



313082

LEGISLATIVE ACTION

Senate

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House

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Senator Bullard moved the following:

**Senate Amendment (with title amendment)**

Between lines 1444 and 1445

insert:

Section 20. Paragraph (h) of subsection (3) of section 1008.22, Florida Statutes, as amended by chapter 2015-6, Laws of Florida, is amended to read:

1008.22 Student assessment program for public schools.—

(3) STATEWIDE, STANDARDIZED ASSESSMENT PROGRAM.—The Commissioner of Education shall design and implement a statewide, standardized assessment program aligned to the core



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12 curricular content established in the Next Generation Sunshine  
13 State Standards. The commissioner also must develop or select  
14 and implement a common battery of assessment tools that will be  
15 used in all juvenile justice education programs in the state.  
16 These tools must accurately measure the core curricular content  
17 established in the Next Generation Sunshine State Standards.  
18 Participation in the assessment program is mandatory for all  
19 school districts and all students attending public schools,  
20 including adult students seeking a standard high school diploma  
21 under s. 1003.4282 and students in Department of Juvenile  
22 Justice education programs, except as otherwise provided by law.  
23 If a student does not participate in the assessment program, the  
24 school district must notify the student's parent and provide the  
25 parent with information regarding the implications of such  
26 nonparticipation. The statewide, standardized assessment program  
27 shall be designed and implemented as follows:

28 (g) *Contracts for assessments.*—

29 1. The commissioner shall provide for the assessments to be  
30 developed or obtained, as appropriate, through contracts and  
31 project agreements with private vendors, public vendors, public  
32 agencies, postsecondary educational institutions, or school  
33 districts. The commissioner may enter into contracts for the  
34 continued administration of the assessments authorized and  
35 funded by the Legislature. Contracts may be initiated in 1  
36 fiscal year and continue into the next fiscal year and may be  
37 paid from the appropriations of either or both fiscal years. The  
38 commissioner may negotiate for the sale or lease of tests,  
39 scoring protocols, test scoring services, and related materials  
40 developed pursuant to law. The contract of any vendor whose



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41 product has severe problems is void after three failed attempts  
42 to correct the problems, and the vendor must repay any money  
43 that was received as part of the contract.

44       2. A student's performance results on statewide,  
45 standardized assessments, EOC assessments, and Florida  
46 Alternative Assessments administered pursuant to this subsection  
47 must be provided to the student's teachers and parents by the  
48 end of the school year, unless the commissioner determines that  
49 extenuating circumstances exist and reports the extenuating  
50 circumstances to the State Board of Education. This subparagraph  
51 does not apply to existing contracts for such assessments, but  
52 shall apply to new contracts and any renewal of existing  
53 contracts for such assessments.

54       3. If liquidated damages are applicable, the department  
55 shall collect liquidated damages that are due in response to the  
56 administration of the spring 2015 computer-based assessments of  
57 the department's Florida Standards Assessment contract with  
58 American Institutes for Research, and expend the funds to  
59 reimburse parties that incurred damages.

60  
61 ===== T I T L E   A M E N D M E N T =====

62 And the title is amended as follows:

63       Delete line 140

64 and insert:

65       program for certain school principals; amending s.  
66       1008.22, F.S.; voiding the contract of certain  
67       vendors; requiring such vendors to repay certain  
68       moneys; providing