

1                                   A bill to be entitled  
2           An act relating to education; amending s. 1003.4282;  
3           deleting a provision requiring certain students to  
4           take the Algebra II end-of-course assessment; amending  
5           s. 1003.4285; deleting a provision requiring students  
6           to pass the Algebra II end-of-course assessment in  
7           order to earn a Scholar designation; amending s.  
8           1008.22, F.S.; deleting a provision requiring the  
9           Algebra II end-of-course assessment to be  
10          administered; revising requirements relating to the  
11          administration and format of assessments; providing  
12          requirements for administration of the statewide,  
13          standardized English Language Arts and mathematics  
14          assessments in specified grades; revising provisions  
15          relating to reporting requirements for school  
16          district-required local assessments; providing  
17          reporting requirements for certain student assessment  
18          results; requiring the Department of Education to  
19          publish certain assessments on its website; providing  
20          requirements for such publication; requiring the  
21          department to provide materials regarding assessment  
22          information on its website; conforming cross-  
23          references; amending s. 1012.34, F.S.; requiring third  
24          party development and verification of a student  
25          learning growth formula; providing for access to

26 student learning growth formula data for specified  
 27 uses; requiring the Commissioner of Education to  
 28 contract for an independent study to determine whether  
 29 specified college entrance examinations may be  
 30 administered in lieu of certain state-required  
 31 assessments; requiring the commissioner to submit a  
 32 report on the results of such study to the Governor,  
 33 Legislature, and State Board of Education by a  
 34 specified date; providing appropriations; providing an  
 35 effective date.

36

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

38

39 Section 1. Paragraph (b) of subsection (3) of section  
 40 1003.4282, Florida Statutes, is amended to read:

41 1003.4282 Requirements for a standard high school  
 42 diploma.—

43 (3) STANDARD HIGH SCHOOL DIPLOMA; COURSE AND ASSESSMENT  
 44 REQUIREMENTS.—

45 (b) Four credits in mathematics.—A student must earn one  
 46 credit in Algebra I and one credit in Geometry. A student's  
 47 performance on the statewide, standardized Algebra I end-of-  
 48 course (EOC) assessment constitutes 30 percent of the student's  
 49 final course grade. A student must pass the statewide,  
 50 standardized Algebra I EOC assessment, or earn a comparative

51 score, in order to earn a standard high school diploma. A  
52 student's performance on the statewide, standardized Geometry  
53 EOC assessment constitutes 30 percent of the student's final  
54 course grade. ~~If the state administers a statewide, standardized~~  
55 ~~Algebra II assessment, a student selecting Algebra II must take~~  
56 ~~the assessment, and the student's performance on the assessment~~  
57 ~~constitutes 30 percent of the student's final course grade. A~~  
58 student who earns an industry certification for which there is a  
59 statewide college credit articulation agreement approved by the  
60 State Board of Education may substitute the certification for  
61 one mathematics credit. Substitution may occur for up to two  
62 mathematics credits, except for Algebra I and Geometry.

63 Section 2. Paragraph (a) of subsection (1) of section  
64 1003.4285, Florida Statutes, is amended to read:

65 1003.4285 Standard high school diploma designations.—

66 (1) Each standard high school diploma shall include, as  
67 applicable, the following designations if the student meets the  
68 criteria set forth for the designation:

69 (a) Scholar designation.—In addition to the requirements  
70 of s. 1003.4282, in order to earn the Scholar designation, a  
71 student must satisfy the following requirements:

72 1. Mathematics.—Earn one credit in Algebra II and one  
73 credit in statistics or an equally rigorous course. Beginning  
74 with students entering grade 9 in the 2014-2015 school year,

75 | pass the ~~Algebra II and Geometry~~ statewide, standardized  
76 | assessment assessments.

77 |       2. Science.—Pass the statewide, standardized Biology I EOC  
78 | assessment and earn one credit in chemistry or physics and one  
79 | credit in a course equally rigorous to chemistry or physics.  
80 | However, a student enrolled in an Advanced Placement (AP),  
81 | International Baccalaureate (IB), or Advanced International  
82 | Certificate of Education (AICE) Biology course who takes the  
83 | respective AP, IB, or AICE Biology assessment and earns the  
84 | minimum score necessary to earn college credit as identified  
85 | pursuant to s. 1007.27(2) meets the requirement of this  
86 | subparagraph without having to take the statewide, standardized  
87 | Biology I EOC assessment.

88 |       3. Social studies.—Pass the statewide, standardized United  
89 | States History EOC assessment. However, a student enrolled in an  
90 | AP, IB, or AICE course that includes United States History  
91 | topics who takes the respective AP, IB, or AICE assessment and  
92 | earns the minimum score necessary to earn college credit as  
93 | identified pursuant to s. 1007.27(2) meets the requirement of  
94 | this subparagraph without having to take the statewide,  
95 | standardized United States History EOC assessment.

96 |       4. Foreign language.—Earn two credits in the same foreign  
97 | language.

98 |       5. Electives.—Earn at least one credit in an Advanced  
99 | Placement, an International Baccalaureate, an Advanced

100 International Certificate of Education, or a dual enrollment  
101 course.

102 Section 3. Paragraphs (c) through (f) and paragraph (g) of  
103 subsection (7) of section 1008.22, Florida Statutes, are  
104 redesignated as paragraphs (e) through (h) and paragraph (j),  
105 respectively, subsections (8) through (12) are renumbered as  
106 subsections (9) through (13), respectively, paragraphs (a), (b),  
107 and (d) of subsection (3) and present paragraphs (a), (b), and  
108 (f) of subsection (7) are amended, new paragraphs (c), (d), and  
109 (i) are added to subsection (7), and a new subsection (8) is  
110 added to that section, to read:

111 1008.22 Student assessment program for public schools.—

112 (3) STATEWIDE, STANDARDIZED ASSESSMENT PROGRAM.—The  
113 Commissioner of Education shall design and implement a  
114 statewide, standardized assessment program aligned to the core  
115 curricular content established in the Next Generation Sunshine  
116 State Standards. The commissioner also must develop or select  
117 and implement a common battery of assessment tools that will be  
118 used in all juvenile justice education programs in the state.  
119 These tools must accurately measure the core curricular content  
120 established in the Next Generation Sunshine State Standards.  
121 Participation in the assessment program is mandatory for all  
122 school districts and all students attending public schools,  
123 including adult students seeking a standard high school diploma  
124 under s. 1003.4282 and students in Department of Juvenile

125 Justice education programs, except as otherwise provided by law.  
126 If a student does not participate in the assessment program, the  
127 school district must notify the student's parent and provide the  
128 parent with information regarding the implications of such  
129 nonparticipation. The statewide, standardized assessment program  
130 shall be designed and implemented as follows:

131 (a) Statewide, standardized comprehensive assessments.—The  
132 statewide, standardized Reading assessment shall be administered  
133 annually in grades 3 through 10. The statewide, standardized  
134 Writing assessment shall be administered annually at least once  
135 at the elementary, middle, and high school levels. When the  
136 Reading and Writing assessments are replaced by English Language  
137 Arts (ELA) assessments, ELA assessments shall be administered to  
138 students in grades 3 through 10. Retake opportunities for the  
139 grade 10 Reading assessment or, upon implementation, the grade  
140 10 ELA assessment must be provided. Students taking the ELA  
141 assessments shall not take the statewide, standardized  
142 assessments in Reading or Writing. ELA assessments shall be  
143 administered online. The statewide, standardized Mathematics  
144 assessments shall be administered annually in grades 3 through  
145 8. Students taking a revised Mathematics assessment shall not  
146 take the discontinued assessment. The statewide, standardized  
147 Science assessment shall be administered annually at least once  
148 at the elementary and middle grades levels. In order to earn a  
149 standard high school diploma, a student who has not earned a

150 passing score on the grade 10 Reading assessment or, upon  
151 implementation, the grade 10 ELA assessment must earn a passing  
152 score on the assessment retake or earn a concordant score as  
153 authorized under subsection (9) ~~(8)~~.

154 (b) End-of-course (EOC) assessments.—EOC assessments must  
155 be statewide, standardized, and developed or approved by the  
156 Department of Education as follows:

157 1. EOC assessments for Algebra I, Geometry, ~~Algebra II,~~  
158 Biology I, United States History, and Civics shall be  
159 administered to students enrolled in such courses as specified  
160 in the course code directory.

161 2. Students enrolled in a course, as specified in the  
162 course code directory, with an associated statewide,  
163 standardized EOC assessment must take the EOC assessment for  
164 such course and may not take the corresponding subject or grade-  
165 level statewide, standardized assessment pursuant to paragraph  
166 (a). Sections 1003.4156 and 1003.4282 govern the use of  
167 statewide, standardized EOC assessment results for students.

168 3. The commissioner may select one or more nationally  
169 developed comprehensive examinations, which may include  
170 examinations for a College Board Advanced Placement course,  
171 International Baccalaureate course, or Advanced International  
172 Certificate of Education course, or industry-approved  
173 examinations to earn national industry certifications identified  
174 in the CAPE Industry Certification Funding List, for use as EOC

175 assessments under this paragraph if the commissioner determines  
 176 that the content knowledge and skills assessed by the  
 177 examinations meet or exceed the grade-level expectations for the  
 178 core curricular content established for the course in the Next  
 179 Generation Sunshine State Standards. Use of any such examination  
 180 as an EOC assessment must be approved by the state board in  
 181 rule.

182 4. Contingent upon funding provided in the General  
 183 Appropriations Act, including the appropriation of funds  
 184 received through federal grants, the commissioner may establish  
 185 an implementation schedule for the development and  
 186 administration of additional statewide, standardized EOC  
 187 assessments that must be approved by the state board in rule. If  
 188 approved by the state board, student performance on such  
 189 assessments constitutes 30 percent of a student's final course  
 190 grade.

191 5. All statewide, standardized EOC assessments must be  
 192 administered online except as otherwise provided in paragraph  
 193 (c).

194 (d) Computer-based assessments. ~~Implementation schedule.~~

195 1. ~~The Commissioner of Education shall establish and~~  
 196 ~~publish on the department's website an implementation schedule~~  
 197 ~~to transition from the statewide, standardized Reading and~~  
 198 ~~Writing assessments to the ELA assessments and to the revised~~  
 199 ~~Mathematics assessments, including the Algebra I and Geometry~~

200 ~~EOC assessments. The schedule must take into consideration~~  
201 ~~funding, sufficient field and baseline data, access to~~  
202 ~~assessments, instructional alignment, and school district~~  
203 ~~readiness to administer the assessments online. All such~~  
204 statewide, standardized assessments, including statewide end-of-  
205 course assessments, ~~must be delivered through computer-based~~  
206 ~~testing, however, the following assessments must be delivered in~~  
207 ~~a computer-based format; however, beginning with the 2018-2019~~  
208 school year, statewide, standardized ELA and mathematics  
209 assessments for grades 3 through 6 must be delivered in a paper-  
210 based format only, ~~as follows: the grade 3 ELA assessment,~~  
211 ~~beginning in the 2017-2018 school year; the grade 3 Mathematics~~  
212 ~~assessment beginning in the 2016-2017 school year; the grade 4~~  
213 ~~ELA assessment, beginning in the 2015-2016 school year; and the~~  
214 ~~grade 4 Mathematics assessment, beginning in the 2016-2017~~  
215 ~~school year.~~

216 2. The Department of Education shall publish minimum and  
217 recommended technology requirements that include specifications  
218 for hardware, software, networking, security, and broadband  
219 capacity to facilitate school district compliance with the  
220 requirements of this section ~~requirement that assessments be~~  
221 ~~administered online.~~

222 (7) ASSESSMENT SCHEDULES AND REPORTING OF RESULTS.—

223 (a) The Commissioner of Education shall establish  
224 schedules for the administration of statewide, standardized

225 assessments and the reporting of student assessment results. The  
226 commissioner shall consider the observance of religious and  
227 school holidays when developing the schedules. The assessment  
228 and reporting schedules must provide the earliest possible  
229 reporting of student assessment results to the school districts,  
230 consistent with the requirements of paragraph (3)(g). Assessment  
231 results for the statewide, standardized ELA and mathematics  
232 assessments and all statewide, standardized EOC assessments must  
233 be made available no later than ~~the week of~~ June 30 ~~&~~, except  
234 for results for the grade 3 statewide, standardized ELA  
235 assessment, which must be made available no later than May 31 ~~of~~  
236 ~~assessments administered in the 2014-2015 school year.~~ School  
237 districts shall administer statewide, standardized assessments  
238 in accordance with the schedule established by the commissioner.

239 (b) By January ~~August~~ of each year, beginning in 2018  
240 ~~2016~~, the commissioner shall publish on the department's website  
241 a uniform calendar that includes the assessment and reporting  
242 schedules for, at a minimum, the next 2 school years. The  
243 uniform calendar must be provided to school districts in an  
244 electronic format that allows each school district and public  
245 school to populate the calendar with, at minimum, the following  
246 information for reporting the district assessment schedules  
247 under paragraph (e) ~~(e)~~:

248 1. Whether the assessment is a district-required  
249 assessment or a state-required assessment.

250           2. The specific date or dates that each assessment will be  
251 administered.

252           3. The time allotted to administer each assessment.

253           4. Whether the assessment is a computer-based assessment  
254 or a paper-based assessment.

255           5. The grade level or subject area associated with the  
256 assessment.

257           6. The date that the assessment results are expected to be  
258 available to teachers and parents.

259           7. The type of assessment, the purpose of the assessment,  
260 and the use of the assessment results.

261           8. A glossary of assessment terminology.

262           9. Estimates of average time for administering state-  
263 required and district-required assessments, by grade level.

264           (c) Beginning with the 2018-2019 school year, the spring  
265 administration of the statewide, standardized assessments in  
266 paragraphs (3) (a) and (b), excluding assessment retakes, must be  
267 in accordance with the following schedule:

268           1. The grade 3 statewide, standardized ELA assessment, the  
269 writing portion of the statewide, standardized ELA assessments,  
270 and any statewide, standardized assessment delivered in a paper-  
271 based format must be administered no earlier than April 1 each  
272 year within an assessment window not to exceed 2 weeks.

273           2. With the exception of assessments identified in  
274 subparagraph 1., any statewide, standardized assessment

275 delivered in a computer-based format shall be administered  
276 within a 4-week assessment window that opens no earlier than May  
277 1 each year, and each school district shall administer the  
278 assessment no earlier than 4 weeks before the last day of school  
279 for the district.

280 (d) Beginning with any new contract for the ELA assessment  
281 in grades 3 through 10 and the mathematics assessment in grades  
282 3 through 8 entered into after July 1, 2017, each new assessment  
283 shall be made available once per quarter for students who the  
284 school district has identified through competency-based  
285 education as having mastered the content and who are prepared to  
286 take the applicable assessment in accordance with s. 1003.4996.

287 (h)~~(f)~~ A school district must provide a student's  
288 performance results on district-required local assessments to  
289 the student's teachers within 1 week and to the student's  
290 parents no later than 30 days after administering such  
291 assessments, unless the superintendent determines in writing  
292 that extenuating circumstances exist and reports the extenuating  
293 circumstances to the district school board.

294 (i) The results of statewide, standardized ELA and  
295 mathematics assessments, including assessment retakes, shall be  
296 reported in an easy-to-read and understandable format and  
297 delivered in time to provide useful, actionable information to  
298 students, parents, and to each student's current teacher of  
299 record and teacher of record for the subsequent school year;

300 however, in any case, the district shall provide the results  
301 pursuant to this paragraph within 1 week after receiving the  
302 results from the department. A report of student assessment  
303 results must, at a minimum, contain:

304 1. A clear explanation of the student's performance on the  
305 applicable statewide, standardized assessments.

306 2. Information identifying the student's areas of strength  
307 and areas in need of improvement.

308 3. Specific actions that may be taken, and the available  
309 resources that may be used, by the student's parent to assist  
310 his or her child based on the student's areas of strength and  
311 areas in need of improvement.

312 4. Longitudinal information, if available, on the  
313 student's progress in each subject area based on previous  
314 statewide, standardized assessment data.

315 5. Comparative information showing the student's score  
316 compared to other students in the school district, in the state,  
317 or, if available, in other states.

318 6. Predictive information, if available, showing the  
319 linkage between the scores attained by the student on the  
320 statewide, standardized assessments and the scores he or she may  
321 potentially attain on nationally recognized college entrance  
322 examinations.

323 (8) PUBLICATION OF ASSESSMENTS.—To promote transparency in  
324 the statewide assessment program, the Department of Education,

325 subject to appropriation, shall publish assessments on its  
326 website in accordance with this subsection.

327 (a) Beginning with the 2019-2020 school year, and every 3  
328 years thereafter, the department shall publish each assessment  
329 administered under paragraph (3) (a) and subparagraph (3) (b) 1.,  
330 excluding retake assessments, at least once pursuant to a  
331 schedule determined by the Commissioner of Education. Each  
332 assessment, when published, must have been administered during  
333 the most recent school year.

334 (b) The initial publication of assessments must occur no  
335 later than June 30, 2020, and must include, at a minimum, the  
336 grade 3 ELA and mathematics assessments, the grade 10 ELA  
337 assessment, and the Algebra I EOC assessment.

338 (c) The department must provide materials on its website  
339 to help the public interpret assessment information published  
340 pursuant to this subsection.

341 Section 4. Paragraph (a) of subsection (7) of section  
342 1012.34, Florida Statutes, is amended to read:

343 1012.34 Personnel evaluation procedures and criteria.—

344 (7) MEASUREMENT OF STUDENT PERFORMANCE.—

345 (a) The Commissioner of Education shall approve a formula  
346 to measure individual student learning growth on the statewide,  
347 standardized assessments in English Language Arts and  
348 mathematics administered under s. 1008.22. The formula must be  
349 developed by a third party independent of the assessment

350 administrator, which must verify the suitability of assessment  
351 results for annual student learning growth measures, and must  
352 take into consideration each student's prior academic  
353 performance. The commissioner shall provide schools access to  
354 individual student learning growth data in a user-friendly  
355 format that enables teachers to understand and evaluate the data  
356 and school administrators to improve instruction, evaluate  
357 programs, allocate resources, plan professional development, and  
358 communicate with stakeholders. The formula must not set  
359 different expectations for student learning growth based upon a  
360 student's gender, race, ethnicity, or socioeconomic status. In  
361 the development of the formula, the commissioner shall consider  
362 other factors such as a student's attendance record, disability  
363 status, or status as an English language learner. The  
364 commissioner may select additional formulas to measure student  
365 performance as appropriate for the remainder of the statewide,  
366 standardized assessments included under s. 1008.22 and continue  
367 to select formulas as new assessments are implemented in the  
368 state system. After the commissioner approves the formula to  
369 measure individual student learning growth, the State Board of  
370 Education shall adopt these formulas in rule.

371 Section 5. The Commissioner of Education shall contract  
372 for an independent study to determine whether the SAT and ACT  
373 may be administered in lieu of the grade 10 statewide,  
374 standardized ELA assessment and the Algebra I end-of-course

375 assessment for high school students consistent with federal  
376 requirements under 20 U.S.C. s. 6311(b)(2)(H). The commissioner  
377 shall submit a report containing the results of such review and  
378 any recommendations to the Governor, the President of the  
379 Senate, the Speaker of the House of Representatives, and the  
380 State Board of Education by January 1, 2018.

381 Section 6. For the 2017-2018 fiscal year, the sum of  
382 \$339,611 in nonrecurring funds is appropriated from the General  
383 Revenue Fund to the Department of Education to implement section  
384 5 of this act; the sum of \$1,247,251 in recurring funds is  
385 appropriated from the General Revenue Fund to the Department of  
386 Education to implement the provisions in s. 1008.22(7)(i),  
387 Florida Statutes, created by this act; the sum of \$3,085,978 in  
388 recurring funds is appropriated from the General Revenue Fund to  
389 the Department of Education to implement the provisions in s.  
390 1008.22(8), Florida Statutes, created by this act; the sum of  
391 \$11.2 million in recurring funds is appropriated from the  
392 General Revenue Fund to the Department of Education to implement  
393 the revisions made to s. 1008.22(3)(d), Florida Statutes, by  
394 this act; and the sum of \$3.4 million in recurring funds is  
395 appropriated from the General Revenue Fund to the Department of  
396 Education to implement section 4 of this act.

397 Section 7. This act shall take effect July 1, 2017.