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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/23/2014	.	
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The Committee on Appropriations (Gardiner) recommended the following:

Senate Amendment (with title amendment)

Delete lines 105 - 171

and insert:

(b) "Approved provider" means a provider approved by the Agency for Persons with Disabilities, including an educational consultant, a health care practitioner as defined in s. 456.001(4), or a provider approved by the Department of Education pursuant to s. 1002.66. An educational consultant is a provider who is approved by the agency, has a bachelor's degree



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11 from an accredited college or university, holds a Florida
12 professional educator certificate pursuant to s. 1012.56 in
13 exceptional student education, and has 3 years of supervised
14 experience in working with individuals with disabilities. The
15 educational consultant assists in the development of an
16 individual learning services plan, monitors a student's
17 progress, and reports to the agency.

18 (c) "Curriculum" means a complete course of study for a
19 particular content area or grade level, including any required
20 supplemental materials.

21 (d) "Disability" means, for a student in kindergarten to
22 grade 12, autism, as defined in s. 393.063(3); cerebral palsy,
23 as defined in s. 393.063(4); Down syndrome, as defined in s.
24 393.063(13); an intellectual disability, as defined in s.
25 393.063(21); Prader-Willi syndrome, as defined in s.
26 393.063(25); Spina bifida, as defined in s. 393.063(36); for a
27 student in kindergarten, being a high-risk child, as defined in
28 s. 393.063(20)(a); or Williams syndrome, which is a
29 developmental disorder that is characterized by mild to moderate
30 intellectual disability or learning problems, unique personality
31 characteristics, distinctive facial features, and cardiovascular
32 problems.

33 (e) "Eligible postsecondary educational institution" means
34 a Florida College System institution, a state university, a
35 school district technical center, a school district adult
36 general education center, or an accredited nonpublic
37 postsecondary educational institution, as defined in s. 1005.02,
38 which is licensed to operate in the state pursuant to
39 requirements specified in part III of chapter 1005.



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40 (f) "Eligible private school" means a private school, as
41 defined in s. 1002.01, which is located in this state, which
42 offers an education to students in any grade from kindergarten
43 to grade 12, and which meets the requirements of:

- 44 1. Sections 1002.42 and 1002.421; and
45 2. A scholarship program under s. 1002.39 or s. 1002.395,
46 as applicable, if the private school participates in a
47 scholarship program under s. 1002.39 or s. 1002.395.

48 (g) "ILSP" means an individual learning services plan that
49 is developed for a student who participates in the program. The
50 ILSP must include funding categories that are specified in
51 accordance with rules of the Agency for Persons with
52 Disabilities.

53 (h) "Parent" means a resident of this state who is a
54 parent, as defined in s. 1000.21.

55 (i) "Program" means the Florida Personal Learning
56 Scholarship Accounts established in this section.

57 (3) PROGRAM ELIGIBILITY.—A parent of a student with a
58 disability may request and receive from the state a Florida
59 personal learning scholarship account for the purposes specified
60 in subsection (5) if:

- 61 (a) The student:
62 1. Is a resident of this state;
63 2. Is eligible to enroll in kindergarten through grade 12
64 in a public school in this state;
65 3. Has a disability as defined in paragraph (2) (d);
66 4. Has an ILSP developed by the agency in consultation with
67 the parent and written in accordance with rules of the Agency
68 for Persons with Disabilities; and



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69 5. Complies with regular school attendance pursuant to s.
70 1003.01(13); and

71 (b) The parent has applied to the agency to participate in
72 the program by February 1 before the school year in which the
73 student will participate or an alternate date adopted by the
74 agency in rule for any vacant, funded slots. The request must be
75 communicated directly to the agency in a manner that creates a
76 written or electronic record of the request and the date of
77 receipt of the request. The agency must notify the school
78 district and the Department of Education of the parent's intent
79 upon receipt of the parent's request.

80 (4) PROGRAM PROHIBITIONS.—A student is not eligible for the
81 program if:

82 (a) The student or student's parent has accepted any
83 payment, refund, or rebate, in any manner, from a provider of
84 any services received pursuant to subsection (5);

85 (b) The student's participation in the program has been
86 denied or revoked by the Agency for

87
88 ===== T I T L E A M E N D M E N T =====

89 And the title is amended as follows:

90 Delete lines 20 - 24

91 and insert:

92 requiring the Agency for Persons with Disabilities to
93 deny, suspend, or revoke participation in the program
94 or use of program funds under certain circumstances;
95 providing additional factors under which the agency
96 may deny,