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1                   A bill to be entitled  
2           An act relating to students with disabilities;  
3           amending s. 1002.385, F.S.; revising definitions  
4           applicable to the Florida Personal Learning  
5           Scholarship Accounts Program; revising scholarship  
6           application deadlines and guidelines; revising  
7           provisions to conform to the designation of eligible  
8           nonprofit scholarship-funding organizations; requiring  
9           authorized program funds to support the student's  
10          educational needs; requiring the Florida Prepaid  
11          College Board to create certain procedures;  
12          authorizing part-time private tutoring services by  
13          persons meeting certain requirements; authorizing  
14          program funds to be spent for specified education  
15          programs and services; revising the conditions under  
16          which a student's personal learning scholarship  
17          account must be closed; revising the responsibilities  
18          for school districts; revising requirements for a  
19          private school's eligibility to participate in the  
20          program; revising responsibilities of the Department  
21          of Education and the Commissioner of Education with  
22          respect to program administration; revising  
23          responsibilities for parents and students to  
24          participate in the program; requiring a parent to  
25          affirm that program funds are used only for authorized  
26          purposes that serve the student's educational needs;  
27          revising responsibilities of an organization  
28          pertaining to the administration of personal learning  
29          scholarship accounts; revising the wait list and

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30 priority of approving renewal and new applications;  
31 revising the notice requirement of an organization;  
32 authorizing accrued interest to be used for authorized  
33 expenditures; requiring accrued interest to be  
34 reverted as a part of reverted scholarship funds;  
35 revising taxable income requirements; removing  
36 obsolete audit requirements; requiring the Auditor  
37 General to provide a copy of each annual operational  
38 audit performed to the Commissioner of Education  
39 within a specified timeframe; requiring the department  
40 to provide an annual report to the Governor and the  
41 Legislature regarding the program; prescribing report  
42 requirements; providing for future repeal of  
43 provisions pertaining to an implementation schedule of  
44 notification and eligibility timelines; amending s.  
45 1002.395, F.S.; revising the use of eligible  
46 contributions by eligible nonprofit scholarship-  
47 funding organizations; revising the surety bond  
48 requirements for nonprofit scholarship-funding  
49 organizations submitting initial and renewal  
50 scholarship program participation applications;  
51 amending s. 1009.971, F.S.; revising the powers and  
52 duties of the Florida Prepaid College Board to include  
53 specified rulemaking authority; amending ss. 1009.98  
54 and 1009.981, F.S.; authorizing a prepaid college plan  
55 or a college savings plan to be purchased, accounted  
56 for, used, and terminated under certain circumstances;  
57 specifying rulemaking requirements applicable to the  
58 department; providing an effective date.

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

Section 1. Section 1002.385, Florida Statutes, is amended to read:

1002.385 Florida personal learning scholarship accounts.—

(1) ESTABLISHMENT OF PROGRAM.—The Florida Personal Learning Scholarship Accounts Program is established to provide the option for a parent to better meet the individual educational needs of his or her eligible child.

(2) DEFINITIONS.—As used in this section, the term:

(a) "Approved provider" means a provider approved by the Agency for Persons with Disabilities, a health care practitioner as defined in s. 456.001(4), or a provider approved by the department pursuant to s. 1002.66. The term also includes providers outside this state which are subject to similar regulation or approval requirements.

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

(c) "Department" means the Department of Education.

(d) "Disability" means, for a 3- or 4-year-old child or for a student in kindergarten to grade 12, autism spectrum disorder, as defined in the Diagnostic and Statistical Manual of Mental Disorders, Fifth Edition, ~~as defined in s. 393.063(3);~~ cerebral palsy, as defined in s. 393.063(4); Down syndrome, as defined in s. 393.063(13); an intellectual disability, as defined in s. 393.063(21); Prader-Willi syndrome, as defined in s. 393.063(25); or spina bifida, as defined in s. 393.063(36); for

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88 a student in kindergarten, being a high-risk child, as defined  
89 in s. 393.063(20) (a); muscular dystrophy; and Williams syndrome.

90 (e) "Eligible nonprofit scholarship-funding organization"  
91 or "organization" means a nonprofit scholarship-funding  
92 organization that is approved pursuant to s. 1002.395(2) (f). The  
93 organization must have a copy of its annual operational audit  
94 provided to the Commissioner of Education as required by this  
95 section has the same meaning as in s. 1002.395.

96 (f) "Eligible postsecondary educational institution" means  
97 a Florida College System institution;; a state university;; a  
98 school district technical center;; a school district adult  
99 general education center; an independent college or university  
100 that is eligible to participate in the William L. Boyd, IV,  
101 Florida Resident Access Grant Program under s. 1009.89; or an  
102 accredited independent nonpublic postsecondary educational  
103 institution, as defined in s. 1005.02, which is licensed to  
104 operate in the state pursuant to requirements specified in part  
105 III of chapter 1005.

106 (g) "Eligible private school" means a private school, as  
107 defined in s. 1002.01, which is located in this state, which  
108 offers an education to students in any grade from kindergarten  
109 to grade 12, and which meets the requirements of:

- 110 1. Sections 1002.42 and 1002.421; and
- 111 2. A scholarship program under s. 1002.39 or s. 1002.395~~;~~  
112 ~~as applicable, if the private school participates in a~~  
113 ~~scholarship program under s. 1002.39 or s. 1002.395.~~

114 (h) "IEP" means individual education plan.

115 (i) "Parent" means a resident of this state who is a  
116 parent, as defined in s. 1000.21.

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117 (j) "Program" means the Florida Personal Learning  
118 Scholarship Accounts Program established in this section.

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

123 (a) The student:

124 1. Is a resident of this state;

125 2. Is or will be 3 or 4 years old on or before September 1  
126 of the year in which the student applies for program  
127 participation, or is eligible to enroll in kindergarten through  
128 grade 12 in a public school in this state;

129 3. Has a disability as defined in paragraph (2) (d); and

130 4. Is the subject of an IEP written in accordance with  
131 rules of the State Board of Education or has received a  
132 diagnosis of a disability ~~as defined in subsection (2)~~ from a  
133 physician who is licensed under chapter 458 or chapter 459 or a  
134 psychologist who is licensed under chapter 490 ~~in this state~~.

135 (b) Beginning January 2015, and each year thereafter, the  
136 following application deadlines and guidelines are met:

137 1. The parent of a student seeking program renewal must  
138 submit a completed application to an organization for renewal by  
139 February 1 before the school year in which the student wishes to  
140 participate.

141 2. The parent of a student seeking initial approval to  
142 participate in the program must submit a completed application  
143 to an organization by June 30 before the school year in which  
144 the student wishes to participate.

145 3. The parent of a student seeking approval to participate

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146 in the program who does not comply with the requirements of  
147 subparagraph 1. or subparagraph 2. may late file a completed  
148 application by August 15 before the school year in which the  
149 student wishes to participate.

150 4. A parent must submit final verification to the  
151 organization before the organization opens a personal learning  
152 scholarship account for the student. The final verification must  
153 consist of only the following items that apply to the student:

154 a. A completed withdrawal form from the school district if  
155 the student was enrolled in a public school before the  
156 determination of program eligibility;

157 b. A letter of admission or enrollment from an eligible  
158 private school for the school year in which the student wishes  
159 to participate;

160 c. A copy of the notice of the parent's intent to establish  
161 and maintain a home education program required by s.  
162 1002.41(1)(a), or a copy of the district school superintendent's  
163 review of the annual educational evaluation of the student in a  
164 home education program required by s. 1002.41(2); or

165 d. A copy of notification from a private school that the  
166 student has withdrawn from the John M. McKay Scholarships for  
167 Students with Disabilities Program or the Florida Tax Credit  
168 Scholarship Program.

169 5. A parent's completed application and final verification  
170 submitted pursuant to this paragraph ~~the parent has applied to~~  
171 ~~an eligible nonprofit scholarship funding organization to~~  
172 ~~participate in the program by February 1 before the school year~~  
173 ~~in which the student will participate or an alternative date as~~  
174 ~~set by the organization for any vacant, funded slots. The~~

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175 ~~request~~ must be communicated directly to the organization in a  
176 manner that creates a written or electronic record including ~~of~~  
177 ~~the request~~ and the date of receipt ~~of the request~~. The  
178 organization shall notify the district and the department of the  
179 parent's intent upon receipt of the parent's completed  
180 application and final verification request. The completed  
181 application must include, but is not limited to, an application;  
182 required documentation and forms; an initial or revised matrix  
183 of services, if requested; and any additional information or  
184 documentation required by the organization or by State Board of  
185 Education rule.

186 (4) PROGRAM PROHIBITIONS.—

187 (a) A student is not eligible for the program while he or  
188 she is:

189 1. Enrolled in a public school, including, but not limited  
190 to, the Florida School for the Deaf and the Blind; the Florida  
191 Virtual School; the College-Preparatory Boarding Academy; a  
192 developmental research school authorized under s. 1002.32; a  
193 charter school authorized under s. 1002.33, s. 1002.331, or s.  
194 1002.332; or a virtual education program authorized under s.  
195 1002.45;

196 2. Enrolled in the Voluntary Prekindergarten Education  
197 Program authorized under part V of this chapter;

198 3. Enrolled in a school operating for the purpose of  
199 providing educational services to youth in the Department of  
200 Juvenile Justice commitment programs;

201 ~~4.3-~~ Receiving a scholarship pursuant to the Florida Tax  
202 Credit Scholarship Program under s. 1002.395 or the John M.  
203 McKay Scholarships for Students with Disabilities Program under

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204 s. 1002.39; or

205 ~~5.4.~~ Receiving any other educational scholarship pursuant  
206 to this chapter.

207  
208 For purposes of subparagraph 1., a 3- or 4-year-old child who  
209 receives services that are funded through the Florida Education  
210 Finance Program is considered to be a student enrolled in a  
211 public school.

212 (b) A student is not eligible for the program if:

213 1. The student or student's parent has accepted any  
214 payment, refund, or rebate, in any manner, from a provider of  
215 any services received pursuant to subsection (5);

216 2. The student's participation in the program, or receipt  
217 or expenditure of program funds, has been denied or revoked by  
218 the commissioner ~~of Education pursuant to subsection (10); or~~

219 3. The student's parent has forfeited participation in the  
220 program for failure to comply with requirements pursuant to  
221 subsection (11); or

222 4. The student's application for program eligibility has  
223 been denied by an organization.

224 (5) AUTHORIZED USES OF PROGRAM FUNDS.—Program funds may be  
225 spent if used to support the student's educational needs, for  
226 the following purposes:

227 (a) Instructional materials, including digital devices,  
228 digital periphery devices, and assistive technology devices that  
229 allow a student to access instruction or instructional content  
230 and training on the use of and maintenance agreements for these  
231 devices.

232 (b) Curriculum as defined in paragraph (2) (b).



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233 (c) Specialized services by approved providers that are  
234 selected by the parent. These specialized services may include,  
235 but are not limited to:

236 1. Applied behavior analysis services as provided in ss.  
237 627.6686 and 641.31098.

238 2. Services provided by speech-language pathologists as  
239 defined in s. 468.1125.

240 3. Occupational therapy services as defined in s. 468.203.

241 4. Services provided by physical therapists as defined in  
242 s. 486.021.

243 5. Services provided by listening and spoken language  
244 specialists and an appropriate acoustical environment for a  
245 child who is deaf or hard of hearing and who has received an  
246 implant or assistive hearing device.

247  
248 Specialized services outside this state are authorized under  
249 this paragraph if the services are subject to similar regulation  
250 or approval requirements.

251 (d) Enrollment in, or tuition or fees associated with  
252 enrollment in, an eligible private school, an eligible  
253 postsecondary educational institution or a program offered by  
254 the institution, a private tutoring program authorized under s.  
255 1002.43, a virtual program offered by a department-approved  
256 private online provider that meets the provider qualifications  
257 specified in s. 1002.45(2)(a), the Florida Virtual School as a  
258 private paying student, or an approved online course offered  
259 pursuant to s. 1003.499 or s. 1004.0961.

260 (e) Fees for nationally standardized, norm-referenced  
261 achievement tests, Advanced Placement Examinations, industry

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262 certification examinations, assessments related to postsecondary  
263 education, or other assessments.

264 (f) Contributions to the Stanley G. Tate Florida Prepaid  
265 College Program pursuant to s. 1009.98 or the Florida College  
266 Savings Program pursuant to s. 1009.981, for the benefit of the  
267 eligible student. The Florida Prepaid College Board shall, by  
268 the dates specified in ss. 1009.98 and 1009.981, create and have  
269 effective procedures to allow program funds to be used in  
270 conjunction with other funds used by the parent in the purchase  
271 of a prepaid college plan or a college savings plan; require  
272 program funds to be tracked and accounted for separately from  
273 other funds contributed to a prepaid college plan or a college  
274 savings plan; require program funds and associated interest to  
275 be reverted as specified in this section; and require program  
276 funds to be used only after private payments have been used for  
277 prepaid college plan or college savings plan expenditures. The  
278 organization shall enter into a contract with the Florida  
279 Prepaid College Board to enable the board to establish  
280 mechanisms to implement this section, including, but not limited  
281 to, identifying the source of funds being deposited in these  
282 plans. A qualified or designated beneficiary may not be changed  
283 while these plans contain funds contributed from this section.

284 (g) Contracted services provided by a public school or  
285 school district, including classes. A student who receives  
286 services under a contract under this paragraph is not considered  
287 enrolled in a public school for eligibility purposes as  
288 specified in subsection (4).

289 (h) Tuition and fees for part-time tutoring services  
290 provided by a person who holds a valid Florida educator's

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291 certificate pursuant to s. 1012.56; a person who holds an  
 292 adjunct teaching certificate pursuant to s. 1012.57; or a person  
 293 who has demonstrated a mastery of subject area knowledge  
 294 pursuant to s. 1012.56(5). The term "part-time tutoring  
 295 services" as used in this paragraph does not meet the definition  
 296 of the term "regular school attendance" in s. 1003.01(13)(e).

297 (i) Fees for specialized summer education programs.

298 (j) Fees for specialized after-school education programs.

299 (k) Transition services provided by job coaches.

300 (l) Fees for an annual evaluation of educational progress  
 301 by a state-certified teacher, if this option is chosen for a  
 302 home education student pursuant to s. 1002.41(1)(c)1.

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304 A specialized service provider, eligible private school,  
 305 eligible postsecondary educational institution, private tutoring  
 306 program provider, online or virtual program provider, public  
 307 school, school district, or other entity receiving payments  
 308 pursuant to this subsection may not share, refund, or rebate any  
 309 moneys from the Florida personal learning scholarship account  
 310 with the parent or participating student in any manner.

311 (6) TERM OF THE PROGRAM.—For purposes of continuity of  
 312 educational choice and program integrity:

313 (a) The program payments made by the state to an  
 314 organization for a personal learning scholarship account under  
 315 this section shall continue ~~remain in force~~ until the parent  
 316 does not renew program eligibility; the organization determines  
 317 a student is not eligible for program renewal; the commissioner  
 318 denies, suspends, or revokes program participation or use of  
 319 funds; or a student enrolls in ~~participating in the program~~

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320 ~~participates in any of the prohibited activities specified in~~  
321 ~~subsection (4), has funds revoked by the Commissioner of~~  
322 ~~Education pursuant to subsection (10), returns to a public~~  
323 ~~school or in the Voluntary Prekindergarten Education Program,~~  
324 ~~graduates from high school, or attains 22 years of age,~~  
325 ~~whichever occurs first. A participating student who enrolls in a~~  
326 ~~public school or public school program is considered to have~~  
327 ~~returned to a public school for the purpose of determining the~~  
328 ~~end of the program's term.~~

329 (b) Program expenditures by the parent from the program  
330 account are authorized until a student's personal learning  
331 scholarship account is closed pursuant to paragraph (c).

332 (c) A student's personal learning scholarship account shall  
333 be closed, and any remaining funds, including accrued interest  
334 or contributions made using program funds pursuant to paragraph  
335 (5) (f), shall revert to the state upon:

336 1. The eligible student no longer being enrolled in an  
337 eligible postsecondary educational institution or a program  
338 offered by the institution;

339 2. Denial or revocation of program eligibility by the  
340 commissioner;

341 3. Denial of program application by an organization; or

342 4. After any period of 4 consecutive years after high  
343 school completion or graduation in which the student is not  
344 enrolled in an eligible postsecondary educational institution or  
345 a program offered by the institution.

346  
347 The commissioner must notify the parent and organization of any  
348 reversion determination.

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## (7) SCHOOL DISTRICT OBLIGATIONS; PARENTAL OPTIONS.—

(a)1. For a student with a disability who does not have a matrix of services under s. 1011.62(1)(e), or who wants a revised matrix of services, and for whom the parent requests a new or revised matrix of services, the school district must complete a matrix that assigns the student to one of the levels of service as they existed before the 2000-2001 school year.

2.a. Within 10 calendar ~~school~~ days after a school district receives notification of a parent's request for completion of a matrix of services, the school district must notify the student's parent if the matrix of services has not been completed and inform the parent that the district is required to complete the matrix within 30 days after receiving notice of the parent's request for the matrix of services. This notice must include the required completion date for the matrix.

b. The school district shall complete the matrix of services for a student whose parent has made a request. The school district must provide the student's parent, the organization, and the department with the student's matrix level within 10 calendar ~~school~~ days after its completion.

c. The department shall notify the parent and the ~~eligible nonprofit scholarship-funding~~ organization of the amount of the funds awarded within 10 days after receiving the school district's notification of the student's matrix level.

d. A school district may change a matrix of services only if the change is to correct a technical, typographical, or calculation error, except that a parent may annually request a matrix reevaluation for each student participating in the program pursuant to paragraph (12)(h).

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378 (b) For each student participating in the program who  
379 chooses to participate in statewide, standardized assessments  
380 under s. 1008.22 or the Florida Alternate Assessment, the school  
381 district in which the student resides must notify the student  
382 and his or her parent about the locations and times to take all  
383 statewide, standardized assessments.

384 ~~(c) For each student participating in the program, a school~~  
385 ~~district shall notify the parent about the availability of a~~  
386 ~~reevaluation at least every 3 years.~~

387 (8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—An eligible  
388 private school may be sectarian or nonsectarian and shall:

389 (a) Comply with all requirements for private schools  
390 participating in state school choice scholarship programs  
391 pursuant to s. 1002.421. To participate in the program, a  
392 private school must submit to the department a notification for  
393 eligibility to participate in its application for the John M.  
394 McKay Scholarships for Students with Disabilities and Florida  
395 Tax Credit Scholarship programs identified in ss. 1002.39 and  
396 1002.395.

397 (b) Provide to the department and ~~eligible nonprofit~~  
398 ~~scholarship funding~~ organization, upon request, all  
399 documentation required for the student's participation,  
400 including the private school's and student's fee schedules.

401 (c) Be academically accountable to the parent for meeting  
402 the educational needs of the student by:

403 1. At a minimum, annually providing to the parent a written  
404 explanation of the student's progress.

405 2. Annually administering or making provision for students  
406 participating in the program in grades 3 through 10 to take one

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407 of the nationally norm-referenced tests identified by the State  
408 Board ~~Department~~ of Education or the statewide assessments  
409 pursuant to s. 1008.22. Students with disabilities for whom  
410 standardized testing is not appropriate are exempt from this  
411 requirement. A participating private school shall report a  
412 student's scores to the parent.

413 3. Cooperating with the scholarship student whose parent  
414 chooses to have the student participate in the statewide  
415 assessments pursuant to s. 1008.22 or, if a private school  
416 chooses to offer the statewide assessments, administering the  
417 assessments at the school.

418 a. A participating private school may choose to offer and  
419 administer the statewide assessments to all students who attend  
420 the private school in grades 3 through 10.

421 b. A participating private school shall submit a request in  
422 writing to the Department of Education by March 1 of each year  
423 in order to administer the statewide assessments in the  
424 subsequent school year.

425 (d) Employ or contract with teachers who have regular and  
426 direct contact with each student receiving a scholarship under  
427 this section at the school's physical location.

428 (e) Annually contract with an independent certified public  
429 accountant to perform the agreed-upon procedures developed under  
430 s. 1002.395(6)(o) ~~s. 1002.395(6)(n)~~ and produce a report of the  
431 results if the private school receives more than \$250,000 in  
432 funds from scholarships awarded under this section in the 2014-  
433 2015 state fiscal year or a state fiscal year thereafter. A  
434 private school subject to this paragraph must submit the report  
435 by September 15, 2015, and annually thereafter to the

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436 ~~scholarship-funding~~ organization that awarded the majority of  
437 the school's scholarship funds. The agreed-upon procedures must  
438 be conducted in accordance with attestation standards  
439 established by the American Institute of Certified Public  
440 Accountants.

441  
442 The inability of a private school to meet the requirements of  
443 this subsection constitutes a basis for the ineligibility of the  
444 private school to participate in the program as determined by  
445 the commissioner ~~department~~.

446 (9) DEPARTMENT OF EDUCATION OBLIGATIONS.—The department  
447 shall:

448 (a) Maintain a list of approved providers pursuant to s.  
449 1002.66, and eligible postsecondary educational institutions,  
450 eligible private schools, and organizations on its website. The  
451 department may identify or provide links to lists of other  
452 approved providers on its website.

453 (b) Require each ~~eligible nonprofit scholarship-funding~~  
454 organization to preapprove ~~verify eligible~~ expenditures to be  
455 ~~before the distribution of funds for any expenditures made~~  
456 pursuant to paragraphs (5) (a) and (b). Review of expenditures  
457 made for services in paragraphs (5) (c) - (h) must ~~(5) (c) - (g) may~~  
458 be completed after the purchase ~~payment~~ has been made.

459 (c) Investigate any written complaint of a violation of  
460 this section by a parent, student, private school, public school  
461 or school district, organization, provider, or other appropriate  
462 party in accordance with the process established by s.  
463 1002.395 (9) (f).

464 (d) Require annually by December 1 ~~quarterly~~ reports by an



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465 ~~eligible nonprofit scholarship funding organization, which must~~  
466 ~~include, but need not be limited to, regarding the number of~~  
467 ~~students participating in the program, demographics of program~~  
468 ~~participants; disability category; matrix level of services, if~~  
469 ~~known; award amount per student; total expenditures for the~~  
470 ~~categories in subsection (5); and the types of providers of~~  
471 ~~services to students, and other information deemed necessary by~~  
472 ~~the department.~~

473 (e) Compare the list of students participating in the  
474 program with the public school student enrollment lists and the  
475 list of students participating in school choice scholarship  
476 programs established pursuant to this chapter, throughout the  
477 school year, before each program payment to avoid duplicate  
478 payments and confirm program eligibility.

479 (10) COMMISSIONER OF EDUCATION AUTHORITY AND OBLIGATIONS.—

480 (a) The Commissioner of Education:

481 1. Shall deny, suspend, or revoke a student's participation  
482 in the program if the health, safety, or welfare of the student  
483 is threatened or fraud is suspected.

484 2. Shall deny, suspend, or revoke an authorized use of  
485 program funds if the health, safety, or welfare of the student  
486 is threatened or fraud is suspected.

487 3. May ~~deny, suspend, or revoke an~~ authorized use of  
488 program funds for material failure to comply with this section  
489 and applicable State Board of Education ~~department~~ rules if the  
490 noncompliance is correctable within a reasonable period of time.  
491 Otherwise, the commissioner shall ~~deny, suspend, or revoke an~~  
492 authorized use for failure to materially comply with the law and  
493 rules adopted under this section.

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494 4. Shall require compliance by the appropriate party by a  
495 date certain for all nonmaterial failures to comply with this  
496 section and applicable State Board of Education ~~department~~  
497 rules.

498 5. Notwithstanding the other provisions of this section,  
499 the commissioner may deny, suspend, or revoke program  
500 participation or use of program funds by the student; or  
501 participation or eligibility of an organization, eligible  
502 private school, eligible postsecondary educational institution,  
503 approved provider, or other appropriate party for a violation of  
504 this section. The commissioner may determine the length of, and  
505 conditions for lifting, the suspension or revocation specified  
506 in this paragraph. The length of suspension or revocation may  
507 not exceed 5 years, except for instances of fraud, in which case  
508 the length of suspension or revocation may not exceed 10 years.  
509 The commissioner may employ mechanisms allowed by law to recover  
510 unexpended program funds or withhold payment of an equal amount  
511 of program funds to recover program funds that were not  
512 authorized for use ~~under this section thereafter.~~

513 6. Shall deny or terminate program participation upon a  
514 parent's forfeiture of a personal learning scholarship account  
515 pursuant to subsection (11).

516 (b) In determining whether to deny, suspend, ~~or~~ revoke, or  
517 lift a suspension or revocation, in accordance with this  
518 subsection, the commissioner may consider factors that include,  
519 but are not limited to, acts or omissions that ~~by a~~  
520 ~~participating entity which~~ led to a previous denial, suspension,  
521 or revocation of participation in a state or federal program or  
522 an education scholarship program; failure to reimburse the

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523 ~~eligible nonprofit scholarship funding~~ organization for program  
524 funds improperly received or retained ~~by the entity~~; failure to  
525 reimburse government funds improperly received or retained;  
526 imposition of a prior criminal sanction related to the person or  
527 entity or its officers or employees; imposition of a civil fine  
528 or administrative fine, license revocation or suspension, or  
529 program eligibility suspension, termination, or revocation  
530 related to a person's or ~~an~~ entity's management or operation; or  
531 other types of criminal proceedings in which the person or ~~the~~  
532 entity or its officers or employees were found guilty of,  
533 regardless of adjudication, or entered a plea of nolo contendere  
534 or guilty to, any offense involving fraud, deceit, dishonesty,  
535 or moral turpitude.

536 (11) PARENT AND STUDENT RESPONSIBILITIES FOR PROGRAM  
537 PARTICIPATION.—A parent who applies for program participation  
538 under this section is exercising his or her parental option to  
539 determine the appropriate placement or the services that best  
540 meet the needs of his or her child. The scholarship award for a  
541 student is based on a matrix that assigns the student to support  
542 Level III services. If a parent chooses to request and receive  
543 an IEP and a matrix of services from the school district, the  
544 amount of the payment shall be adjusted as needed, when the  
545 school district completes the matrix.

546 (a) To satisfy or maintain program eligibility, including,  
547 but not limited to, eligibility to receive program payments and  
548 expend program payments ~~enroll an eligible student in the~~  
549 ~~program~~, the parent must sign an agreement with the eligible  
550 ~~nonprofit scholarship funding~~ organization and annually submit a  
551 notarized, sworn compliance statement to the organization to:

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552 1. Affirm that the student is enrolled in a program that  
553 meets regular school attendance requirements as provided in s.  
554 1003.01(13)(b)-(d).

555 2. Affirm that ~~Use~~ the program funds are used only for  
556 authorized purposes serving the student's educational needs, as  
557 described in subsection (5).

558 3. Affirm that the student takes all appropriate  
559 standardized assessments as specified in this section.

560 a. If the parent enrolls the child in an eligible private  
561 school, the student must take an assessment selected by the  
562 private school pursuant to s. 1002.395(7)(e) or, if requested by  
563 the parent, the statewide, standardized assessments pursuant to  
564 s. 1002.39(8)(c)2. and (9)(e).

565 b. If the parent enrolls the child in a home education  
566 program, the parent may choose to participate in an assessment  
567 as part of the annual evaluation provided for in s.  
568 1002.41(1)(c).

569 4. Notify the school district that the student is  
570 participating in the program ~~Personal Learning Scholarship~~  
571 ~~Accounts~~ if the parent chooses to enroll in a home education  
572 program as provided in s. 1002.41.

573 5. File a completed application for initial program  
574 participation with an organization ~~Request participation in the~~  
575 ~~program~~ by the dates ~~date~~ established pursuant to this section  
576 by the ~~eligible nonprofit scholarship-funding organization~~.

577 6. Affirm that the student remains in good standing with  
578 the entities identified in paragraph (5)(d), paragraph (5)(g),  
579 or paragraph (5)(h) ~~provider or school~~ if those options are  
580 selected by the parent.

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581           7. Apply for admission of his or her child if the private  
582 school option is selected by the parent.

583           8. Annually file a completed application to renew  
584 participation in the program if renewal is desired by the  
585 parent. Notwithstanding any changes to the student's IEP, a  
586 student who was previously eligible for participation in the  
587 program shall remain eligible to apply for renewal ~~as provided~~  
588 ~~in subsection (6)~~. However, in order for a high-risk child to  
589 continue to participate in the program in the school year after  
590 he or she reaches 6 years of age, the child's completed  
591 application for renewal of program participation must contain  
592 documentation that the child has a disability defined in  
593 paragraph (2) (d) other than high-risk status.

594           9. Affirm that the parent is prohibited from transferring  
595 and will not transfer any prepaid college plan or college  
596 savings plan funds contributed pursuant to paragraph (5) (f) to  
597 another beneficiary while the plan contains funds contributed  
598 pursuant to this section.

599           10. Affirm that the parent will not take possession of any  
600 funding provided by the state for the program ~~Florida Personal~~  
601 ~~Learning Scholarship Accounts.~~

602           11. Affirm that the parent will maintain a portfolio of  
603 records and materials which must be preserved by the parent for  
604 2 years and be made available for inspection by the  
605 organization, the department, or the district school  
606 superintendent or the superintendent's designee upon 15 days'  
607 written notice. This paragraph does not require inspection of  
608 ~~the superintendent to inspect~~ the portfolio. The portfolio of  
609 records and materials must consist of:

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610 a. A log of educational instruction and services which is  
611 made contemporaneously with delivery of the instruction and  
612 services and which designates by title any reading materials  
613 used; ~~and~~

614 b. Samples of any writings, worksheets, workbooks, or  
615 creative materials used or developed by the student; and

616 c. Other records, documents, or materials required by the  
617 organization or specified by the department in rule, to  
618 facilitate program implementation.

619 (b) The parent is responsible for procuring the services  
620 necessary to educate the student. When the student receives a  
621 personal learning scholarship account, the district school board  
622 is not obligated to provide the student with a free appropriate  
623 public education. For purposes of s. 1003.57 and the Individuals  
624 with Disabilities in Education Act, a participating student has  
625 only those rights that apply to all other unilaterally  
626 parentally placed students, except that, when requested by the  
627 parent, school district personnel must develop an individual  
628 education plan or matrix level of services.

629 (c) The parent is responsible for ~~the payment of all~~  
630 eligible expenses in excess of the amount of the personal  
631 learning scholarship account ~~in accordance with the terms agreed~~  
632 ~~to between the parent and the providers.~~

633

634 A parent who fails to comply with this subsection forfeits the  
635 personal learning scholarship account.

636 (12) ADMINISTRATION OF PERSONAL LEARNING SCHOLARSHIP  
637 ACCOUNTS.—~~An eligible nonprofit scholarship-funding organization~~  
638 ~~participating in the Florida Tax Credit Scholarship Program~~

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639 ~~established under s. 1002.395~~ may establish personal learning  
640 scholarship accounts for eligible students, in accordance with  
641 the deadlines established in this section, by:

642 (a) Receiving completed applications and final verification  
643 and determining student eligibility in accordance with the  
644 requirements of this section. For initial program participation,  
645 preference must first be provided to students retained on a wait  
646 list created by the organization in the order that completed  
647 applications are approved ~~The organization shall notify the~~  
648 ~~department of the applicants for the program by March 1 before~~  
649 ~~the school year in which the student intends to participate.~~  
650 When a completed ~~an~~ application and final verification are ~~is~~  
651 received and approved, the ~~scholarship funding~~ organization must  
652 provide the department with information on the student to enable  
653 the department to report the student for funding in an amount  
654 determined in accordance with subsection (13).

655 (b) Notifying parents of their receipt of a scholarship on  
656 a first-come, first-served basis, after approving the completed  
657 application and confirming receipt of the parent's final  
658 verification, based upon the funds provided for this program in  
659 the General Appropriations Act.

660 (c) Establishing a date pursuant to paragraph (3)(b) by  
661 which a parent must confirm initial or continuing participation  
662 in the program and confirm the establishment or continuance of a  
663 personal learning scholarship account.

664 (d) Establishing a date and process pursuant to paragraph  
665 (3)(b) by which completed applications may be approved and  
666 students on the wait list or late-filing applicants may be  
667 allowed to participate in the program during the school year,

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668 within the amount of funds provided for this program in the  
669 General Appropriations Act. The process must allow timely filed  
670 completed applications to take precedence before late-filed  
671 completed applications for purposes of creating a wait list for  
672 participation in the program.

673 (e) Establishing and maintaining separate accounts for each  
674 eligible student. For each account, the organization must  
675 maintain a record of interest accrued that is retained in the  
676 student's account and available only for authorized program  
677 expenditures.

678 (f) Verifying qualifying educational expenditures pursuant  
679 to the requirements of subsection (5) paragraph ~~(8) (b)~~.

680 (g) Returning any remaining program ~~unused~~ funds pursuant  
681 to paragraph (6) (c) to the department when the student is no  
682 longer authorized to expend program funds. The organization may  
683 reimburse a parent for authorized program expenditures made  
684 during the fiscal year before funds are deposited in the  
685 student's ~~eligible for a personal scholarship learning~~ account.

686 (h) Annually notifying the parent about the availability of  
687 and the requirements associated with requesting an initial  
688 matrix or matrix reevaluation annually for each student  
689 participating in the program.

690 (13) FUNDING AND PAYMENT.—

691 (a)1. The maximum funding amount granted for an eligible  
692 student with a disability, pursuant to this section ~~subsection~~  
693 ~~(3)~~, shall be equivalent to the base student allocation in the  
694 Florida Education Finance Program multiplied by the appropriate  
695 cost factor for the educational program which would have been  
696 provided for the student in the district school to which he or



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697 she would have been assigned, multiplied by the district cost  
698 differential.

699 2. In addition, an amount equivalent to a share of the  
700 guaranteed allocation for exceptional students in the Florida  
701 Education Finance Program shall be determined and added to the  
702 amount in subparagraph 1. The calculation shall be based on the  
703 methodology and the data used to calculate the guaranteed  
704 allocation for exceptional students for each district in chapter  
705 2000-166, Laws of Florida. Except as provided in subparagraph  
706 3., the calculation shall be based on the student's grade, the  
707 matrix level of services, and the difference between the 2000-  
708 2001 basic program and the appropriate level of services cost  
709 factor, multiplied by the 2000-2001 base student allocation and  
710 the 2000-2001 district cost differential for the sending  
711 district. The calculated amount must also include an amount  
712 equivalent to the per-student share of supplemental academic  
713 instruction funds, instructional materials funds, technology  
714 funds, and other categorical funds as provided in the General  
715 Appropriations Act.

716 3. Except as otherwise provided, the calculation for all  
717 students participating in the program shall be based on the  
718 matrix that assigns the student to support Level III of  
719 services. If a parent chooses to request and receive a matrix of  
720 services from the school district, when the school district  
721 completes the matrix, the amount of the payment shall be  
722 adjusted as needed.

723 (b) The amount of the awarded funds shall be 90 percent of  
724 the calculated amount. One hundred percent of the funds  
725 appropriated for this program shall be released in the first

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726 quarter of each fiscal year. Accrued interest is in addition to,  
727 and not part of, the awarded funds. Program funds include both  
728 the awarded funds and the accrued interest.

729 ~~(c) Upon an eligible student's graduation from an eligible~~  
730 ~~postsecondary educational institution or after any period of 4~~  
731 ~~consecutive years after high school graduation in which the~~  
732 ~~student is not enrolled in an eligible postsecondary educational~~  
733 ~~institution, the student's personal learning scholarship account~~  
734 ~~shall be closed, and any remaining funds shall revert to the~~  
735 ~~state.~~

736 (c)(d) The eligible nonprofit scholarship-funding  
737 organization shall develop a system for payment of benefits by  
738 electronic funds transfer, including, but not limited to, debit  
739 cards, electronic payment cards, or any other means of  
740 electronic payment that the department deems to be commercially  
741 viable or cost-effective. Commodities or services related to the  
742 development of such a system shall be procured by competitive  
743 solicitation unless they are purchased from a state term  
744 contract pursuant to s. 287.056.

745 (d) An eligible nonprofit scholarship-funding organization  
746 may use up to 3 percent of the total amount of payments received  
747 during the state fiscal year for administrative expenses if the  
748 organization has operated as an nonprofit scholarship-funding  
749 organization for at least 3 fiscal years and did not have any  
750 findings of material weakness or material noncompliance in its  
751 most recent audit under s. 1002.395(6)(m). Such administrative  
752 expenses must be reasonable and necessary for the organization's  
753 management and distribution of scholarships under this section.  
754 Funds authorized under this paragraph may not be used for

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755 lobbying or political activity or expenses related to lobbying  
756 or political activity. If an eligible nonprofit scholarship-  
757 funding organization charges an application fee for a  
758 scholarship, the application fee must be immediately refunded to  
759 the person who paid the fee if the student is determined  
760 ineligible for the program or placed on a wait list. The  
761 administrative fee may not be deducted from any scholarship  
762 funds, but may be provided for in the General Appropriations  
763 Act. An application fee may not be deducted from any scholarship  
764 funds.

765 (e) Moneys received pursuant to this section do not  
766 constitute taxable income to the student or parent of the  
767 qualified student.

768 (14) OBLIGATIONS OF THE AUDITOR GENERAL.—

769 (a) The Auditor General shall conduct an annual ~~financial~~  
770 ~~and~~ operational audit of accounts and records of each ~~eligible~~  
771 ~~scholarship-funding~~ organization that participates in the  
772 program. As part of this audit, the Auditor General shall  
773 verify, at a minimum, the total amount of students served and  
774 eligibility of reimbursements made by each ~~eligible nonprofit~~  
775 ~~scholarship-funding~~ organization and transmit that information  
776 to the department.

777 (b) The Auditor General shall notify the department of any  
778 ~~eligible nonprofit scholarship-funding~~ organization that fails  
779 to comply with a request for information.

780 (c) The Auditor General shall provide the Commissioner of  
781 Education with a copy of each annual operational audit performed  
782 pursuant to this subsection within 10 days after each audit is  
783 finalized.

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784 (15) OBLIGATIONS RELATED TO APPROVED PROVIDERS.—The  
785 Department of Health, the Agency for Persons with Disabilities,  
786 and the Department of Education shall work with an eligible  
787 ~~nonprofit scholarship funding~~ organization for easy or automated  
788 access to lists of licensed providers of services specified in  
789 paragraph (5) (c) to ensure efficient administration of the  
790 program.

791 (16) LIABILITY.—The state is not liable for the award or  
792 any use of awarded funds under this section.

793 (17) SCOPE OF AUTHORITY.—This section does not expand the  
794 regulatory authority of this state, its officers, or any school  
795 district to impose additional regulation on participating  
796 private schools, independent ~~nonpublic~~ postsecondary educational  
797 institutions, and private providers beyond those reasonably  
798 necessary to enforce requirements expressly set forth in this  
799 section.

800 (18) REPORTS.—The department shall, by February 1 of each  
801 year, provide an annual report to the Governor, the President of  
802 the Senate, and the Speaker of the House of Representatives  
803 regarding the effectiveness of the Florida Personal Learning  
804 Scholarship Accounts Program. The report must address the scope  
805 and size of the program, with regard to participation and other  
806 related data, and analyze the effectiveness of the program  
807 pertaining to cost, education, and therapeutic services.

808 (19) ~~(18)~~ RULES.—The State Board of Education shall adopt  
809 rules pursuant to ss. 120.536(1) and 120.54 to administer this  
810 section.

811 (20) ~~(19)~~ IMPLEMENTATION SCHEDULE FOR THE 2014-2015 SCHOOL  
812 YEAR.—Notwithstanding the provisions of this section related to

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813 notification and eligibility timelines, an ~~eligible nonprofit~~  
814 ~~scholarship-funding~~ organization may enroll parents on a rolling  
815 schedule on a first-come, first-served basis, within the amount  
816 of funds provided in the General Appropriations Act. This  
817 subsection is repealed July 1, 2015.

818 Section 2. Paragraph (j) of subsection (6) and paragraphs  
819 (a) and (b) of subsection (16) of section 1002.395, Florida  
820 Statutes, are amended to read:

821 1002.395 Florida Tax Credit Scholarship Program.—

822 (6) OBLIGATIONS OF ELIGIBLE NONPROFIT SCHOLARSHIP-FUNDING  
823 ORGANIZATIONS.—An eligible nonprofit scholarship-funding  
824 organization:

825 (j)1. May use up to 3 percent of eligible contributions  
826 received during the state fiscal year in which such  
827 contributions are collected for administrative expenses if the  
828 organization has operated as an eligible nonprofit scholarship-  
829 funding organization ~~under this section~~ for at least 3 ~~state~~  
830 fiscal years and did not have any ~~negative financial~~ findings of  
831 material weakness or material noncompliance in its most recent  
832 audit under paragraph (m). Such administrative expenses must be  
833 reasonable and necessary for the organization's management and  
834 distribution of eligible contributions under this section. No  
835 funds authorized under this subparagraph shall be used for  
836 lobbying or political activity or expenses related to lobbying  
837 or political activity. Up to one-third of the funds authorized  
838 for administrative expenses under this subparagraph may be used  
839 for expenses related to the recruitment of contributions from  
840 taxpayers. If an eligible nonprofit scholarship-funding  
841 organization charges an application fee for a scholarship, the

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842 application fee must be immediately refunded to the person that  
843 paid the fee if the student is not enrolled in a participating  
844 school within 12 months.

845 2. Must expend for annual or partial-year scholarships an  
846 amount equal to or greater than 75 percent of the net eligible  
847 contributions remaining after administrative expenses during the  
848 state fiscal year in which such contributions are collected. No  
849 more than 25 percent of such net eligible contributions may be  
850 carried forward to the following state fiscal year. All amounts  
851 carried forward, for audit purposes, must be specifically  
852 identified for particular students, by student name and the name  
853 of the school to which the student is admitted, subject to the  
854 requirements of ss. 1002.22 and 1002.221 and 20 U.S.C. s. 1232g,  
855 and the applicable rules and regulations issued pursuant  
856 thereto. Any amounts carried forward shall be expended for  
857 annual or partial-year scholarships in the following state  
858 fiscal year. Net eligible contributions remaining on June 30 of  
859 each year that are in excess of the 25 percent that may be  
860 carried forward shall be returned to the State Treasury for  
861 deposit in the General Revenue Fund.

862 3. Must, before granting a scholarship for an academic  
863 year, document each scholarship student's eligibility for that  
864 academic year. A scholarship-funding organization may not grant  
865 multiyear scholarships in one approval process.

866

867 Information and documentation provided to the Department of  
868 Education and the Auditor General relating to the identity of a  
869 taxpayer that provides an eligible contribution under this  
870 section shall remain confidential at all times in accordance

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871 with s. 213.053.

872 (16) NONPROFIT SCHOLARSHIP-FUNDING ORGANIZATIONS;  
873 APPLICATION.—In order to participate in the scholarship program  
874 created under this section, a charitable organization that seeks  
875 to be a nonprofit scholarship-funding organization must submit  
876 an application for initial approval or renewal to the Office of  
877 Independent Education and Parental Choice no later than  
878 September 1 of each year before the school year for which the  
879 organization intends to offer scholarships.

880 (a) An application for initial approval must include:

881 1. A copy of the organization's incorporation documents and  
882 registration with the Division of Corporations of the Department  
883 of State.

884 2. A copy of the organization's Internal Revenue Service  
885 determination letter as a s. 501(c)(3) not-for-profit  
886 organization.

887 3. A description of the organization's financial plan that  
888 demonstrates sufficient funds to operate throughout the school  
889 year.

890 4. A description of the geographic region that the  
891 organization intends to serve and an analysis of the demand and  
892 unmet need for eligible students in that area.

893 5. The organization's organizational chart.

894 6. A description of the criteria and methodology that the  
895 organization will use to evaluate scholarship eligibility.

896 7. A description of the application process, including  
897 deadlines and any associated fees.

898 8. A description of the deadlines for attendance  
899 verification and scholarship payments.

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900 9. A copy of the organization's policies on conflict of  
901 interest and whistleblowers.

902 10. A copy of a surety bond or letter of credit in an  
903 amount equal to 25 percent of the scholarship funds anticipated  
904 for each school year or \$100,000, whichever is greater,  
905 specifying that any claim against the bond or letter of credit  
906 may be made only by an eligible nonprofit scholarship-funding  
907 organization to provide scholarships to and on behalf of  
908 students who would have had scholarships funded but for the  
909 diversion of funds giving rise to the claim against the bond or  
910 letter of credit.

911 (b) In addition to the information required by  
912 subparagraphs (a)1.-9., an application for renewal must include:

913 1. A surety bond or letter of credit equal to the amount of  
914 undisbursed donations held by the organization based on the  
915 annual report submitted pursuant to paragraph (6) (m). The amount  
916 of the surety bond or letter of credit must be at least  
917 \$100,000, but not more than \$25 million, specifying that any  
918 claim against the bond or letter of credit may be made only by  
919 an eligible nonprofit scholarship-funding organization to  
920 provide scholarships to and on behalf of students who would have  
921 had scholarships funded but for the diversion of funds giving  
922 rise to the claim against the bond or letter of credit.

923 2. The organization's completed Internal Revenue Service  
924 Form 990 submitted no later than November 30 of the year before  
925 the school year that the organization intends to offer the  
926 scholarships, notwithstanding the September 1 application  
927 deadline.

928 3. A copy of the statutorily required audit to the



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929 Department of Education and Auditor General.

930 4. An annual report that includes:

931 a. The number of students who completed applications, by  
932 county and by grade.

933 b. The number of students who were approved for  
934 scholarships, by county and by grade.

935 c. The number of students who received funding for  
936 scholarships within each funding category, by county and by  
937 grade.

938 d. The amount of funds received, the amount of funds  
939 distributed in scholarships, and an accounting of remaining  
940 funds and the obligation of those funds.

941 e. A detailed accounting of how the organization spent the  
942 administrative funds allowable under paragraph (6) (j).

943 Section 3. Paragraph (z) is added to subsection (4) of  
944 section 1009.971, Florida Statutes, to read:

945 1009.971 Florida Prepaid College Board.—

946 (4) FLORIDA PREPAID COLLEGE BOARD; POWERS AND DUTIES.—The  
947 board shall have the powers and duties necessary or proper to  
948 carry out the provisions of ss. 1009.97-1009.984, including, but  
949 not limited to, the power and duty to:

950 (z) Adopt rules governing:

951 1. The purchase and use of a prepaid college plan  
952 authorized under s. 1009.98 or a college savings plan authorized  
953 under s. 1009.981 for the Florida Personal Learning Scholarship  
954 Accounts Program pursuant to ss. 1002.385, 1009.98, and  
955 1009.981.

956 2. The use of a prepaid college plan authorized under s.  
957 1009.98 or a college savings plan authorized under s. 1009.981

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958 for postsecondary education programs for students with  
959 disabilities.

960 Section 4. Subsection (11) is added to section 1009.98,  
961 Florida Statutes, to read:

962 1009.98 Stanley G. Tate Florida Prepaid College Program.—

963 (11) IMPLEMENTATION PROCEDURES.—

964 (a) Notwithstanding any other provision in this section, a  
965 prepaid college plan may be purchased, accounted for, used, and  
966 terminated as provided in s. 1002.385. By September 1, 2015, the  
967 board shall develop procedures, contracts, and any other  
968 required forms or documentation necessary to fully implement  
969 this subsection. The board shall enter into a contract with an  
970 organization pursuant to s. 1002.385 to enable the board to  
971 establish mechanisms to implement this subsection, including,  
972 but not limited to, identifying the source of funds being  
973 deposited into a prepaid college plan. A qualified beneficiary  
974 may not be changed while a prepaid college plan contains funds  
975 contributed from s. 1002.385.

976 (b) A qualified beneficiary may apply the benefits of an  
977 advance payment contract toward the program fees of a program  
978 designed for students with disabilities conducted by a state  
979 postsecondary institution. A transfer authorized under this  
980 subsection may not exceed the redemption value of the advance  
981 payment contract at a state postsecondary institution or the  
982 number of semester credit hours contracted on behalf of a  
983 qualified beneficiary.

984 Section 5. Subsection (10) is added to section 1009.981,  
985 Florida Statutes, to read:

986 1009.981 Florida College Savings Program.—

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987 (10) IMPLEMENTATION PROCEDURES.—

988 (a) Notwithstanding any other provision in this section, a  
989 college savings plan may be purchased, accounted for, used, and  
990 terminated as provided in s. 1002.385. By September 1, 2015, the  
991 board shall develop procedures, contracts, and any other  
992 required forms or documentation necessary to fully implement  
993 this subsection. The board shall enter into a contract with an  
994 organization pursuant to s. 1002.385 to enable the board to  
995 establish mechanisms to implement this subsection, including,  
996 but not limited to, identifying the source of funds being  
997 deposited into a college savings plan. A designated beneficiary  
998 may not be changed while a college savings plan contains funds  
999 contributed from s. 1002.385.

1000 (b) A designated beneficiary may apply the benefits of a  
1001 participation agreement toward the program fees of a program  
1002 designed for students with disabilities conducted by a state  
1003 postsecondary institution.

1004 Section 6. The Department of Education shall adopt rules to  
1005 implement s. 1002.385, Florida Statutes.

1006 (1) Such rules must be effective by August 1, 2015, and  
1007 must include, but need not be limited to:

1008 (a) Establishing procedures concerning the student,  
1009 organization, eligible private school, eligible postsecondary  
1010 educational institution, or other appropriate party to  
1011 participate in the program, including approval, suspension, and  
1012 termination of eligibility;

1013 (b) Establishing uniform forms for use by organizations for  
1014 parents and students;

1015 (c) Approving providers pertaining to the Florida K-20

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1016 Education Code;

1017 (d) Incorporating program participation in existing private  
1018 school scholarship program applications, including, but not  
1019 limited to, ensuring that the process for obtaining eligibility  
1020 under s. 1002.385, Florida Statutes, is as administratively  
1021 convenient as possible for a private school;

1022 (e) Establishing a matrix of services calculations and  
1023 timelines, so that the initial and revised matrix is completed  
1024 by a school district in time to be included in the completed  
1025 application;

1026 (f) Establishing a deadline for an organization to provide  
1027 annual notice of the ability for a parent to request an initial  
1028 or revised matrix of services, which must enable the initial or  
1029 revised matrix to be included in the completed application;

1030 (g) Establishing additional records, documents, or  
1031 materials a parent must collect and retain in the student's  
1032 portfolio;

1033 (h) Establishing preliminary timelines and procedures that  
1034 enable a parent to submit a completed application to the  
1035 organization, and for the organization to review and approve the  
1036 completed application; and

1037 (i) Defining terms, including, but not limited to, the  
1038 terms "participating student," "new student," "eligible  
1039 student," "award letter," "program funds," "associated  
1040 interest," "program payments," "program expenditures," "initial  
1041 program participation," "program renewal," "wait list," "timely  
1042 filed application," and "late-filed application."

1043 (2) Such rules should maximize flexibility and ease of  
1044 program use for the parent and student.

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1045

Section 7. This act shall take effect upon becoming a law.