

Amendment No.

CHAMBER ACTION

Senate

House

.

Representative Williams, A. offered the following:

Amendment

Remove lines 88-294 and insert:

(d) Parent empowerment.—Parents of students who are currently enrolled in and regularly attend a public school that is required to implement a turnaround option pursuant to s. 1008.33 may submit a petition to the school district requesting implementation of a turnaround option pursuant to s. 1003.07.

(25) ASSIGNMENT TO TEACHERS.—

(a) Out-of-field classroom teachers.—Each school district shall annually notify the parent of a public school student who is assigned to a classroom teacher teaching out-of-field. The notice must inform the parent that virtual instruction from a certified in-field teacher having an annual performance evaluation rating of "effective" or "highly effective" is

575309

Approved For Filing: 4/1/2013 1:53:03 PM

Amendment No.

17 available pursuant to s. 1012.2315(5).

18 (b) Underperforming classroom teachers.—Each school
19 district shall annually notify the parent of a public school
20 student assigned to a classroom teacher or school administrator
21 who, under s. 1012.34, has two consecutive annual performance
22 evaluation ratings of "unsatisfactory," two annual performance
23 evaluation ratings of "unsatisfactory within a 3-year period,"
24 or three consecutive annual performance evaluation ratings of
25 "needs improvement" or a combination of "needs improvement" and
26 "unsatisfactory." The notice must inform the parent that virtual
27 instruction from a teacher who has an annual performance
28 evaluation rating of "effective" or "highly effective" is
29 available pursuant to s. 1012.2315(7).

30 Section 3. Paragraph (c) of subsection (7) of section
31 1002.32, Florida Statutes, is amended to read:

32 1002.32 Developmental research (laboratory) schools.—

33 (7) PERSONNEL.—

34 (c) Lab school faculty members shall meet the
35 certification requirements of s. 1012.32 ~~ss. 1012.32 and~~
36 ~~1012.42~~.

37 Section 4. Paragraph (b) of subsection (16) of section
38 1002.33, Florida Statutes, is amended to read:

39 1002.33 Charter schools.—

40 (16) EXEMPTION FROM STATUTES.—

41 (b) Additionally, a charter school shall comply ~~be in~~
42 ~~compliance~~ with the following statutes:

43 1. Section 286.011, relating to public meetings and
44 records, public inspection, and criminal and civil penalties.

Amendment No.

45 2. Chapter 119, relating to public records.

46 3. Section 1003.03, relating to the maximum class size,
47 except that the calculation for compliance pursuant to s.
48 1003.03 must ~~shall~~ be the average at the class ~~school~~ level.

49 4. Section 1012.22(1)(c), relating to compensation and
50 salary schedules.

51 5. Section 1012.33(5), relating to workforce reductions.

52 6. Section 1012.335, relating to contracts with
53 instructional personnel hired on or after July 1, 2011.

54 7. Section 1012.34, relating to the substantive
55 requirements for performance evaluations for instructional
56 personnel and school administrators.

57 8. Section 1012.2315(5) and (7), relating to the
58 assignment of teachers and notification to parents.

59 Section 5. Section 1003.07, Florida Statutes, is created
60 to read:

61 1003.07 Parent empowerment.-

62 (1) This section may be cited as the "Parent Empowerment
63 Act."

64 (2) As used in this section, the term:

65 (a) "Eligible student" means a student enrolled in a
66 school in which a turnaround option will be implemented or a
67 student who, under the school district's enrollment policy, is
68 scheduled for assignment to that school the following school
69 year. A student who is graduating or being promoted out of a
70 school that is eligible for a turnaround option and who will not
71 be enrolled in that school the following school year is not an
72 eligible student.

575309

Approved For Filing: 4/1/2013 1:53:03 PM

Amendment No.

73 (b) "Parental vote" means the signature of one parent of
74 an eligible student.

75 1. If the other parent objects in writing to the parental
76 vote before the date the petition is scheduled to be submitted,
77 and if the parents have equal parental rights, the parental vote
78 counts for one-half of a vote.

79 2. If one parent has sole parental responsibility or holds
80 the right to make educational decisions for the student pursuant
81 to s. 61.13, only that parent can vote regarding the eligible
82 student.

83 (3) Each school district shall notify, in writing, the
84 parents of eligible students and the school advisory council
85 when a public school has earned a school grade of "F" and is
86 required to select a turnaround option pursuant to s. 1008.33.
87 The written notice must inform parents that, before the district
88 school board selects a turnaround option, parents may petition
89 for implementation of a particular turnaround option pursuant to
90 s. 1008.33. The notice must be provided to parents within 30
91 calendar days after the school district receives notice from the
92 department that the school is required to select a turnaround
93 option. The notice must include:

94 (a) A description of each turnaround option available for
95 selection under s. 1008.33;

96 (b) A description of the process for implementing a
97 turnaround option, including the date by which the school
98 district must submit its implementation plan to the State Board
99 of Education;

100 (c) The date and location for submission of the petition;

575309

Approved For Filing: 4/1/2013 1:53:03 PM

Amendment No.

101 (d) The date and location of the publicly noticed district
102 school board meeting required in this section at which the
103 school board will consider the available turnaround options; and

104 (e) The contact information of the district school board.

105 (4) A person who solicits signatures may not offer
106 monetary compensation, a promise of employment, or any other
107 reward to a parent for signing a petition. A person who solicits
108 signatures may not be paid per signature and, if asked, must
109 disclose the organization he or she represents. A for-profit
110 corporation, business, or entity is prohibited from gathering
111 signatures or paying others to solicit signatures.

112 (5) The State Board of Education shall adopt rules to
113 establish a petition format, the petition submission process,
114 standards for verifying signatures, and timeframes for the
115 verification and consideration of a petition at a publicly
116 noticed meeting. Petition forms must be easily accessible to
117 parents and must include a statement affirming compliance with
118 subsection (4). Each petition form must clearly identify only
119 one turnaround option on the front page of the petition and on
120 each page thereafter. The school district shall provide clear
121 instructions and a sample petition form for each turnaround
122 option available for selection under s. 1008.33.

123 (6) The petition process must provide that:

124 (a) Parents of eligible students have at least 30 days
125 after initial notification to gather petition signatures.

126 (b) The school district shall verify signatures no more
127 than 30 days after the date the petition is submitted.

128 (c) The district school board may not meet sooner than 30

575309

Approved For Filing: 4/1/2013 1:53:03 PM

Amendment No.

129 days after the petition is submitted.

130 (d) A submitted petition may list only one turnaround
131 option identified in s. 1008.33 which is not currently being
132 implemented at the school. A parent may sign more than one
133 petition for a turnaround option.

134 (e) A parent signature constitutes a certification that
135 the parent has a present intention to enroll his or her child,
136 who must be identified on the petition, if the turnaround option
137 identified on the petition is selected. A school district may
138 not reject a parent's signature on a petition on the basis that
139 the parent signed the petition before the initial notice.

140 (f) The school district shall verify at least a majority
141 of the signatures on the petition using existing student
142 enrollment documentation or other records containing parent
143 signatures. A school district may not reject a parent's
144 signature on a petition based on a lack of conformity to
145 signatures in school records if the parent's identity and
146 signature can be easily validated with a photographic
147 identification or a notarized signature verifying the identity
148 of the signer, or by the personal knowledge of a school
149 employee. The school district is not required to verify
150 notarized signatures, and signatures verified outside an
151 established verification period are valid.

152 (g) For a petition to be valid, it must bear the dated
153 signatures of at least two-thirds of the parents of eligible
154 students. Only one parental vote per eligible student may be
155 counted with respect to each petition.

156 (h) If valid petitions for more than one turnaround option

Amendment No.

157 are submitted, the petition having the most signatures is the
158 official turnaround option selected by parents.

159 (7) The turnaround option selected by parents must be
160 considered for implementation by the school district at a
161 publicly noticed district school board meeting. The district
162 school board may adopt the turnaround option selected by parents
163 or a different turnaround option selected by the district school
164 board. Pursuant to s. 1008.33, an implementation plan for the
165 adopted turnaround option must be submitted to the state board.

166 (a) If the district school board adopts a turnaround
167 option that is different from the turnaround option selected by
168 parents, it shall identify with its submission the turnaround
169 option selected by parents.

170 (b) If the state board determines that the turnaround
171 option selected by parents is more likely to improve the
172 academic performance of students at the school, the district
173 school board may appeal the decision within 30 days of notice of
174 such determination. The district school board shall submit to
175 the state board an implementation plan for the turnaround option
176 selected by parents if the state board upholds the appealed
177 decision. Such decision shall be final.

178 (c) If the school improves by at least one letter grade,
179 implementation of a turnaround option is no longer required in
180 accordance with s. 1008.33(4)(d).

181 Section 6. Subsection (4) of section 1008.33, Florida
182 Statutes, is amended to read:

183 1008.33 Authority to enforce public school improvement.—

184 (4) (a) The state board shall apply the most intense

Amendment No.

185 intervention and support strategies to schools earning a grade
186 of "F." In the first full school year after a school initially
187 earns a grade of "F," the school district must implement
188 intervention and support strategies prescribed in rule under
189 paragraph (3)(c), select a turnaround option from those provided
190 in subparagraphs (b)1.-5., and submit a plan for implementing
191 the turnaround option to the department for approval by the
192 state board. Upon approval by the state board, the turnaround
193 option must be implemented in the following school year.

194 (b) Except as provided in subsection (5), the turnaround
195 options available to a school district to address a school that
196 earns a grade of "F" are:

- 197 1. Convert the school to a district-managed turnaround
198 school;
- 199 2. Reassign students to another school and monitor the
200 progress of each reassigned student;
- 201 3. Close the school and reopen the school as one or more
202 charter schools, each with a governing board that has a
203 demonstrated record of effectiveness;
- 204 4. Contract with an outside entity that has a demonstrated
205 record of effectiveness to operate the school; or
- 206 5. Implement a hybrid of turnaround options set forth in
207 subparagraphs 1.-4. or other turnaround models that have a
208 demonstrated record of effectiveness.

209 (c) Parents of students who are currently enrolled in and
210 regularly attend a public school that is required by the State
211 Board of Education to implement a turnaround option may petition
212 the school district to implement one of the turnaround options

Amendment No.

213 | in paragraph (b) selected by the parents pursuant to s. 1003.07
214 | only if it can be documented that the parent has been actively
215 | involved in the eligible student's education at the current
216 | school of enrollment.