivalent student in the Florida Virtual School; providing  
668 requirements for funding a home education student enrolled in  
669 the Florida Virtual School; providing reporting requirements  
670 relating to Florida Virtual School Global; requiring the Auditor  
671 General to conduct an operational audit of the Florida Virtual  
672 School; amending s. 1002.45, F.S.; authorizing a school district  
673 to provide part-time virtual instruction for K-12 students in  
674 all courses; revising requirements for the use of virtual  
675 instruction in core-curricula courses for the purpose of meeting  
676 class size requirements; revising requirements for approval as a  
677 provider of virtual instruction programs; providing requirements  
678 for conditional approval; revising and clarifying the  
679 requirements for reporting and funding a full-time equivalent  
680 student enrolled in a virtual instruction program; creating s.  
681 1002.451, F.S.; authorizing a district school board to operate a  
682 district innovation school as a pilot program; providing  
683 delivery models for implementation of a schoolwide blended  
684 learning program; providing funding requirements; providing  
685 exemption from statutes and rules; amending s. 1003.01, F.S.;  
686 removing blended learning courses provided by a traditional  
687 public school, a charter school, or a district innovation school  
688 from the definition of core curricular courses for purposes of  
689 class size requirements; amending s. 1003.498, F.S.; requiring  
690 the Department of Education to provide identifiers for courses  
691 to designate their use for blended learning courses; removing  
692 restrictions on students taking online courses across district

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7029 (2013)

Amendment No.

693 lines; clarifying the requirements for reporting a full-time  
694 student; prohibiting a school district from requiring a public  
695 school student to take an online course at certain times or  
696 places; amending s. 1011.61, F.S.; requiring schools to use a  
697 student identifier for purposes of the Florida Education Finance  
698 Program; revising and clarifying the definition of a full-time  
699 equivalent student; revising provisions relating to the maximum  
700 value for funding a student; providing an effective date.