



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  
24          independent analysis of student learning growth data;  
25          providing for access to student learning growth



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

35

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

37

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

40 1003.4282 Requirements for a standard high school  
41 diploma.—

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

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



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

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

64 1003.4285 Standard high school diploma designations.—

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

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

71 1. Mathematics.—Earn one credit in Algebra II and one  
72 credit in statistics or an equally rigorous course. Beginning  
73 with students entering grade 9 in the 2014-2015 school year,  
74 pass the ~~Algebra II and~~ Geometry statewide, standardized  
75 assessment ~~assessments~~.



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

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

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

97           5. Electives.—Earn at least one credit in an Advanced  
98 Placement, an International Baccalaureate, an Advanced  
99 International Certificate of Education, or a dual enrollment  
100 course.



101 Section 3. Paragraphs (c) through (f) and paragraph (g) of  
102 subsection (7) of section 1008.22, Florida Statutes, are  
103 redesignated as paragraphs (e) through (h) and paragraph (j),  
104 respectively, subsections (8) through (12) are renumbered as  
105 subsections (9) through (13), respectively, paragraphs (a), (b),  
106 and (d) of subsection (3), paragraphs (a) and (b) and present  
107 paragraph (f) of subsection (7), and paragraph (e) of subsection  
108 (11) are amended, new paragraphs (c), (d), and (i) are added to  
109 subsection (7), and a new subsection (8) is added to that  
110 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) 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 assessments must be delivered through computer-based testing,  
205 however, the following assessments must be delivered in a  
206 computer-based format, as follows: ~~the grade 3 ELA assessment,~~  
207 ~~beginning in the 2017-2018 school year;~~ the grade 3 Mathematics  
208 assessment beginning in the 2016-2017 school year; the grade 4  
209 ELA assessment, beginning in the 2015-2016 school year; and the  
210 grade 4 Mathematics assessment, beginning in the 2016-2017  
211 school year. Beginning with the 2018-2019 school year,  
212 statewide, standardized ELA and mathematics assessments for  
213 grades 3 through 6 must be delivered in a paper-based format  
214 only.

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

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

222 (a) The Commissioner of Education shall establish  
223 schedules for the administration of statewide, standardized  
224 assessments and the reporting of student assessment results. The  
225 commissioner shall consider the observance of religious and



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

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

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

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



- 251 3. The time allotted to administer each assessment.
- 252 4. Whether the assessment is a computer-based assessment  
253 or a paper-based assessment.
- 254 5. The grade level or subject area associated with the  
255 assessment.
- 256 6. The date that the assessment results are expected to be  
257 available to teachers and parents.
- 258 7. The type of assessment, the purpose of the assessment,  
259 and the use of the assessment results.
- 260 8. A glossary of assessment terminology.
- 261 9. Estimates of average time for administering state-  
262 required and district-required assessments, by grade level.
- 263 (c) Beginning with the 2018-2019 school year, the spring  
264 administration of the statewide, standardized assessments in  
265 paragraphs (3)(a) and (b), excluding assessment retakes, must be  
266 in accordance with the following schedule:
- 267 1. The grade 3 statewide, standardized ELA assessment and  
268 the writing portion of the statewide, standardized ELA  
269 assessment for grades 4 through 10 must be administered no  
270 earlier than April 1 each year within an assessment window not  
271 to exceed 2 weeks.
- 272 2. With the exception of assessments identified in  
273 subparagraph 1., any statewide, standardized assessment that is  
274 delivered in a paper-based format must be administered no  
275 earlier than May 1 each year within an assessment window not to



276 exceed 2 weeks.

277 3. With the exception of assessments identified in  
278 subparagraphs 1. and 2., any statewide, standardized assessment  
279 must be administered within a 4-week assessment window that  
280 opens no earlier than May 1 each year.

281  
282 Each school district shall administer the assessments identified  
283 under subparagraphs 2. and 3. no earlier than 4 weeks before the  
284 last day of school for the district.

285 (d) Beginning with any new contract for the ELA assessment  
286 in grades 3 through 10 and the mathematics assessment in grades  
287 3 through 8 entered into after July 1, 2017, each new assessment  
288 shall be made available once per quarter for students who the  
289 school district has identified through competency-based  
290 education as having mastered the content and who are prepared to  
291 take the applicable assessment in accordance with s. 1003.4996.

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

299 (i) The results of statewide, standardized ELA and  
300 mathematics assessments, including assessment retakes, shall be



301 reported in an easy-to-read and understandable format and  
302 delivered in time to provide useful, actionable information to  
303 students, parents, and each student's current teacher of record  
304 and teacher of record for the subsequent school year; however,  
305 in any case, the district shall provide the results pursuant to  
306 this paragraph within 1 week after receiving the results from  
307 the department. A report of student assessment results must, at  
308 a minimum, contain:

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

311 2. Information identifying the student's areas of strength  
312 and areas in need of improvement.

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

317 4. Longitudinal information, if available, on the  
318 student's progress in each subject area based on previous  
319 statewide, standardized assessment data.

320 5. Comparative information showing the student's score  
321 compared to other students in the school district, in the state,  
322 or, if available, in other states.

323 6. Predictive information, if available, showing the  
324 linkage between the scores attained by the student on the  
325 statewide, standardized assessments and the scores he or she may



326 potentially attain on nationally recognized college entrance  
327 examinations.

328 (8) PUBLICATION OF ASSESSMENTS.—To promote transparency in  
329 the statewide assessment program, the Department of Education,  
330 subject to appropriation, shall publish assessments on its  
331 website in accordance with this subsection.

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

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

343 (c) The department must provide materials on its website  
344 to help the public interpret assessment information published  
345 pursuant to this subsection.

346 (11) REPORTS.—The Department of Education shall annually  
347 provide a report to the Governor, the President of the Senate,  
348 and the Speaker of the House of Representatives which shall  
349 include the following:

350 (e) The number of students who after 8th grade enroll in



351 adult education rather than other secondary education, which is  
352 defined as grades 9 through 12.

353 Section 4. Paragraph (a) of subsection (7) of section  
354 1012.34, Florida Statutes, is amended to read:

355 1012.34 Personnel evaluation procedures and criteria.—

356 (7) MEASUREMENT OF STUDENT PERFORMANCE.—

357 (a) The Commissioner of Education shall approve a formula  
358 to measure individual student learning growth on the statewide,  
359 standardized assessments in English Language Arts and  
360 mathematics administered under s. 1008.22. The formula must take  
361 into consideration each student's prior academic performance. A  
362 third party, independent of the assessment developer, must  
363 analyze student learning growth data calculated using the  
364 formula and provide access to a data visualization tool that  
365 enables teachers to understand and evaluate the data and school  
366 administrators to improve instruction, evaluate programs,  
367 allocate resources, plan professional development, and  
368 communicate with stakeholders. The formula must not set  
369 different expectations for student learning growth based upon a  
370 student's gender, race, ethnicity, or socioeconomic status. In  
371 the development of the formula, the commissioner shall consider  
372 other factors such as a student's attendance record, disability  
373 status, or status as an English language learner. The  
374 commissioner may select additional formulas to measure student  
375 performance as appropriate for the remainder of the statewide,



376 standardized assessments included under s. 1008.22 and continue  
377 to select formulas as new assessments are implemented in the  
378 state system. After the commissioner approves the formula to  
379 measure individual student learning growth, the State Board of  
380 Education shall adopt these formulas in rule.

381 Section 5. The Commissioner of Education shall contract  
382 for an independent study to determine whether the SAT and ACT  
383 may be administered in lieu of the grade 10 statewide,  
384 standardized ELA assessment and the Algebra I end-of-course  
385 assessment for high school students consistent with federal  
386 requirements under 20 U.S.C. s. 6311(b) (2) (H). The commissioner  
387 shall submit a report containing the results of such review and  
388 any recommendations to the Governor, the President of the  
389 Senate, the Speaker of the House of Representatives, and the  
390 State Board of Education by January 1, 2018.

391 Section 6. For the 2017-2018 fiscal year, the sum of  
392 \$339,611 in nonrecurring funds is appropriated from the General  
393 Revenue Fund to the Department of Education to implement section  
394 5 of this act; the sum of \$1,173,883 in recurring funds is  
395 appropriated from the General Revenue Fund to the Department of  
396 Education to implement the provisions in s. 1008.22(7)(i),  
397 Florida Statutes, created by this act; the sum of \$2,904,450 in  
398 recurring funds is appropriated from the General Revenue Fund to  
399 the Department of Education to implement the provisions in s.  
400 1008.22(8), Florida Statutes, created by this act; the sum of





CS/CS/CS/HB 549, Engrossed 1

2017

401 \$11.2 million in recurring funds is appropriated from the  
402 General Revenue Fund to the Department of Education to implement  
403 the revisions made to s. 1008.22(3)(d), Florida Statutes, by  
404 this act; and the sum of \$3.4 million in recurring funds is  
405 appropriated from the General Revenue Fund to the Department of  
406 Education to implement section 4 of this act.

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