

1 A bill to be entitled
2 An act relating to student discipline; creating s.
3 1006.01, F.S.; defining terms; amending s. 1006.07,
4 F.S.; revising the duties of the district school
5 boards relating to student discipline and school
6 safety; requiring school districts to adopt standards
7 for intervention, rather than a code of student
8 conduct, which standards include specified
9 requirements; requiring a school district to
10 meaningfully involve the community in creating and
11 applying certain policies; requiring a school district
12 to fund and support the implementation of school-based
13 restorative justice practices; requiring a school
14 district to hire staff members to improve the school
15 climate and safety; requiring a school district to
16 annually survey parents, students, and teachers
17 regarding school safety and discipline issues;
18 amending s. 1006.12, F.S.; revising the qualifications
19 of a school resource officer and a school safety
20 officer; authorizing a school resource officer and a
21 school safety officer to arrest a student only for
22 certain violations of law; requiring a school resource
23 officer and a school safety officer to immediately
24 notify the principal or the principal's designee if
25 the officer arrests a student in a school-related
26 incident; prohibiting an officer from arresting or

27 | referring a student to the criminal justice system or
28 | juvenile justice system for petty acts of misconduct;
29 | providing an exception; requiring written
30 | documentation of an arrest or referral to the criminal
31 | justice system or juvenile justice system; requiring
32 | each law enforcement agency that serves a school
33 | district to enter into a cooperative agreement with
34 | the district school board, ensure the training of
35 | school resource officers and school safety officers as
36 | specified, and develop minimum qualifications for the
37 | selection of such officers; amending s. 1006.13, F.S.;
38 | requiring each district school board to adopt a policy
39 | on referrals to the criminal justice system or the
40 | juvenile justice system, rather than a policy of zero-
41 | tolerance for crime and victimization; revising and
42 | providing requirements for a policy on referrals to
43 | the criminal justice system or the juvenile justice
44 | system; providing that a school's authority and
45 | discretion to use other disciplinary consequences and
46 | interventions is not limited by specified provisions;
47 | conforming terminology; requiring each district school
48 | board, in collaboration with students, educators,
49 | parents, and stakeholders, to enter into cooperative
50 | agreements with a county sheriff's office and a local
51 | police department for specified purposes; revising the
52 | requirements for these agreements; requiring each

53 school district to annually review the cost,
54 effectiveness, and necessity of its school safety
55 programs and to submit findings to the Department of
56 Education; requiring a school district to arrange and
57 pay for transportation for a student in certain
58 circumstances; requiring, rather than encouraging, a
59 school district to use alternatives to expulsion or
60 referral to a law enforcement agency unless the use of
61 such alternatives poses a threat to school safety;
62 requiring each school district to submit to the
63 department its policies and agreements by a specified
64 date each year; requiring the department to develop by
65 a specified date a model policy for referrals to the
66 criminal justice system or the juvenile justice
67 system; requiring the Commissioner of Education to
68 report by a specified date each year to the Governor
69 and the Legislature on the implementation of policies
70 on referrals to the criminal justice system or the
71 juvenile justice system; amending ss. 1002.20,
72 1002.23, 1002.33, 1003.02, 1003.32, 1003.53, 1003.57,
73 1006.09, 1006.10, 1006.147, 1006.15, 1007.271, and
74 1012.98, F.S.; conforming cross-references and
75 provisions to changes made by the act; providing an
76 effective date.

77
78 Be It Enacted by the Legislature of the State of Florida:

79
80 Section 1. Section 1006.01, Florida Statutes, is created
81 to read:

82 1006.01 Definitions.—As used in part I of this chapter,
83 the term:

84 (1) "Exclusionary consequence" means a consequence of a
85 student's serious breach of the standards for intervention, as
86 provided in s. 1006.07(2), which results in the student being
87 barred from attending school.

88 (2) "Exclusionary discipline" means a disciplinary,
89 punitive practice that removes a student from instruction time
90 in his or her regular classrooms and may include in-school
91 suspension during class time, out-of-school suspension, transfer
92 to an alternative school, or expulsion. Absences due to
93 exclusionary discipline are considered excused absences.

94 (3) "Restorative circle" means a common space where at
95 least one individual guides a discussion in which each
96 participant has an equal opportunity to speak and in which
97 participants take turns speaking about a topic and using a
98 talking piece, a physical object that is used to assist
99 communication between participants.

100 (4) "Restorative group conferencing" means an intervention
101 in which a facilitator leads the individuals who were involved
102 in an incident, whether they were harmed or caused the harm, as
103 well as their families or other supporters, in a face-to-face
104 process designed to address the harm, resolve any conflict, and

105 prevent recurrence of the harm based on the ideas of restorative
 106 justice practices and mutual accountability.

107 (5) "Restorative justice" means an intervening approach to
 108 justice which addresses root causes of harm that is a result of
 109 unjust behavior and which emphasizes repair of the harm and
 110 giving equal attention to accountability, growth, community
 111 safety, the harmed student's needs, and the student offender's
 112 needs.

113 Section 2. Section 1006.07, Florida Statutes, is amended
 114 to read:

115 1006.07 District school board duties relating to student
 116 discipline and school safety.—The district school board shall
 117 provide for the proper accounting for all students;7 for the
 118 attendance ~~and control~~ of students at school; for the creation
 119 of a safe and effective learning environment, regardless of the
 120 student's race, ethnicity, religion, disability, sexual
 121 orientation, or gender identity;7 and for the proper attention
 122 to health, safety, and other matters relating to the welfare of
 123 students, including the use of:

124 (1) INTERVENTIONS FOR AND DISCIPLINE CONTROL ~~CONTROL~~ OF STUDENTS.—
 125 Each school district shall:

126 (a) Adopt rules for the ~~control~~, discipline, in-school
 127 suspension, suspension, and expulsion of students and decide all
 128 cases recommended for expulsion. Suspension hearings are exempt
 129 ~~exempted from the provisions of~~ chapter 120. Expulsion hearings
 130 are ~~shall be~~ governed by ss. 120.569 and 120.57(2) and ~~are~~

131 exempt from s. 286.011. However, the student's parent must be
132 given notice of the provisions of s. 286.011 and may elect to
133 have the hearing held in compliance with that section. The
134 district school board may prohibit the use of corporal
135 punishment, if the district school board adopts or has adopted a
136 written program of alternative control or discipline. In order
137 to fulfill the paramount duty of this state to make adequate
138 provisions for the education of all children residing within its
139 borders in accordance with s. 1, Art. IX of the State
140 Constitution, the district school board shall make every effort
141 to reduce exclusionary discipline for minor misbehavior.

142 (b) Require each student at the time of initial
143 registration for school in the school district to note previous
144 school expulsions, arrests resulting in a charge, and juvenile
145 justice actions the student has had, and have the authority as
146 the district school board of a receiving school district to
147 honor the final order of expulsion or dismissal of a student by
148 any in-state or out-of-state public district school board or
149 private school, or lab school, for an act that ~~which~~ would have
150 been grounds for expulsion according to the receiving district
151 school board's standards for intervention ~~code of student~~
152 ~~conduct~~, in accordance with the following procedures:

153 1. A final order of expulsion shall be recorded in the
154 records of the receiving school district.

155 2. The expelled student applying for admission to the
156 receiving school district shall be advised of the final order of

157 | expulsion.

158 | 3. The district school superintendent of the receiving
159 | school district may recommend to the district school board that
160 | the final order of expulsion be waived and the student be
161 | admitted to the school district, or that the final order of
162 | expulsion be honored and the student not be admitted to the
163 | school district. If the student is admitted by the district
164 | school board, with or without the recommendation of the district
165 | school superintendent, the student may be placed in an
166 | appropriate educational program at the direction of the district
167 | school board.

168 | (2) STANDARDS FOR INTERVENTION ~~CODE OF STUDENT CONDUCT.~~-
169 | Each school district shall adopt clear standards for
170 | intervention, formerly known as a code of student conduct, which
171 | create a safe, supportive, and positive school climate and which
172 | address misbehavior with interventions and consequences aimed at
173 | understanding and addressing the causes of misbehavior,
174 | resolving conflicts, meeting students' needs, and keeping
175 | students in school and teaching them to respond in age-
176 | appropriate ways ~~a code of student conduct for elementary~~
177 | ~~schools and a code of student conduct for middle and high~~
178 | ~~schools and distribute the appropriate code to all teachers,~~
179 | ~~school personnel, students, and parents, at the beginning of~~
180 | ~~every school year.~~ The process for adopting standards for
181 | intervention must include meaningful involvement among parents,
182 | students, teachers, and the community. The standards for

183 intervention must be organized and written in language that is
184 understandable to students and parents and translated into all
185 languages represented by the students and their parents;
186 discussed at the beginning of every school year in student
187 classes, school advisory council meetings, and parent and
188 teacher association or organization meetings; made available at
189 the beginning of every school year in the student handbook or
190 similar publication distributed to all teachers, school
191 personnel, students, and parents; and posted on the school
192 district's website. The standards for intervention must ~~Each~~
193 ~~code shall be organized and written in language that is~~
194 ~~understandable to students and parents and shall be discussed at~~
195 ~~the beginning of every school year in student classes, school~~
196 ~~advisory council meetings, and parent and teacher association or~~
197 ~~organization meetings. Each code shall be based on the rules~~
198 ~~governing student conduct and discipline adopted by the district~~
199 ~~school board and shall be made available in the student handbook~~
200 ~~or similar publication. Each code shall include, but need is not~~
201 be limited to, the following:

202 (a) Consistent policies and specific grounds for
203 disciplinary action, including in-school suspension, out-of-
204 school suspension, interventions, supports, and any
205 disciplinary action that may be imposed for the possession or
206 use of alcohol on school property or while attending a school
207 function or for the illegal use, sale, or possession of
208 controlled substances as defined in chapter 893.

209 (b) Procedures to be followed for acts requiring
210 discipline, including corporal punishment.

211 (c) A discipline chart or matrix indicating that a student
212 is not subject to exclusionary discipline for unexcused
213 tardiness, lateness, absence, or truancy; for violation of the
214 school dress code or rules regarding school uniforms; or for
215 behavior infractions that do not endanger the physical safety of
216 other students or staff members, including, but not limited to,
217 insubordination, defiance, disobedience, disrespect, or minor
218 classroom disruptions. The discipline chart or matrix must also:

219 1. Provide guidance on appropriate interventions and
220 consequences to be applied to behaviors or behavior categories
221 as provided in subparagraph 2. The school district may define
222 specific interventions and provide a list of interventions that
223 must be used and documented before exclusionary discipline is
224 considered unless a behavior poses a serious threat to school
225 safety. The interventions may include, but are not limited to:

226 a. Having a private conversation with the student about
227 his or her behavior and underlying issues that may have
228 precipitated the behavior.

229 b. Providing an opportunity for the student's anger, fear,
230 or anxiety to subside.

231 c. Providing restorative justice practices using a
232 schoolwide approach of informal and formal techniques to foster
233 a sense of school community and to manage conflict by repairing
234 harm and restoring positive relationships.

235 d. Providing reflective activities, such as requiring the
236 student to write an essay about his or her behavior.

237 e. Participating in skill building and conflict resolution
238 activities, such as social-emotional cognitive skill building,
239 restorative circles, and restorative group conferencing.

240 f. Revoking student privileges.

241 g. Referring a student to a school counselor or social
242 worker.

243 h. Speaking to a student's parent.

244 i. Referring a student to intervention outside the school
245 setting.

246 j. Ordering in-school detention or in-school suspension
247 during lunch, after school, or on the weekends.

248 2. Outlining specific behaviors or behavior categories.
249 Each behavior or behavior category must include clear maximum
250 consequences to prevent inappropriate exclusionary consequences
251 for minor misbehavior and petty acts of misconduct and set clear
252 requirements that must be satisfied before the school imposes
253 exclusionary discipline. The chart or matrix must show that
254 exclusionary discipline is a last resort to be used only in
255 cases of serious misconduct when in-school interventions and
256 consequences that do not lead to exclusionary consequences are
257 insufficient. The following behaviors, which must be accompanied
258 by appropriate intervention services, such as substance abuse
259 counseling, anger management counseling, or restorative justice
260 practices, may result in exclusionary discipline and in

- 261 notification of a law enforcement agency if the behavior is a
 262 felony or a serious threat to school safety:
- 263 a. Illegal sale of a controlled substance, as defined in
 264 chapter 893, by a student on school property or in attendance at
 265 a school function.
- 266 b. Violation of the district school board's sexual
 267 harassment policy.
- 268 c. Possession, display, transmission, use, or sale of a
 269 firearm or weapon, as defined in s. 790.001 or 18 U.S.C. s. 921,
 270 or an object that is used as, or is intended to function as, a
 271 weapon, while on school property or in attendance at a school
 272 function.
- 273 d. Making a threat or intimidation using any pointed or
 274 sharp object or the use of any substance or object as a weapon
 275 with the threat or intent to inflict bodily harm.
- 276 e. Making a threat or a false report, as provided in ss.
 277 790.162 and 790.163, respectively.
- 278 f. Homicide.
- 279 g. Sexual battery.
- 280 h. Armed robbery.
- 281 i. Aggravated battery.
- 282 j. Battery or aggravated battery on a teacher, other
 283 school personnel, or district school board personnel.
- 284 k. Kidnapping.
- 285 l. Arson.
- 286 (d) A glossary of clearly defined terms and behaviors.

287 (e) An explanation of the responsibilities, dignity, and
288 rights of and respect for students, including, but not limited
289 to, a student's right not to be discriminated against based on
290 race, ethnicity, religion, disability, sexual orientation, or
291 gender identity; a student's right to participate in student
292 publications, school programs, and school activities; and a
293 student's right to exercise free speech, to assemble, and to
294 maintain privacy.

295 (f) An explanation of the school's dress code or rules
296 regarding school uniforms and notice that students have the
297 right to dress in accordance with their stated gender within the
298 constraints of the school's dress code.

299 (g) Notice that violation of transportation policies of a
300 district school board by a student, including disruptive
301 behavior on a school bus or at a school bus stop, is grounds for
302 disciplinary action by the school.

303 (h) Notice that a student who is determined to have
304 brought a weapon or firearm, as defined in s. 790.001 or 18
305 U.S.C. s. 921, to school, to a school function, or onto school-
306 sponsored transportation, or to have possessed a weapon or
307 firearm at school, will be expelled from the student's regular
308 school for at least 1 full year and referred to the criminal
309 justice system or juvenile justice system; and notice that a
310 district school superintendent may consider the requirement of
311 1-year expulsion on a case-by-case basis and may request the
312 district school board to modify the requirement by assigning the

313 student to a disciplinary program or second chance school if:

314 1. The request for modification is in writing; and

315 2. The modification is determined to be in the best
316 interest of the student and the school district.

317 (i) Notice that a student who is determined to have made a
318 threat or false report, as provided in ss. 790.162 and 790.163,
319 respectively, involving the school's or school personnel's
320 property, school transportation, or a school-sponsored activity
321 may be expelled from the student's regular school for at least 1
322 full year, with continuing educational services, and referred to
323 the criminal justice system or juvenile justice system. A
324 district school superintendent may consider the requirement of a
325 1-year expulsion on a case-by-case basis and may request the
326 district school board to modify the requirement by assigning the
327 student to a disciplinary program or second chance school if:

328 1. The request for modification is in writing; and

329 2. The modification is determined to be in the best
330 interest of the student and the school district.

331 (j) A clear and complete explanation of due process rights
332 afforded to a student, including a student with a disability,
333 and the types of exclusionary discipline to which a student may
334 be subjected.

335 ~~(c) An explanation of the responsibilities and rights of~~
336 ~~students with regard to attendance, respect for persons and~~
337 ~~property, knowledge and observation of rules of conduct, the~~
338 ~~right to learn, free speech and student publications, assembly,~~

339 ~~privacy, and participation in school programs and activities.~~

340 ~~(d)1. An explanation of the responsibilities of each~~
341 ~~student with regard to appropriate dress, respect for self and~~
342 ~~others, and the role that appropriate dress and respect for self~~
343 ~~and others has on an orderly learning environment. Each district~~
344 ~~school board shall adopt a dress code policy that prohibits a~~
345 ~~student, while on the grounds of a public school during the~~
346 ~~regular school day, from wearing clothing that exposes underwear~~
347 ~~or body parts in an indecent or vulgar manner or that disrupts~~
348 ~~the orderly learning environment.~~

349 ~~2. Any student who violates the dress policy described in~~
350 ~~subparagraph 1. is subject to the following disciplinary~~
351 ~~actions:~~

352 ~~a. For a first offense, a student shall be given a verbal~~
353 ~~warning and the school principal shall call the student's parent~~
354 ~~or guardian.~~

355 ~~b. For a second offense, the student is ineligible to~~
356 ~~participate in any extracurricular activity for a period of time~~
357 ~~not to exceed 5 days and the school principal shall meet with~~
358 ~~the student's parent or guardian.~~

359 ~~e. For a third or subsequent offense, a student shall~~
360 ~~receive an in-school suspension pursuant to s. 1003.01(5) for a~~
361 ~~period not to exceed 3 days, the student is ineligible to~~
362 ~~participate in any extracurricular activity for a period not to~~
363 ~~exceed 30 days, and the school principal shall call the~~
364 ~~student's parent or guardian and send the parent or guardian a~~

365 ~~written letter regarding the student's in-school suspension and~~
366 ~~ineligibility to participate in extracurricular activities.~~

367 ~~(e) Notice that illegal use, possession, or sale of~~
368 ~~controlled substances, as defined in chapter 893, by any student~~
369 ~~while the student is upon school property or in attendance at a~~
370 ~~school function is grounds for disciplinary action by the school~~
371 ~~and may also result in criminal penalties being imposed.~~

372 ~~(f) Notice that use of a wireless communications device~~
373 ~~includes the possibility of the imposition of disciplinary~~
374 ~~action by the school or criminal penalties if the device is used~~
375 ~~in a criminal act. A student may possess a wireless~~
376 ~~communications device while the student is on school property or~~
377 ~~in attendance at a school function. Each district school board~~
378 ~~shall adopt rules governing the use of a wireless communications~~
379 ~~device by a student while the student is on school property or~~
380 ~~in attendance at a school function.~~

381 ~~(g) Notice that the possession of a firearm or weapon as~~
382 ~~defined in chapter 790 by any student while the student is on~~
383 ~~school property or in attendance at a school function is grounds~~
384 ~~for disciplinary action and may also result in criminal~~
385 ~~prosecution. Simulating a firearm or weapon while playing or~~
386 ~~wearing clothing or accessories that depict a firearm or weapon~~
387 ~~or express an opinion regarding a right guaranteed by the Second~~
388 ~~Amendment to the United States Constitution is not grounds for~~
389 ~~disciplinary action or referral to the criminal justice or~~
390 ~~juvenile justice system under this section or s. 1006.13.~~

391 ~~Simulating a firearm or weapon while playing includes, but is~~
392 ~~not limited to:~~

393 ~~1. Brandishing a partially consumed pastry or other food~~
394 ~~item to simulate a firearm or weapon.~~

395 ~~2. Possessing a toy firearm or weapon that is 2 inches or~~
396 ~~less in overall length.~~

397 ~~3. Possessing a toy firearm or weapon made of plastic~~
398 ~~snap-together building blocks.~~

399 ~~4. Using a finger or hand to simulate a firearm or weapon.~~

400 ~~5. Vocalizing an imaginary firearm or weapon.~~

401 ~~6. Drawing a picture, or possessing an image, of a firearm~~
402 ~~or weapon.~~

403 ~~7. Using a pencil, pen, or other writing or drawing~~
404 ~~utensil to simulate a firearm or weapon.~~

405

406 ~~However, a student may be subject to disciplinary action if~~
407 ~~simulating a firearm or weapon while playing substantially~~
408 ~~disrupts student learning, causes bodily harm to another person,~~
409 ~~or places another person in reasonable fear of bodily harm. The~~
410 ~~severity of consequences imposed upon a student, including~~
411 ~~referral to the criminal justice or juvenile justice system,~~
412 ~~must be proportionate to the severity of the infraction and~~
413 ~~consistent with district school board policies for similar~~
414 ~~infractions. If a student is disciplined for such conduct, the~~
415 ~~school principal or his or her designee must call the student's~~
416 ~~parent. Disciplinary action resulting from a student's clothing~~

417 ~~or accessories shall be determined pursuant to paragraph (d)~~
418 ~~unless the wearing of the clothing or accessory causes a~~
419 ~~substantial disruption to student learning, in which case the~~
420 ~~infraction may be addressed in a manner that is consistent with~~
421 ~~district school board policies for similar infractions. This~~
422 ~~paragraph does not prohibit a public school from adopting a~~
423 ~~school uniform policy.~~

424 ~~(h) Notice that violence against any district school board~~
425 ~~personnel by a student is grounds for in-school suspension, out-~~
426 ~~of-school suspension, expulsion, or imposition of other~~
427 ~~disciplinary action by the school and may also result in~~
428 ~~criminal penalties being imposed.~~

429 ~~(i) Notice that violation of district school board~~
430 ~~transportation policies, including disruptive behavior on a~~
431 ~~school bus or at a school bus stop, by a student is grounds for~~
432 ~~suspension of the student's privilege of riding on a school bus~~
433 ~~and may be grounds for disciplinary action by the school and may~~
434 ~~also result in criminal penalties being imposed.~~

435 ~~(j) Notice that violation of the district school board's~~
436 ~~sexual harassment policy by a student is grounds for in-school~~
437 ~~suspension, out-of-school suspension, expulsion, or imposition~~
438 ~~of other disciplinary action by the school and may also result~~
439 ~~in criminal penalties being imposed.~~

440 ~~(k) Policies to be followed for the assignment of violent~~
441 ~~or disruptive students to an alternative educational program.~~

442 ~~(l) Notice that any student who is determined to have~~

443 ~~brought a firearm or weapon, as defined in chapter 790, to~~
444 ~~school, to any school function, or onto any school-sponsored~~
445 ~~transportation, or to have possessed a firearm at school, will~~
446 ~~be expelled, with or without continuing educational services,~~
447 ~~from the student's regular school for a period of not less than~~
448 ~~1 full year and referred to the criminal justice or juvenile~~
449 ~~justice system. District school boards may assign the student to~~
450 ~~a disciplinary program or second chance school for the purpose~~
451 ~~of continuing educational services during the period of~~
452 ~~expulsion. District school superintendents may consider the 1-~~
453 ~~year expulsion requirement on a case-by-case basis and request~~
454 ~~the district school board to modify the requirement by assigning~~
455 ~~the student to a disciplinary program or second chance school if~~
456 ~~the request for modification is in writing and it is determined~~
457 ~~to be in the best interest of the student and the school system.~~

458 ~~(m) Notice that any student who is determined to have made~~
459 ~~a threat or false report, as defined by ss. 790.162 and 790.163,~~
460 ~~respectively, involving school or school personnel's property,~~
461 ~~school transportation, or a school-sponsored activity will be~~
462 ~~expelled, with or without continuing educational services, from~~
463 ~~the student's regular school for a period of not less than 1~~
464 ~~full year and referred for criminal prosecution. District school~~
465 ~~boards may assign the student to a disciplinary program or~~
466 ~~second chance school for the purpose of continuing educational~~
467 ~~services during the period of expulsion. District school~~
468 ~~superintendents may consider the 1-year expulsion requirement on~~

469 ~~a case-by-case basis and request the district school board to~~
470 ~~modify the requirement by assigning the student to a~~
471 ~~disciplinary program or second chance school if it is determined~~
472 ~~to be in the best interest of the student and the school system.~~

473 (3) COMMUNITY INVOLVEMENT IN POLICY CREATION ~~STUDENT CRIME~~
474 ~~WATCH PROGRAM.~~ Each school district shall ensure the meaningful
475 involvement of parents, students, teachers, and the community in
476 creating and applying policies regarding student discipline and
477 school safety ~~By resolution of the district school board,~~
478 ~~implement a student crime watch program to promote~~
479 ~~responsibility among students and to assist in the control of~~
480 ~~criminal behavior within the schools.~~

481 (4) EMERGENCY DRILLS AND; ~~EMERGENCY PROCEDURES.~~ Each
482 school district shall:

483 (a) Formulate and prescribe policies and procedures for
484 emergency drills and for actual emergencies, including, but not
485 limited to, fires, natural disasters, and bomb threats, for all
486 the public schools of the district which comprise grades K-12.
487 District school board policies must ~~shall~~ include commonly used
488 alarm system responses for specific types of emergencies and
489 verification by each school that drills have been provided as
490 required by law and fire protection codes. The emergency
491 response agency that is responsible for notifying the school
492 district for each type of emergency must be listed in the
493 district's emergency response policy.

494 (b) Establish model emergency management and emergency

495 preparedness procedures, including emergency notification
 496 procedures pursuant to paragraph (a), for the following life-
 497 threatening emergencies:

- 498 1. Weapon-use and hostage situations.
- 499 2. Hazardous materials or toxic chemical spills.
- 500 3. Weather emergencies, including hurricanes, tornadoes,
 501 and severe storms.
- 502 4. Exposure as a result of a manmade emergency.

503 (5) EDUCATIONAL SERVICES IN DETENTION FACILITIES.—Each
 504 school district shall offer educational services to minors who
 505 have not graduated from high school and eligible students with
 506 disabilities under the age of 22 who have not graduated with a
 507 standard diploma or its equivalent who are detained in a county
 508 or municipal detention facility as defined in s. 951.23. These
 509 educational services must ~~shall~~ be based upon the estimated
 510 length of time the student will be in the facility and the
 511 student's current level of functioning. A county sheriff or
 512 chief correctional officer, or his or her designee, shall notify
 513 the district school superintendent, superintendents or his or
 514 her designee when ~~their designees shall be notified by the~~
 515 ~~county sheriff or chief correctional officer, or his or her~~
 516 ~~designee, upon the assignment of~~ a student under the age of 21
 517 is assigned to the facility. A ~~cooperative agreement with the~~
 518 district school board and applicable law enforcement units shall
 519 develop a cooperative agreement ~~be developed~~ to address the
 520 notification requirement and the provision of educational

521 services to such ~~these~~ students.

522 (6) SAFETY AND SECURITY BEST PRACTICES.—Each school
523 district shall use the Safety and Security Best Practices
524 developed by the Office of Program Policy Analysis and
525 Government Accountability to conduct a self-assessment of the
526 school districts' current safety and security practices. Based
527 on these self-assessment findings, the district school
528 superintendent shall provide recommendations to the district
529 school board which identify strategies and activities that the
530 district school board should implement in order to improve
531 school safety and security. ~~Annually~~ Each district school board
532 must annually receive the self-assessment results at a publicly
533 noticed district school board meeting to provide the public an
534 opportunity to hear the district school board members discuss
535 and take action on the report findings. Each district school
536 superintendent shall report the self-assessment results and
537 school board action to the commissioner within 30 days after the
538 district school board meeting.

539 (7) RESTORATIVE JUSTICE PRACTICES.—Each school district
540 shall provide funding for, train school staff members on, and
541 support the implementation of school-based restorative justice
542 practices. Schools shall use these practices to foster a sense
543 of school community and to resolve conflict by encouraging the
544 reporting of harm and by restoring positive relationships. There
545 are various ways to use these practices in the schools and in
546 the juvenile justice system where students and educators work

547 together to set academic goals, develop core values for the
548 classroom, and resolve conflicts. Many types of restorative
549 justice practices, such as restorative circles, may be used to
550 promote a positive learning environment and to confront issues
551 as they arise. Some common restorative circles that schools use
552 for discipline may include, but need not be limited to:

553 (a) Discipline circles that address the harm that
554 occurred, repair the harm, and develop solutions to prevent
555 recurrence of the harm among the parties involved.

556 (b) Proactive behavior management circles that use role
557 play to develop positive behavioral models for students.

558 (8) SUPPORT STAFF.—Each school district shall provide
559 funding to hire staff members to improve school climate and
560 safety, such as social workers, counselors, and restorative
561 justice coordinators, at the nationally recommended ratio of 250
562 students to 1 counselor in order to reduce dependency on school
563 safety officers, school resource officers, and other school
564 resources.

565 (9) SURVEYS.—Each school district shall annually survey
566 parents, students, and teachers regarding school safety and
567 disciplinary issues.

568 Section 3. Section 1006.12, Florida Statutes, is amended
569 to read:

570 1006.12 School resource officers and school safety
571 officers.—

572 (1) A district school board ~~boards~~ may establish a school

573 resource officer program ~~programs~~, through a cooperative
574 agreement with a law enforcement agency ~~agencies~~ or in
575 accordance with subsection (2).

576 (a) Each school resource officer must ~~officers shall~~ be a
577 certified law enforcement officer ~~officers~~, as defined in s.
578 943.10(1), and have been ~~who are~~ employed for at least 2 years
579 by a law enforcement agency as defined in s. 943.10(4). The
580 powers and duties of a law enforcement officer ~~shall~~ continue
581 throughout the employee's tenure as a school resource officer.

582 (b) A school resource officer ~~officers~~ shall abide by
583 district school board policies and ~~shall~~ consult with and
584 coordinate activities through the school principal, but is ~~shall~~
585 ~~be~~ responsible to the law enforcement agency in all matters
586 relating to employment, subject to agreements between the a
587 district school board and the a law enforcement agency. A school
588 resource officer's activities that ~~conducted by the school~~
589 ~~resource officer which~~ are part of the regular instructional
590 program of the school are ~~shall be~~ under the direction of the
591 school principal.

592 (c) A school resource officer may arrest a student only
593 for a violation of law which constitutes a serious threat to
594 school safety and only after consultation with the school
595 principal or the principal's designee, documented attempts at
596 intervention or in-school consequences, and pursuant to the
597 standards for intervention and the cooperative agreement as
598 described in ss. 1006.07 and 1006.13, respectively. If a school

599 resource officer arrests a student in a school-related incident,
 600 the officer shall immediately notify the principal or the
 601 principal's designee. A school resource officer may not arrest
 602 or otherwise refer a student to the criminal justice system or
 603 the juvenile justice system for a petty act of misconduct unless
 604 it is determined that the failure to do so would endanger the
 605 physical safety of other students or staff at the school. Such
 606 determination must be documented in a written report to the
 607 principal or the principal's designee which includes a
 608 description of the behavior at issue and an explanation of why
 609 an arrest or referral was necessary.

610 (2) (a) Each school safety officer must ~~officers shall~~ be a
 611 law enforcement officer ~~officers~~, as defined in s. 943.10(1),
 612 certified under ~~the provisions of~~ chapter 943 and have been
 613 employed for at least 2 years by ~~either~~ a law enforcement agency
 614 or ~~by~~ the district school board. If the officer is employed by
 615 the district school board, the district school board is the
 616 employing agency for purposes of chapter 943, and must comply
 617 with ~~the provisions of~~ that chapter.

618 (b) A district school board may commission one or more
 619 school safety officers for the protection and safety of school
 620 personnel, property, and students within the school district.
 621 The district school superintendent may recommend and the
 622 district school board may appoint one or more school safety
 623 officers.

624 (c) A school safety officer may ~~has and shall exercise the~~

625 ~~power to~~ make arrests for violations of law on district school
626 board property and ~~to~~ arrest persons, whether on or off such
627 property, who violate any law on such property under the same
628 conditions that deputy sheriffs are authorized to make arrests.
629 A school safety officer may arrest a student only for a
630 violation of law which constitutes a serious threat to school
631 safety and only after consultation with the school principal or
632 the principal's designee, documented attempts at intervention or
633 in-school consequences, and pursuant to the standards for
634 intervention and the cooperative agreement as described in ss.
635 1006.07 and 1006.13, respectively. If a school safety officer
636 arrests a student in a school-related incident, the officer
637 shall immediately notify the principal or the principal's
638 designee. A school safety officer may not arrest or otherwise
639 refer a student to the criminal justice system or the juvenile
640 justice system for a petty act of misconduct unless it is
641 determined that the failure to do so would endanger the physical
642 safety of other students or staff at the school. Such
643 determination must be documented in a written report to the
644 principal or the principal's designee which includes a
645 description of the behavior at issue and an explanation of why
646 an arrest or referral was necessary ~~A school safety officer has~~
647 ~~the authority to carry weapons when performing his or her~~
648 ~~official duties.~~

649 (d) A district school board may enter into mutual aid
650 agreements with one or more law enforcement agencies as provided

651 in chapter 23. A school safety officer's salary may be paid
652 jointly by the district school board and the law enforcement
653 agency, as mutually agreed to.

654 (3) Each law enforcement agency serving a school district
655 shall do all of the following:

656 (a) Enter into a cooperative agreement with the district
657 school board pursuant to s. 1006.13.

658 (b) Ensure that each school resource officer and school
659 safety officer is trained to use appropriate and positive
660 interactions with students in different stages of mental,
661 emotional, and physical development and to implement the range
662 of interventions and school-based consequences that should be
663 used to avoid an arrest. Training must include, but is not
664 limited to, the following:

- 665 1. Child and adolescent development and psychology;
666 2. Teaching students to respond in age-appropriate ways;
667 3. Cultural differences and unconscious bias;
668 4. Restorative justice practices;
669 5. Rights of students with disabilities and appropriate
670 responses to their behaviors;
671 6. Practices that improve the school climate; and
672 7. The creation of safe environments for lesbian, gay,
673 bisexual, and transgender students.

674 (c) Establish the following minimum qualifications for the
675 selection of school resource officers and school safety
676 officers:

- 677 1. Proficiency in verbal, written, and interpersonal
- 678 skills that include public speaking;
- 679 2. Knowledge and experience in matters involving cultural
- 680 diversity and sensitivity;
- 681 3. Training in best practices for working with students as
- 682 specified in paragraph (b);
- 683 4. Commitment to serving as a positive role model for
- 684 students;
- 685 5. Passion for and desire to interact positively with
- 686 students; and
- 687 6. An employment record with no history of excessive force
- 688 or racial bias.

689 Section 4. Section 1006.13, Florida Statutes, is amended
 690 to read:

691 1006.13 Policy on referrals to the criminal justice system
 692 or the juvenile justice system ~~of zero tolerance for crime and~~
 693 ~~victimization.-~~

694 (1) It is the intent of the Legislature to promote a safe
 695 and supportive learning environment in schools, to protect
 696 students and staff from conduct that poses a serious threat to
 697 school safety, and to encourage schools to use alternatives to
 698 expulsion or referral to law enforcement agencies by addressing
 699 disruptive behavior through restitution, civil citation, teen
 700 court, neighborhood restorative justice, or similar programs.
 701 The Legislature finds that referrals to the criminal justice
 702 system or the juvenile justice system ~~zero-tolerance policies~~

703 are not intended to be rigorously applied to petty acts of
704 misconduct and misdemeanors, including, but not limited to,
705 minor fights or disturbances. The Legislature finds that ~~zero-~~
706 ~~tolerance policies~~ on referrals to the criminal justice system
707 or the juvenile justice system must apply equally to all
708 students regardless of their economic status, race, or
709 disability.

710 (2) Each district school board shall adopt a policy on
711 referrals to the criminal justice system or the juvenile justice
712 system which ~~of zero tolerance that~~:

713 (a) Clearly limits the role of law enforcement
714 intervention to serious threats to school safety and delineates
715 clear roles in which school principals and their designees,
716 under the constraints of the standards for intervention as
717 described in s. 1006.07 and other district policies, are the
718 final decision makers on disciplinary consequences, including
719 referrals to law enforcement agencies.

720 (b) Defines criteria for reporting to a law enforcement
721 agency any act that occurs whenever or wherever students are
722 within the jurisdiction of the district school board and that
723 poses a serious threat to school safety. An act that does not
724 pose a serious threat to school safety must be handled within
725 the school's disciplinary system.

726 (c) ~~(b)~~ Defines acts that pose a serious threat to school
727 safety, including, but not limited to, those acts or behaviors
728 specified in s. 1006.07(2)(c)2.

729 (d)~~(e)~~ Defines petty acts of misconduct, including, but
730 not limited to, behavior that could amount to the misdemeanor
731 criminal charge of disorderly conduct, disturbing a school
732 function, loitering, simple assault or battery, affray, theft of
733 less than \$300, trespassing, vandalism of less than \$1,000,
734 criminal mischief, and other behavior that does not pose a
735 serious threat to school safety.

736 (e) Specifies that students may not be arrested or
737 otherwise referred to the criminal justice system or the
738 juvenile justice system for petty acts of misconduct unless it
739 is determined that the failure to do so would endanger the
740 physical safety of other students or staff at the school. Such
741 determination must be documented in a written report that
742 includes a description of the behavior at issue and an
743 explanation of why an arrest or referral was necessary.

744 (f)~~(d)~~ Minimizes the victimization of students, staff, or
745 volunteers, including taking all steps necessary to protect the
746 victim of any violent crime from any further victimization.

747 (g)~~(e)~~ Establishes a procedure that provides each student
748 with the opportunity for a review of the disciplinary action
749 imposed pursuant to s. 1006.07.

750 (h) Establishes data-sharing protocols so that each school
751 district receives, at least twice a year, a report on the number
752 of school-based arrests of students. All data must be
753 disaggregated by race, ethnicity, gender, school, offense, and
754 the name of the law enforcement officer involved and match the

755 school district's records on grade, disability, and status as a
 756 limited English proficient student.

757 (3) This section does not limit a school's authority and
 758 discretion under law to use other disciplinary consequences and
 759 interventions as appropriate to address school-based incidents.

760 (4)-(3) The policy on referrals to the criminal justice
 761 system or the juvenile justice system ~~Zero-tolerance policies~~
 762 must require a student who is ~~students~~ found to have committed
 763 one of the following offenses to be expelled, with or without
 764 continuing educational services, from the student's regular
 765 school for a period of not less than 1 full year, and to be
 766 referred to the criminal justice system or juvenile justice
 767 system:-

768 (a) Bringing a firearm or weapon, as defined in s. 790.001
 769 or 18 U.S.C. s. 921 chapter 790, to school, to any school
 770 function, or onto any school-sponsored transportation or
 771 possessing a firearm at school.

772 (b) Making a threat or false report, as provided in
 773 ~~defined by~~ ss. 790.162 and 790.163, respectively, involving
 774 school or school personnel's property, school transportation, or
 775 a school-sponsored activity.

776
 777 A district school board ~~boards~~ may assign the student to a
 778 disciplinary program for the purpose of continuing educational
 779 services during the period of expulsion. A district school
 780 superintendent ~~superintendents~~ may consider the 1-year expulsion

781 requirement on a case-by-case basis and request the district
782 school board to modify the requirement by assigning the student
783 to a disciplinary program or second chance school if the request
784 for modification is in writing and it is determined to be in the
785 best interest of the student and the school system. If a student
786 committing any of the offenses in this subsection is a student
787 who has a disability, the district school board shall comply
788 with applicable State Board of Education rules.

789 (5)(4)(a) Each district school board, in collaboration
790 with students, educators, parents, and stakeholders, shall enter
791 into cooperative agreements with the county sheriff's office and
792 local police department specifying guidelines for ensuring that
793 acts that pose a serious threat to school safety, whether
794 committed by a student or adult, are reported to a law
795 enforcement agency. Such agreements must:

796 (a)(b) ~~The agreements must~~ Include the role of school
797 safety officers and school resource officers, ~~if applicable,~~ in
798 handling reported incidents that pose a serious threat to school
799 safety and, circumstances in which school officials may handle
800 incidents without filing a report with a law enforcement agency,
801 ~~and a procedure for ensuring that school personnel properly~~
802 ~~report appropriate delinquent acts and crimes.~~

803 (b)(c) Clarify that ~~Zero-tolerance policies do not require~~
804 ~~the reporting of~~ petty acts of misconduct and misdemeanors may
805 not be reported to a law enforcement agency, including, but not
806 limited to, disorderly conduct, disturbing ~~disrupting~~ a school

807 function, loitering, simple assault or battery, affray, theft of
808 less than \$300, trespassing, ~~and~~ vandalism of less than \$1,000,
809 criminal mischief, and other misdemeanors that do not pose a
810 serious threat to school safety.

811 (c) ~~(d)~~ Clarify the role of the school principal in
812 ensuring ~~shall ensure~~ that all school personnel are properly
813 informed of ~~as to~~ their responsibilities regarding crime
814 reporting, that appropriate delinquent acts and crimes are
815 properly reported, and that actions taken in cases with special
816 circumstances are properly taken and documented.

817 (d) Specify training for each school resource officer and
818 school safety officer on school grounds to foster appropriate
819 and positive interactions with students in different stages of
820 mental, emotional, and physical development and to implement the
821 range of interventions and school-based consequences that should
822 be used to avoid an arrest. Training must include, but is not
823 limited to, the following:

- 824 1. Child and adolescent development and psychology;
- 825 2. Teaching students to respond in age-appropriate ways;
- 826 3. Cultural differences and unconscious bias;
- 827 4. Restorative justice practices;
- 828 5. Rights of students with disabilities and appropriate
829 responses to their behaviors;
- 830 6. Practices that improve the school climate; and
- 831 7. The creation of safe environments for lesbian, gay,
832 bisexual, and transgender students.

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833 (e) Include clear guidelines for selecting school resource
834 officers and school safety officers, who must meet the following
835 minimum qualifications:

836 1. Proficiency in verbal, written, and interpersonal
837 skills that include public speaking;

838 2. Knowledge and experience in matters involving cultural
839 diversity and sensitivity;

840 3. Training in best practices for working with students as
841 specified in paragraph (d);

842 4. Commitment to serving as a positive role model for
843 students;

844 5. Passion for and desire to interact positively with
845 students; and

846 6. An employment record with no history of excessive
847 force or racial bias.

848 (f) Require a school district to annually review the cost
849 and effectiveness of its school safety programs, including the
850 use of school safety officers, school resource officers, and
851 other security measures, to report its findings to the
852 Department of Education by August 1 of each school year, and to
853 use these findings to reevaluate and improve school safety
854 programs.

855 (6)~~(5)~~ Notwithstanding any other provision of law, each
856 district school board shall adopt rules providing that a any
857 student found to have committed an ~~any~~ offense in s. 784.081(1),
858 (2), or (3) shall be expelled or placed in an alternative school

859 setting or other program, as appropriate. Upon being charged
 860 with the offense, and pending disposition, the student shall be
 861 removed from the classroom immediately and placed in an
 862 alternative school setting ~~pending disposition~~.

863 (7) (a) ~~(6) (a)~~ Notwithstanding any provision of law
 864 prohibiting the disclosure of the identity of a minor, if a
 865 ~~whenever any~~ student who is attending a public school is
 866 adjudicated guilty of or delinquent for, or is found to have
 867 committed, regardless of whether adjudication is withheld, or
 868 pleads guilty or nolo contendere to, a felony violation of:

- 869 1. Chapter 782, relating to homicide;
- 870 2. Chapter 784, relating to assault, battery, and culpable
871 negligence;
- 872 3. Chapter 787, relating to kidnapping, false
873 imprisonment, luring or enticing a child, and custody offenses;
- 874 4. Chapter 794, relating to sexual battery;
- 875 5. Chapter 800, relating to lewdness and indecent
876 exposure;
- 877 6. Chapter 827, relating to abuse of children;
- 878 7. Section 812.13, relating to robbery;
- 879 8. Section 812.131, relating to robbery by sudden
880 snatching;
- 881 9. Section 812.133, relating to carjacking; or
- 882 10. Section 812.135, relating to home-invasion robbery,

883
 884 and, before or at the time of such adjudication, withholding of

885 adjudication, or plea, the student ~~offender~~ was attending a
886 school attended by the victim or a sibling of the victim of the
887 offense, the Department of Juvenile Justice shall notify the
888 appropriate district school board of the adjudication or plea,
889 the requirements of ~~in~~ this paragraph, and whether the student
890 ~~offender~~ is prohibited from attending that school or riding on a
891 school bus if ~~whenever~~ the victim or a sibling of the victim is
892 attending the same school or riding on the same school bus,
893 except as provided pursuant to a written disposition order under
894 s. 985.455(2). Upon receipt of such notice, the district school
895 board shall take appropriate action to effectuate the provisions
896 in paragraph (b).

897 (b) Each district school board shall adopt a cooperative
898 agreement with the Department of Juvenile Justice which
899 establishes guidelines for ensuring that a ~~any~~ no contact order
900 entered by a court is reported and enforced and that all of the
901 necessary steps are taken to protect the victim ~~of the offense~~.
902 Any student ~~offender~~ described in paragraph (a) ~~who~~ is not
903 exempt ~~exempted~~ as provided in paragraph (a) ~~who~~ may not attend the
904 ~~any~~ school attended by the victim or a sibling of the victim ~~of~~
905 ~~the offense~~ or ride on a school bus on which the victim or a
906 sibling of the victim is riding. The district school board shall
907 allow the student ~~offender shall be permitted by the district~~
908 ~~school board~~ to attend another school within the district in
909 which the student ~~offender~~ resides ~~who~~ only if the other school is
910 not attended by the victim or sibling of the victim. Another

911 district school board may allow ~~of the offense; or the student~~
912 ~~offender may be permitted by another district school board to~~
913 attend a school in that district if the student offender is
914 unable to attend any school in the district in which the student
915 ~~offender~~ resides.

916 (c) If the student offender is unable to attend any other
917 school in the district in which the student offender resides and
918 is prohibited from attending a school in another school
919 district, the district school board in the school district in
920 which the student offender resides shall take every reasonable
921 precaution to keep the student offender separated from the
922 victim while on school grounds or on school transportation. The
923 steps ~~to be~~ taken by a district school board to keep the student
924 ~~offender~~ separated from the victim must include, but are not
925 limited to, in-school suspension of the student offender and the
926 scheduling of classes, lunch, or other school activities of the
927 victim and the student offender so as not to coincide.

928 (d) The student offender, or the parents of the student
929 ~~offender~~ if the student offender is a juvenile, shall arrange
930 and pay for transportation associated with or required by the
931 student's offender's attending another school or that would be
932 required as a consequence of the prohibition against riding on a
933 school bus on which the victim or a sibling of the victim is
934 riding. If the student is experiencing homelessness as described
935 in s. 1003.01(12) or belongs to a family whose income does not
936 exceed 150 percent of the federal poverty level, the school

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937 district shall arrange and pay for the transportation. However,
938 The student offender or the parents of the student offender may
939 not be charged for existing modes of transportation which that
940 can be used by the student offender at no additional cost to the
941 district school board.

942 (8)(7) Any disciplinary or prosecutorial action taken
943 against a student who violates the a zero-tolerance policy on
944 referrals to the criminal justice system or the juvenile justice
945 system must be based on the particular circumstances of the
946 student's misconduct.

947 (9)(8) A school district shall ~~districts are encouraged to~~
948 use alternatives to expulsion or referral to a law enforcement
949 agency agencies unless the use of such alternatives will pose a
950 threat to school safety. By August 1 of each year, a school
951 district shall provide to the department all policies and
952 agreements adopted or implemented pursuant to this section.

953 (10) To assist a school district in developing policies
954 that ensure students are not arrested or otherwise referred to
955 the criminal justice system or the juvenile justice system for
956 petty acts of misconduct, the department shall, by March 1,
957 2017, in collaboration with students, educators, parents, and
958 stakeholders, develop and provide to each school district a
959 model policy.

960 (11) On or before January 1 of each year, the Commissioner
961 of Education shall report to the Governor, the President of the
962 Senate, and the Speaker of the House of Representatives on the

963 implementation of this section. The report must include data
964 regarding school-based arrests and referrals of students to law
965 enforcement agencies.

966 Section 5. Subsection (5) of section 1002.20, Florida
967 Statutes, is amended to read:

968 1002.20 K-12 student and parent rights.—Parents of public
969 school students must receive accurate and timely information
970 regarding their child's academic progress and must be informed
971 of ways they can help their child to succeed in school. K-12
972 students and their parents are afforded numerous statutory
973 rights including, but not limited to, the following:

974 (5) SAFETY.—In accordance with the provisions of s.
975 1006.13(7) ~~s. 1006.13(6)~~, students who have been victims of
976 certain felony offenses by other students, as well as the
977 siblings of the student victims, have the right to be kept
978 separated from the student offender both at school and during
979 school transportation.

980 Section 6. Subsection (5) of section 1002.23, Florida
981 Statutes, is amended to read:

982 1002.23 Family and School Partnership for Student
983 Achievement Act.—

984 (5) Each school district shall develop and disseminate a
985 parent guide to successful student achievement, consistent with
986 the guidelines of the Department of Education, which addresses
987 what parents need to know about their child's educational
988 progress and how parents can help their child to succeed in

989 school. The guide must:

990 (a) Be understandable to students and parents;

991 (b) Be distributed to all parents, students, and school
992 personnel at the beginning of each school year;

993 (c) Be discussed at the beginning of each school year in
994 meetings of students, parents, and teachers;

995 (d) Include information concerning services,
996 opportunities, choices, academic standards, and student
997 assessment; and

998 (e) Provide information on the importance of student
999 health and available immunizations and vaccinations, including,
1000 but not limited to:

1001 1. A recommended immunization schedule in accordance with
1002 United States Centers for Disease Control and Prevention
1003 recommendations.

1004 2. Detailed information regarding the causes, symptoms,
1005 and transmission of meningococcal disease and the availability,
1006 effectiveness, known contraindications, and appropriate age for
1007 the administration of any required or recommended vaccine
1008 against meningococcal disease, in accordance with the
1009 recommendations of the Advisory Committee on Immunization
1010 Practices of the United States Centers for Disease Control and
1011 Prevention.

1012

1013 The parent guide described in this subsection may be included as
1014 a part of the standards for intervention under s. 1006.07 ~~code~~

1015 ~~of student conduct that is required in s. 1006.07(2).~~

1016 Section 7. Paragraph (a) of subsection (7) of section
1017 1002.33, Florida Statutes, is amended to read:

1018 1002.33 Charter schools.—

1019 (7) CHARTER.—The major issues involving the operation of a
1020 charter school shall be considered in advance and written into
1021 the charter. The charter shall be signed by the governing board
1022 of the charter school and the sponsor, following a public
1023 hearing to ensure community input.

1024 (a) The charter shall address and criteria for approval of
1025 the charter shall be based on:

1026 1. The school's mission, the students to be served, and
1027 the ages and grades to be included.

1028 2. The focus of the curriculum, the instructional methods
1029 to be used, any distinctive instructional techniques to be
1030 employed, and identification and acquisition of appropriate
1031 technologies needed to improve educational and administrative
1032 performance which include a means for promoting safe, ethical,
1033 and appropriate uses of technology which comply with legal and
1034 professional standards.

1035 a. The charter shall ensure that reading is a primary
1036 focus of the curriculum and that resources are provided to
1037 identify and provide specialized instruction for students who
1038 are reading below grade level. The curriculum and instructional
1039 strategies for reading must be consistent with the Next
1040 Generation Sunshine State Standards and grounded in

1041 scientifically based reading research.

1042 b. In order to provide students with access to diverse
1043 instructional delivery models, to facilitate the integration of
1044 technology within traditional classroom instruction, and to
1045 provide students with the skills they need to compete in the
1046 21st century economy, the Legislature encourages instructional
1047 methods for blended learning courses consisting of both
1048 traditional classroom and online instructional techniques.
1049 Charter schools may implement blended learning courses which
1050 combine traditional classroom instruction and virtual
1051 instruction. Students in a blended learning course must be full-
1052 time students of the charter school and receive the online
1053 instruction in a classroom setting at the charter school.
1054 Instructional personnel certified pursuant to s. 1012.55 who
1055 provide virtual instruction for blended learning courses may be
1056 employees of the charter school or may be under contract to
1057 provide instructional services to charter school students. At a
1058 minimum, such instructional personnel must hold an active state
1059 or school district adjunct certification under s. 1012.57 for
1060 the subject area of the blended learning course. The funding and
1061 performance accountability requirements for blended learning
1062 courses are the same as those for traditional courses.

1063 3. The current incoming baseline standard of student
1064 academic achievement, the outcomes to be achieved, and the
1065 method of measurement that will be used. The criteria listed in
1066 this subparagraph shall include a detailed description of:

1067 a. How the baseline student academic achievement levels
 1068 and prior rates of academic progress will be established.

1069 b. How these baseline rates will be compared to rates of
 1070 academic progress achieved by these same students while
 1071 attending the charter school.

1072 c. To the extent possible, how these rates of progress
 1073 will be evaluated and compared with rates of progress of other
 1074 closely comparable student populations.

1075
 1076 The district school board is required to provide academic
 1077 student performance data to charter schools for each of their
 1078 students coming from the district school system, as well as
 1079 rates of academic progress of comparable student populations in
 1080 the district school system.

1081 4. The methods used to identify the educational strengths
 1082 and needs of students and how well educational goals and
 1083 performance standards are met by students attending the charter
 1084 school. The methods shall provide a means for the charter school
 1085 to ensure accountability to its constituents by analyzing
 1086 student performance data and by evaluating the effectiveness and
 1087 efficiency of its major educational programs. Students in
 1088 charter schools shall, at a minimum, participate in the
 1089 statewide assessment program created under s. 1008.22.

1090 5. In secondary charter schools, a method for determining
 1091 that a student has satisfied the requirements for graduation in
 1092 s. 1002.3105(5), s. 1003.4281, or s. 1003.4282.

1093 6. A method for resolving conflicts between the governing
1094 board of the charter school and the sponsor.

1095 7. The admissions procedures and dismissal procedures,
1096 including the school's standards for intervention ~~code of~~
1097 ~~student conduct~~.

1098 8. The ways by which the school will achieve a
1099 racial/ethnic balance reflective of the community it serves or
1100 within the racial/ethnic range of other public schools in the
1101 same school district.

1102 9. The financial and administrative management of the
1103 school, including a reasonable demonstration of the professional
1104 experience or competence of those individuals or organizations
1105 applying to operate the charter school or those hired or
1106 retained to perform such professional services and the
1107 description of clearly delineated responsibilities and the
1108 policies and practices needed to effectively manage the charter
1109 school. A description of internal audit procedures and
1110 establishment of controls to ensure that financial resources are
1111 properly managed must be included. Both public sector and
1112 private sector professional experience shall be equally valid in
1113 such a consideration.

1114 10. The asset and liability projections required in the
1115 application which are incorporated into the charter and shall be
1116 compared with information provided in the annual report of the
1117 charter school.

1118 11. A description of procedures that identify various

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1119 risks and provide for a comprehensive approach to reduce the
1120 impact of losses; plans to ensure the safety and security of
1121 students and staff; plans to identify, minimize, and protect
1122 others from violent or disruptive student behavior; and the
1123 manner in which the school will be insured, including whether or
1124 not the school will be required to have liability insurance,
1125 and, if so, the terms and conditions thereof and the amounts of
1126 coverage.

1127 12. The term of the charter which shall provide for
1128 cancellation of the charter if insufficient progress has been
1129 made in attaining the student achievement objectives of the
1130 charter and if it is not likely that such objectives can be
1131 achieved before expiration of the charter. The initial term of a
1132 charter shall be for 4 or 5 years. In order to facilitate access
1133 to long-term financial resources for charter school
1134 construction, charter schools that are operated by a
1135 municipality or other public entity as provided by law are
1136 eligible for up to a 15-year charter, subject to approval by the
1137 district school board. A charter lab school is eligible for a
1138 charter for a term of up to 15 years. In addition, to facilitate
1139 access to long-term financial resources for charter school
1140 construction, charter schools that are operated by a private,
1141 not-for-profit, s. 501(c)(3) status corporation are eligible for
1142 up to a 15-year charter, subject to approval by the district
1143 school board. Such long-term charters remain subject to annual
1144 review and may be terminated during the term of the charter, but

1145 only according to the provisions set forth in subsection (8).

1146 13. The facilities to be used and their location. The
1147 sponsor may not require a charter school to have a certificate
1148 of occupancy or a temporary certificate of occupancy for such a
1149 facility earlier than 15 calendar days before the first day of
1150 school.

1151 14. The qualifications to be required of the teachers and
1152 the potential strategies used to recruit, hire, train, and
1153 retain qualified staff to achieve best value.

1154 15. The governance structure of the school, including the
1155 status of the charter school as a public or private employer as
1156 required in paragraph (12) (i).

1157 16. A timetable for implementing the charter which
1158 addresses the implementation of each element thereof and the
1159 date by which the charter shall be awarded in order to meet this
1160 timetable.

1161 17. In the case of an existing public school that is being
1162 converted to charter status, alternative arrangements for
1163 current students who choose not to attend the charter school and
1164 for current teachers who choose not to teach in the charter
1165 school after conversion in accordance with the existing
1166 collective bargaining agreement or district school board rule in
1167 the absence of a collective bargaining agreement. However,
1168 alternative arrangements shall not be required for current
1169 teachers who choose not to teach in a charter lab school, except
1170 as authorized by the employment policies of the state university

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1171 which grants the charter to the lab school.

1172 18. Full disclosure of the identity of all relatives
1173 employed by the charter school who are related to the charter
1174 school owner, president, chairperson of the governing board of
1175 directors, superintendent, governing board member, principal,
1176 assistant principal, or any other person employed by the charter
1177 school who has equivalent decisionmaking authority. For the
1178 purpose of this subparagraph, the term "relative" means father,
1179 mother, son, daughter, brother, sister, uncle, aunt, first
1180 cousin, nephew, niece, husband, wife, father-in-law, mother-in-
1181 law, son-in-law, daughter-in-law, brother-in-law, sister-in-law,
1182 stepfather, stepmother, stepson, stepdaughter, stepbrother,
1183 stepsister, half brother, or half sister.

1184 19. Implementation of the activities authorized under s.
1185 1002.331 by the charter school when it satisfies the eligibility
1186 requirements for a high-performing charter school. A high-
1187 performing charter school shall notify its sponsor in writing by
1188 March 1 if it intends to increase enrollment or expand grade
1189 levels the following school year. The written notice shall
1190 specify the amount of the enrollment increase and the grade
1191 levels that will be added, as applicable.

1192 Section 8. Paragraph (c) of subsection (1) of section
1193 1003.02, Florida Statutes, is amended to read:

1194 1003.02 District school board operation and control of
1195 public K-12 education within the school district.—As provided in
1196 part II of chapter 1001, district school boards are

1197 | constitutionally and statutorily charged with the operation and
 1198 | control of public K-12 education within their school district.
 1199 | The district school boards must establish, organize, and operate
 1200 | their public K-12 schools and educational programs, employees,
 1201 | and facilities. Their responsibilities include staff
 1202 | development, public K-12 school student education including
 1203 | education for exceptional students and students in juvenile
 1204 | justice programs, special programs, adult education programs,
 1205 | and career education programs. Additionally, district school
 1206 | boards must:

1207 | (1) Provide for the proper accounting for all students of
 1208 | school age, for the attendance and control of students at
 1209 | school, and for proper attention to health, safety, and other
 1210 | matters relating to the welfare of students in the following
 1211 | areas:

1212 | (c) *Control of students.*—

1213 | 1. Adopt rules for the control, attendance, discipline,
 1214 | in-school suspension, suspension, and expulsion of students and
 1215 | decide all cases recommended for expulsion.

1216 | 2. Maintain standards for intervention ~~a code of student~~
 1217 | ~~conduct~~ as provided in chapter 1006.

1218 | Section 9. Subsections (1) and (3) of section 1003.32,
 1219 | Florida Statutes, are amended to read:

1220 | 1003.32 Authority of teacher; responsibility for control
 1221 | of students; district school board and principal duties.—Subject
 1222 | to law and to the rules of the district school board, each

1223 teacher or other member of the staff of any school shall have
1224 such authority for the control and discipline of students as may
1225 be assigned to him or her by the principal or the principal's
1226 designated representative and shall keep good order in the
1227 classroom and in other places in which he or she is assigned to
1228 be in charge of students.

1229 (1) In accordance with this section and within the
1230 framework of the district school board's standards for
1231 intervention ~~code of student conduct~~, teachers and other
1232 instructional personnel shall have the authority to undertake
1233 any of the following actions in managing student behavior and
1234 ensuring the safety of all students in their classes and school
1235 and their opportunity to learn in an orderly and disciplined
1236 classroom:

1237 (a) Establish classroom rules of conduct.

1238 (b) Establish and implement consequences, designed to
1239 change behavior, for infractions of classroom rules.

1240 (c) Have disobedient, disrespectful, violent, abusive,
1241 uncontrollable, or disruptive students removed from the
1242 classroom for behavior management intervention.

1243 (d) Have violent, abusive, uncontrollable, or disruptive
1244 students directed for information or assistance from appropriate
1245 school or district school board personnel.

1246 (e) Assist in enforcing school rules on school property,
1247 during school-sponsored transportation, and during school-
1248 sponsored activities.

1249 (f) Request and receive information as to the disposition
1250 of any referrals to the administration for violation of
1251 classroom or school rules.

1252 (g) Request and receive immediate assistance in classroom
1253 management if a student becomes uncontrollable or in case of
1254 emergency.

1255 (h) Request and receive training and other assistance to
1256 improve skills in classroom management, violence prevention,
1257 conflict resolution, and related areas.

1258 (i) Press charges if there is a reason to believe that a
1259 crime has been committed on school property, during school-
1260 sponsored transportation, or during school-sponsored activities.

1261 (j) Use reasonable force, according to standards adopted
1262 by the State Board of Education, to protect himself or herself
1263 or others from injury.

1264 (k) Use corporal punishment according to school board
1265 policy and at least the following procedures, if a teacher feels
1266 that corporal punishment is necessary:

1267 1. The use of corporal punishment shall be approved in
1268 principle by the principal before it is used, but approval is
1269 not necessary for each specific instance in which it is used.
1270 The principal shall prepare guidelines for administering such
1271 punishment which identify the types of punishable offenses, the
1272 conditions under which the punishment shall be administered, and
1273 the specific personnel on the school staff authorized to
1274 administer the punishment.

1275 2. A teacher or principal may administer corporal
 1276 punishment only in the presence of another adult who is informed
 1277 beforehand, and in the student's presence, of the reason for the
 1278 punishment.

1279 3. A teacher or principal who has administered punishment
 1280 shall, upon request, provide the student's parent with a written
 1281 explanation of the reason for the punishment and the name of the
 1282 other adult who was present.

1283 (3) A teacher may send a student to the principal's office
 1284 to maintain effective discipline in the classroom and may
 1285 recommend an appropriate consequence consistent with the
 1286 standards for intervention ~~student code of conduct~~ under s.
 1287 1006.07. The principal shall respond by employing the teacher's
 1288 recommended consequence or a more serious disciplinary action if
 1289 the student's history of disruptive behavior warrants it. If the
 1290 principal determines that a lesser disciplinary action is
 1291 appropriate, the principal should consult with the teacher
 1292 before ~~prior to~~ taking disciplinary action.

1293 Section 10. Paragraphs (c) and (d) of subsection (1) of
 1294 section 1003.53, Florida Statutes, are amended to read:

1295 1003.53 Dropout prevention and academic intervention.—

1296 (1)

1297 (c) A student shall be identified as being eligible to
 1298 receive services funded through the dropout prevention and
 1299 academic intervention program based upon one of the following
 1300 criteria:

1301 1. The student is academically unsuccessful as evidenced
 1302 by low test scores, retention, failing grades, low grade point
 1303 average, falling behind in earning credits, or not meeting the
 1304 state or district proficiency levels in reading, mathematics, or
 1305 writing.

1306 2. The student has a pattern of excessive absenteeism or
 1307 has been identified as a habitual truant.

1308 3. The student has a history of disruptive behavior in
 1309 school or has committed an offense that warrants out-of-school
 1310 suspension or expulsion from school according to the district
 1311 school board's standards for intervention ~~code of student~~
 1312 ~~conduct~~. For the purposes of this program, "disruptive behavior"
 1313 is behavior that:

1314 a. Interferes with the student's own learning or the
 1315 educational process of others and requires attention and
 1316 assistance beyond that which the traditional program can provide
 1317 or results in frequent conflicts of a disruptive nature while
 1318 the student is under the jurisdiction of the school either in or
 1319 out of the classroom; or

1320 b. Severely threatens the general welfare of students or
 1321 others with whom the student comes into contact.

1322 4. The student is identified by a school's early warning
 1323 system pursuant to s. 1001.42(18)(b).

1324 (d)1. "Second chance schools" means district school board
 1325 programs provided through cooperative agreements between the
 1326 Department of Juvenile Justice, private providers, state or

1327 local law enforcement agencies, or other state agencies for
1328 students who have been disruptive or violent or who have
1329 committed serious offenses. As partnership programs, second
1330 chance schools are eligible for waivers by the Commissioner of
1331 Education from State Board of Education rules that prevent the
1332 provision of appropriate educational services to violent,
1333 severely disruptive, or delinquent students in small
1334 nontraditional settings or in court-adjudicated settings.

1335 2. District school boards seeking to enter into a
1336 partnership with a private entity or public entity to operate a
1337 second chance school for disruptive students may apply to the
1338 Department of Education for startup grants. These grants must be
1339 available for 1 year and must be used to offset the startup
1340 costs for implementing such programs off public school campuses.
1341 General operating funds must be generated through the
1342 appropriate programs of the Florida Education Finance Program.
1343 Grants approved under this program shall be for the full
1344 operation of the school by a private nonprofit or for-profit
1345 provider or the public entity. This program must operate under
1346 rules adopted by the State Board of Education and be implemented
1347 to the extent funded by the Legislature.

1348 3. A student enrolled in a sixth, seventh, eighth, ninth,
1349 or tenth grade class may be assigned to a second chance school
1350 if the student meets the following criteria:

1351 a. The student is a habitual truant as defined in s.
1352 1003.01.

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1353 b. The student's excessive absences have detrimentally
1354 affected the student's academic progress and the student may
1355 have unique needs that a traditional school setting may not
1356 meet.

1357 c. The student's high incidences of truancy have been
1358 directly linked to a lack of motivation.

1359 d. The student has been identified as at risk of dropping
1360 out of school.

1361 4. A student who is habitually truant may be assigned to a
1362 second chance school only if the case staffing committee,
1363 established pursuant to s. 984.12, determines that such
1364 placement could be beneficial to the student and the criteria
1365 included in subparagraph 3. are met.

1366 5. A student may be assigned to a second chance school if
1367 the district school board in which the student resides has a
1368 second chance school and if the student meets one of the
1369 following criteria:

1370 a. The student habitually exhibits disruptive behavior in
1371 violation of the standards for intervention ~~code of student~~
1372 ~~conduct~~ adopted by the district school board.

1373 b. The student interferes with the student's own learning
1374 or the educational process of others and requires attention and
1375 assistance beyond that which the traditional program can
1376 provide, or, while the student is under the jurisdiction of the
1377 school either in or out of the classroom, frequent conflicts of
1378 a disruptive nature occur.

1379 c. The student has committed a serious offense which
1380 warrants suspension or expulsion from school according to the
1381 district school board's standards for intervention ~~code of~~
1382 ~~student conduct~~. For the purposes of this program, "serious
1383 offense" is behavior which:

1384 (I) Threatens the general welfare of students or others
1385 with whom the student comes into contact;

1386 (II) Includes violence;

1387 (III) Includes possession of weapons or drugs; or

1388 (IV) Is harassment or verbal abuse of school personnel or
1389 other students.

1390 6. Prior to assignment of students to second chance
1391 schools, district school boards are encouraged to use
1392 alternative programs, such as in-school suspension, which
1393 provide instruction and counseling leading to improved student
1394 behavior, a reduction in the incidence of truancy, and the
1395 development of more effective interpersonal skills.

1396 7. Students assigned to second chance schools must be
1397 evaluated by the district school board's child study team before
1398 placement in a second chance school. The study team shall ensure
1399 that students are not eligible for placement in a program for
1400 emotionally disturbed children.

1401 8. Students who exhibit academic and social progress and
1402 who wish to return to a traditional school shall complete a
1403 character development and law education program and demonstrate
1404 preparedness to reenter the regular school setting prior to

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1405 reentering a traditional school.

1406 Section 11. Paragraph (h) of subsection (1) of section
1407 1003.57, Florida Statutes, is amended to read:

1408 1003.57 Exceptional students instruction.—

1409 (1)

1410 (h) School personnel may consider any unique circumstances
1411 on a case-by-case basis when determining whether a change in
1412 placement is appropriate for a student who has a disability and
1413 violates a district school board's standards for intervention
1414 ~~code of student conduct~~. School personnel may remove and place
1415 such student in an interim alternative educational setting for
1416 not more than 45 school days, without regard to whether the
1417 behavior is determined to be a manifestation of the student's
1418 disability, if the student:

1419 1. Carries a weapon to or possesses a weapon at school, on
1420 school premises, or at a school function under the jurisdiction
1421 of the school district;

1422 2. Knowingly possesses or uses illegal drugs, or sells or
1423 solicits the sale of a controlled substance, while at school, on
1424 school premises, or at a school function under the jurisdiction
1425 of the school district; or

1426 3. Has inflicted serious bodily injury upon another person
1427 while at school, on school premises, or at a school function
1428 under the jurisdiction of the school district.

1429 Section 12. Paragraph (c) of subsection (1) and subsection
1430 (4) of section 1006.09, Florida Statutes, are amended to read:

1431 1006.09 Duties of school principal relating to student
 1432 discipline and school safety.—
 1433 (1)
 1434 (c) The principal or the principal's designee may
 1435 recommend to the district school superintendent the expulsion of
 1436 any student who has committed a serious breach of conduct,
 1437 including, but not limited to, willful disobedience, open
 1438 defiance of authority of a member of his or her staff, violence
 1439 against persons or property, or any other act which
 1440 substantially disrupts the orderly conduct of the school. A
 1441 recommendation of expulsion or assignment to a second chance
 1442 school may also be made for any student found to have
 1443 intentionally made false accusations that jeopardize the
 1444 professional reputation, employment, or professional
 1445 certification of a teacher or other member of the school staff,
 1446 according to the district school board's standards for
 1447 intervention ~~board code of student conduct~~. Any recommendation
 1448 of expulsion must ~~shall~~ include a detailed report by the
 1449 principal or the principal's designated representative on the
 1450 alternative measures taken prior to the recommendation of
 1451 expulsion.
 1452 (4) When a student has been the victim of a violent crime
 1453 perpetrated by another student who attends the same school, the
 1454 school principal shall make full and effective use of the
 1455 provisions of subsection (2) and s. 1006.13(7) ~~s. 1006.13(6)~~. A
 1456 school principal who fails to comply with this subsection is

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1457 ~~shall be~~ ineligible for any portion of the performance pay or
1458 the differentiated pay under s. 1012.22. However, if any party
1459 responsible for notification fails to properly notify the
1460 school, the school principal is ~~shall be~~ eligible for the
1461 performance pay or differentiated pay.

1462 Section 13. Subsection (2) of section 1006.10, Florida
1463 Statutes, is amended to read:

1464 1006.10 Authority of school bus drivers and district
1465 school boards relating to student discipline and student safety
1466 on school buses.—

1467 (2) The district school board shall require a system of
1468 progressive discipline of transported students for actions which
1469 are prohibited by the standards for intervention ~~code of student~~
1470 ~~conduct~~. Disciplinary actions, including suspension of students
1471 from riding on district school board owned or contracted school
1472 buses, shall be subject to district school board policies and
1473 procedures and may be imposed by the principal or the
1474 principal's designee. The principal or the principal's designee
1475 may delegate any disciplinary authority to school bus drivers
1476 except for suspension of students from riding the bus.

1477 Section 14. Paragraph (n) of subsection (4) of section
1478 1006.147, Florida Statutes, is amended to read:

1479 1006.147 Bullying and harassment prohibited.—

1480 (4) Each school district shall adopt a policy prohibiting
1481 bullying and harassment of a student or employee of a public K-
1482 12 educational institution. Each school district's policy shall

1483 be in substantial conformity with the Department of Education's
 1484 model policy. The school district bullying and harassment policy
 1485 shall afford all students the same protection regardless of
 1486 their status under the law. The school district may establish
 1487 separate discrimination policies that include categories of
 1488 students. The school district shall involve students, parents,
 1489 teachers, administrators, school staff, school volunteers,
 1490 community representatives, and local law enforcement agencies in
 1491 the process of adopting the policy. The school district policy
 1492 must be implemented in a manner that is ongoing throughout the
 1493 school year and integrated with a school's curriculum, a
 1494 school's discipline policies, and other violence prevention
 1495 efforts. The school district policy must contain, at a minimum,
 1496 the following components:

1497 (n) A procedure for publicizing the policy, which must
 1498 include its publication in the standards for intervention code
 1499 ~~of student conduct required~~ under s. 1006.07 ~~s. 1006.07(2)~~ and
 1500 in all employee handbooks.

1501 Section 15. Paragraph (a) of subsection (3) of section
 1502 1006.15, Florida Statutes, is amended to read:

1503 1006.15 Student standards for participation in
 1504 interscholastic and intrascholastic extracurricular student
 1505 activities; regulation.—

1506 (3) (a) To be eligible to participate in interscholastic
 1507 extracurricular student activities, a student must:

1508 1. Maintain a grade point average of 2.0 or above on a 4.0

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1509 scale, or its equivalent, in the previous semester or a
1510 cumulative grade point average of 2.0 or above on a 4.0 scale,
1511 or its equivalent, in the courses required by s. 1002.3105(5) or
1512 s. 1003.4282.

1513 2. Execute and fulfill the requirements of an academic
1514 performance contract between the student, the district school
1515 board, the appropriate governing association, and the student's
1516 parents, if the student's cumulative grade point average falls
1517 below 2.0, or its equivalent, on a 4.0 scale in the courses
1518 required by s. 1002.3105(5) or s. 1003.4282. At a minimum, the
1519 contract must require that the student attend summer school, or
1520 its graded equivalent, between grades 9 and 10 or grades 10 and
1521 11, as necessary.

1522 3. Have a cumulative grade point average of 2.0 or above
1523 on a 4.0 scale, or its equivalent, in the courses required by s.
1524 1002.3105(5) or s. 1003.4282 during his or her junior or senior
1525 year.

1526 4. Maintain satisfactory conduct, including adherence to
1527 the school's appropriate dress code and other standards for
1528 intervention under s. 1006.07 ~~codes of student conduct policies~~
1529 ~~described in s. 1006.07(2)~~. If a student is convicted of, or is
1530 found to have committed, a felony or a delinquent act that would
1531 have been a felony if committed by an adult, regardless of
1532 whether adjudication is withheld, the student's participation in
1533 interscholastic extracurricular activities is contingent upon
1534 established and published district school board policy.

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1535 Section 16. Paragraph (b) of subsection (5) of section
 1536 1007.271, Florida Statutes, is amended to read:

1537 1007.271 Dual enrollment programs.—

1538 (5)

1539 (b) Each president, or designee, of a postsecondary
 1540 institution offering a college credit dual enrollment course
 1541 must:

1542 1. Provide a copy of the institution's current faculty or
 1543 adjunct faculty handbook to all faculty members teaching a dual
 1544 enrollment course.

1545 2. Provide to all faculty members teaching a dual
 1546 enrollment course a copy of the institution's current student
 1547 handbook, which may include, but is not limited to, information
 1548 on registration policies, the standards for intervention ~~student~~
 1549 ~~code of conduct~~, grading policies, and critical dates.

1550 3. Designate an individual or individuals to observe all
 1551 faculty members teaching a dual enrollment course, regardless of
 1552 the location of instruction.

1553 4. Use the same criteria to evaluate faculty members
 1554 teaching a dual enrollment course as the criteria used to
 1555 evaluate all other faculty members.

1556 5. Provide course plans and objectives to all faculty
 1557 members teaching a dual enrollment course.

1558 Section 17. Paragraph (b) of subsection (4) of section
 1559 1012.98, Florida Statutes, is amended to read:

1560 1012.98 School Community Professional Development Act.—

1561 (4) The Department of Education, school districts,
 1562 schools, Florida College System institutions, and state
 1563 universities share the responsibilities described in this
 1564 section. These responsibilities include the following:

1565 (b) Each school district shall develop a professional
 1566 development system as specified in subsection (3). The system
 1567 shall be developed in consultation with teachers, teacher-
 1568 educators of Florida College System institutions and state
 1569 universities, business and community representatives, and local
 1570 education foundations, consortia, and professional
 1571 organizations. The professional development system must:

1572 1. Be approved by the department. All substantial
 1573 revisions to the system shall be submitted to the department for
 1574 review for continued approval.

1575 2. Be based on analyses of student achievement data and
 1576 instructional strategies and methods that support rigorous,
 1577 relevant, and challenging curricula for all students. Schools
 1578 and districts, in developing and refining the professional
 1579 development system, shall also review and monitor school
 1580 discipline data; school environment surveys; assessments of
 1581 parental satisfaction; performance appraisal data of teachers,
 1582 managers, and administrative personnel; and other performance
 1583 indicators to identify school and student needs that can be met
 1584 by improved professional performance.

1585 3. Provide inservice activities coupled with followup
 1586 support appropriate to accomplish district-level and school-

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1587 level improvement goals and standards. The inservice activities
1588 for instructional personnel shall focus on analysis of student
1589 achievement data, ongoing formal and informal assessments of
1590 student achievement, identification and use of enhanced and
1591 differentiated instructional strategies that emphasize rigor,
1592 relevance, and reading in the content areas, enhancement of
1593 subject content expertise, integrated use of classroom
1594 technology that enhances teaching and learning, classroom
1595 management, parent involvement, and school safety.

1596 4. Include a master plan for inservice activities,
1597 pursuant to rules of the State Board of Education, for all
1598 district employees from all fund sources. The master plan shall
1599 be updated annually by September 1, must be based on input from
1600 teachers and district and school instructional leaders, and must
1601 use the latest available student achievement data and research
1602 to enhance rigor and relevance in the classroom. Each district
1603 inservice plan must be aligned to and support the school-based
1604 inservice plans and school improvement plans pursuant to s.
1605 1001.42(18). Each district inservice plan must provide a
1606 description of the training that middle grades instructional
1607 personnel and school administrators receive on the district's
1608 standards for intervention ~~code of student conduct~~ adopted
1609 pursuant to s. 1006.07; integrated digital instruction and
1610 competency-based instruction and CAPE Digital Tool certificates
1611 and CAPE industry certifications; classroom management; student
1612 behavior and interaction; extended learning opportunities for

1613 students; and instructional leadership. District plans must be
1614 approved by the district school board annually in order to
1615 ensure compliance with subsection (1) and to allow for
1616 dissemination of research-based best practices to other
1617 districts. District school boards must submit verification of
1618 their approval to the Commissioner of Education no later than
1619 October 1, annually. Each school principal may establish and
1620 maintain an individual professional development plan for each
1621 instructional employee assigned to the school as a seamless
1622 component to the school improvement plans developed pursuant to
1623 s. 1001.42(18). An individual professional development plan must
1624 be related to specific performance data for the students to whom
1625 the teacher is assigned, define the inservice objectives and
1626 specific measurable improvements expected in student performance
1627 as a result of the inservice activity, and include an evaluation
1628 component that determines the effectiveness of the professional
1629 development plan.

1630 5. Include inservice activities for school administrative
1631 personnel that address updated skills necessary for
1632 instructional leadership and effective school management
1633 pursuant to s. 1012.986.

1634 6. Provide for systematic consultation with regional and
1635 state personnel designated to provide technical assistance and
1636 evaluation of local professional development programs.

1637 7. Provide for delivery of professional development by
1638 distance learning and other technology-based delivery systems to

1639 reach more educators at lower costs.

1640 8. Provide for the continuous evaluation of the quality
1641 and effectiveness of professional development programs in order
1642 to eliminate ineffective programs and strategies and to expand
1643 effective ones. Evaluations must consider the impact of such
1644 activities on the performance of participating educators and
1645 their students' achievement and behavior.

1646 9. For middle grades, emphasize:

1647 a. Interdisciplinary planning, collaboration, and
1648 instruction.

1649 b. Alignment of curriculum and instructional materials to
1650 the state academic standards adopted pursuant to s. 1003.41.

1651 c. Use of small learning communities; problem-solving,
1652 inquiry-driven research and analytical approaches for students;
1653 strategies and tools based on student needs; competency-based
1654 instruction; integrated digital instruction; and project-based
1655 instruction.

1656

1657 Each school that includes any of grades 6, 7, or 8 must include
1658 in its school improvement plan, required under s. 1001.42(18), a
1659 description of the specific strategies used by the school to
1660 implement each item listed in this subparagraph.

1661 Section 18. This act shall take effect July 1, 2016.